



# Ordinary Council Meeting

7:00 pm Wednesday 27 March 2024

**Venue:**

Rockdale Town Hall,  
Level 1, 448 Princess Highway,  
Rockdale

Contract Us:

1300 581 299 or 9562 1666

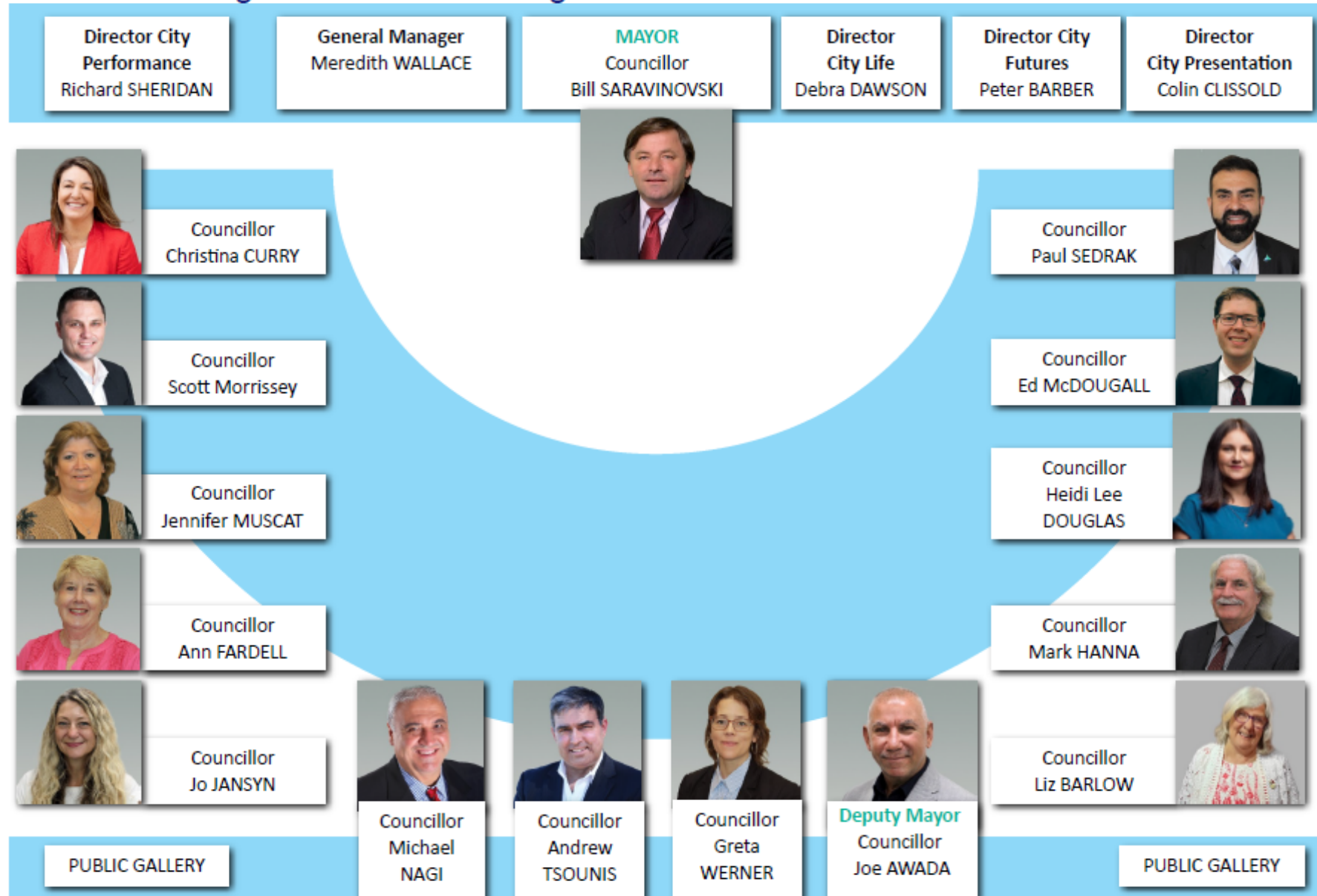
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PO Box 21, Rockdale NSW 2216

ABN: 80 690 785 443



## Council Meeting – Councillor Seating



# 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 27 March 2024 at 7:00 PM**

## **AGENDA**

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**15 CONCLUSION OF THE MEETING**

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

27/03/2024

Item No	6.1
Subject	<b>Minutes of the Council Meeting - 28 February 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF23/8070

### Officer Recommendation

That the Minutes of the Council Meeting held on 28 February 2024 be confirmed as a true record of proceedings.

### Present

Councillor Bill Saravinovski, Mayor  
Councillor Joe Awada, Deputy Mayor  
Councillor Liz Barlow  
Councillor Christina Curry  
Councillor Heidi Lee Douglas  
Councillor Ann Fardell  
Councillor Mark Hanna  
Councillor Jo Jansyn  
Councillor Scott Morrissey  
Councillor Jennifer Muscat  
Councillor Michael Nagi  
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  
Warwick Lawrence, Acting Manager Governance & Risk  
Joe Cavagnino, Manager Procurement & Fleet (via audio-visual link)  
Louise Farrell, Manager City Projects (via audio-visual link)  
Josie Hodgson, Acting Manager Property  
Lorraine Olmedo, Manager Communications & Engagement  
Luke Phillips, Manager Finance (via audio-visual link)  
Bryce Spelta, Manager City Infrastructure (via audio-visual link)  
Bobbi Mayne, Manager Libraries & Lifestyle  
Karen Barrass, Acting Coordinator Governance  
Leesa Schibeci, Financial Controller (via audio-visual link)

Christina Chin, Senior Financial Business Partner (via audio-visual link)  
Waisale Iowane, Head of Financial Strategy & Reporting (via audio-visual link)  
Patrick Cremin, Arts & Culture Specialist (via audio-visual link)  
Wolfgang Gill, IT Service Management Officer  
Zeljko Erceg, Systems Engineer – Information Technology  
Anne Suann, Governance Officer

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## **1 Opening of Meeting**

The Mayor opened the meeting in the Council Chambers, Rockdale Town Hall, Level 1, 448 Princes Highway, Rockdale at 7:11 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 Youtube channel, 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 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.

## **3 Opening Prayer**

Father Valentin Mendoza, from St Therese Parish, Mascot, opened the meeting in prayer.

## **Condolences**

### **Vale George Murray**

Councillor Curry conveyed her condolences for the late George Murray who was a long serving Group Leader at Kingsford Smith Scout Group for over 43 years.

## **Presentations**

### **Presentation of Award to Ms Dyett**

The Mayor presented a certificate to Ms Georgette Dyett to recognise her achievements after competing in the 2023 Shotokan Karate-Do International Federation (SKIF) World Karate Championships in Hungary-Gyor and receiving 1st Place in the KATA Senior Women's Division.

**Presentation of Award to Mr Massimo Cassino**

The Mayor and Councillors Curry Morrissey, Muscat and Jansyn made a presentation to Mr Massimo Cassino, one of the joint winners of the Bayside Sports person of the Year for 2024 Award, for his achievements in athletics.

**Presentation from The Greek Orthodox Community of NSW – 42<sup>nd</sup> Greek Festival of Sydney**

Councillor Sedrak represented the Mayor at the 42nd Greek Festival of Sydney held at Darling Harbour last weekend. Bayside Council is a major sponsor of the festival.

The following two items were presented to Councillor Sedrak by The Greek Orthodox Community of NSW who presented them to the Mayor at the Council Meeting:

- A framed Certificate of Appreciation
- A glass plaque in appreciation of Bayside Council's valued sponsorship and support of the 42<sup>nd</sup> Greek Festival of Sydney 2024

**4 Apologies and Attendance via audio visual link****Apologies****RESOLUTION**

Minute No. 2024/001

Resolved on the motion of Councillors Nagi and Douglas

That the following apology be received:

- Councillor McDougall

**Leave of Absence**

There were no applications for Leave of Absence received.

**Attendance Via Audio-Visual Link**

There were no Council members in attendance via audio-visual link.



## 5 Disclosures of Interest

### Councillor Saravinovski

#### **Item 11.3 CPE24.002 – Proposed Local Planning Agreement – Cooks Cove Planning Proposal**

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CPE24.002 on the basis that when he was Mayor at Rockdale City Council (about 15 years ago) he was briefed by the applicant and the staff who were in attendance, but not about this proposal, and stated he would remain in the meeting for consideration and voting on the matter.

### Councillor Curry

#### **Item 11.2 CP24.003 - Tender - SSROC T2023-01 Provision of Temporary and Permanent Staffing - Agency, Vendor Systems and Managed Services**

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP24.003 on the basis that she is a Bayside representative to the SSROC, and stated she would remain in the meeting for consideration and voting on the matter.

### Councillor Morrissey

#### **Item 11.2 CP24.003 - Tender - SSROC T2023-01 Provision of Temporary and Permanent Staffing - Agency, Vendor Systems and Managed Services**

Councillor Morrissey declared a Less than Significant Non-Pecuniary Interest in Item 11.2 CP24.003 on the basis that he is a Bayside representative to the SSROC, and stated he would remain in the meeting for consideration and voting on the matter.

### Councillor Nagi

#### **Item 11.3 CPE24.002 – Proposed Local Planning Agreement – Cooks Cove Planning Proposal**

Councillor Nagi declared that a conflict of duties arises in Item 11.3 CPE24.002 on the basis he is a delegate on the Sydney Eastern City Planning Panel, and stated he would leave the meeting for consideration and voting on the matter.

#### **Item 11.3 CPE24.004 – Draft Submission on Planning Proposal – 776 & 792-794 Botany Road and 33-37 Henry Kendall Crescent, Mascot (Land & Housing Corporation Site)**

Councillor Nagi declared that a conflict of duties arises in Item 11.3 CPE24.004 on the basis he is a delegate on the Sydney Eastern City Planning Panel, and stated he would leave the meeting for consideration and voting on the matter.

### Councillor Awada

#### **Item 11.3 CPE24.002 – Proposed Local Planning Agreement – Cooks Cove Planning Proposal**

Councillor Awada declared that a conflict of duties arises in Item 11.3 CPE24.002 on the basis he is a delegate on the Sydney Eastern City Planning Panel, and stated he would leave the meeting for consideration and voting on the matter.

**Item 11.3 CPE24.004 – Draft Submission on Planning Proposal – 776 & 792-794 Botany Road and 33-37 Henry Kendall Crescent, Mascot (Land & Housing Corporation Site)**

Councillor Awada declared that a conflict of duties arises in Item 11.3 CPE24.004 on the basis he is a delegate on the Sydney Eastern City Planning Panel, and stated he would leave the meeting for consideration and voting on the matter.

**Councillor Hanna****Item 10.12 – Late Item – Aquatic Centres - Cash Facilities - Progress Report**

Councillor Hanna declared a Less than Significant Non-Pecuniary Interest in Item 10.12 on the basis that he is a Foundation Member of the Angelo Anestis Aquatic Centre, and stated he would remain in the meeting for consideration and voting on the matter.

**Councillor Douglas****Item 7.2 – Mayoral Minute - Update on Fixed Speed & Noise Cameras**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 7.2 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.

**Item 10.6 – Arts and Culture Strategy - Additional Information to Item CS24.004**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 10.6 on the basis that she has worked in the creative industry, and stated she would remain in the Chamber for consideration and voting on the matter.

**Item 11.1 CS24.002 - Bay Street Trial Closure - Final Report**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.1 CS24.002 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.

**Item 11.1 CS24.004 – Arts and Culture Strategy**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.1 CS24.004 on the basis that she has worked in the creative industry, and stated she would remain in the Chamber for consideration and voting on the matter.

**Item 11.4 BTC23.155 – Bestic Street, Kyeemagh - Raised dual pedestrian and cycleway crossing**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.4 BTC23.155 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.

**Item 11.4 BTC23.162 – Riverside Drive, Sans Souci - Proposed Raised Pedestrian Crossing**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.4 BTC23.162 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.

**Item 12.3 – Notice of Motion - State Resources for Cooks River**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 12.3 on the basis that she is a founder of the Bayside Paddle Group, and stated she would remain in the Chamber for consideration and voting on the matter.

**Item 12.6 – Notice of Motion - Crush the Cars**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 12.6 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.

**6 Minutes of Previous Meetings****6.1 Minutes of the Council Meeting - 22 November 2023****RESOLUTION**

Minute No. 2024/002

Resolved on the motion of Councillors Jansyn and Nagi

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

**6.2 Minutes of the Extraordinary Council Meeting - 6 December 2023****RESOLUTION**

Minute No. 2024/003

Resolved on the motion of Councillors Jansyn and Nagi

That the Minutes of the Extraordinary Council Meeting held on 6 December 2023 be confirmed as a true record of proceedings.

**7 Mayoral Minutes****7.1 Mayoral Minute - Cost Shifting onto Local Government****RESOLUTION**

Minute No. 2024/004

Resolved on the motion of Councillor Saravinovski

- 1 That Council receives and notes the findings of the LGNSW Cost Shifting report for the 2021/2022 financial year.
- 2 That Council writes to the Premier, the NSW Treasurer and the NSW Minister for Local Government thanking them for instigating an Upper House Parliamentary

Inquiry into how Councils are funded, cost shifting and the impacts of rate capping.

## **7.2 Mayoral Minute - Update on Fixed Speed & Noise Cameras**

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

### **RESOLUTION**

Minute No. 2024/005

Resolved on the motion of Councillors Nagi and Douglas

That Council receives and notes the update on the fixed speed cameras and noise camera trial.

## **7.3 Mayoral Minute - Reviewing Visual Aspects of how Bayside celebrates Christmas**

### **RESOLUTION**

Minute No. 2024/006

Resolved on the motion of Councillors Nagi and Tsounis

That Council conducts a review of all decorations to be utilised for Christmas 2024, including budget considerations prior to the adoption of the 2024/25 Operational Plan and Budget.

## **7.4 Mayoral Minute - Councillor Planning Workshop**

### **RESOLUTION**

Minute No. 2024/007

Resolved on the motion of Councillors Nagi and Morrissey

That Councillors and staff involved in the preparation and delivery of the recent Councillor Workshop be acknowledged for their contribution and for their commitment and dedication to the Bayside community.

## **7.5 Supplementary - Mayoral Minute - Bexley Chamber of Commerce 100 Years**

### **RESOLUTION**

Minute No. 2024/008

Resolved on the motion of Councillors Tsounis and Nagi

That Council acknowledges and congratulates Bexley Chamber of Commerce on its 100<sup>th</sup> anniversary.

## 8 Items by Exception

### Procedural Motion

#### RESOLUTION

Minute No. 2024/009

Resolved on the motion of Councillors Morrissey and Curry

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

### Multiple Business Items

#### RESOLUTION

Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

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

1. 10.2 ..... M6 Stage 1 Project Exclusive Possession part Lot 4 DP1189
2. 10.8 ..... Statutory Financial Report - January 2023
3. 10.10 ..... Response to Question - Riverine Park Landscape Masterplan Development
4. 10.11 Response to Question - EOI for the mural projects on the Mascot and Botany Bay
5. 11.1 ..... Minutes of the City Services Committee Meeting - 7 February 2024
  - CS24.001 LGBTQ Inclusion Forum - post-event actions
  - CS24.004 Arts and Culture Strategy
6. 11.2 ... Minutes of the Corporate Performance Committee Meeting - 7 February 2024
  - CP24.001 Tender - Kingsgrove Ave Reserve Amenities
  - CP24.002 Tender - Bus Shelter Advertising
  - CP24.003 Tender - SSROC T2023-01 Provision of Temporary and Permanent Staffing - Agency, Vendor Systems and Managed Services
  - CP24.004 Customer Experience Strategy Exhibition Results and Update
7. 11.2 ... Minutes of the Corporate Performance Committee Meeting - 14 February 2024
8. 11.3 Minutes of the City Planning & Environment Committee Meeting - 14 February 2024

- CPE24.001 Draft Submission on NSW Government's Transport Oriented Development Program
- CPE24.003 Western Sydney International Airport Flightpaths EIS - Draft Submission
- CPE24.007 Draft Submission to NSW Department of Planning and Environment - State Significant Development at 26-42 Eden Street & 161-179 Princes Highway, Arncliffe (SSD-11429726)
- CPE24.009 NSW Government Proposed Reforms to Outdoor Dining on Private Land and Live Music Venues
- 9. 11.4 ..... Minutes of the Bayside Traffic Committee Meeting - 13 December 2
  - BTC23.154 Recommendation for the Installation of a designated Accessible Parking Space on Arncliffe Street, Wolli Creek
  - BTC23.155 Bestic Street, Kyeemagh - Raised dual pedestrian and cycleway crossing
  - BTC23.156 Cadia Street, Kogarah - Proposed conversion of 'No Stopping 8 am - 9:30 am and 2:30 pm - 4 pm School Days' to 'No Stopping' restrictions in cul-de-sac
  - BTC23.157 Dillon Street, Ramsgate - Proposed 10m Works Zone for 31 Weeks
  - BTC23.158 Gordon Street, Rosebery - Proposed 'Motor Bikes Only' Parking and Line Marked Bays Along Short Kerb Section
  - BTC23.159 338-342 King Street, Mascot - Proposed 33m Works Zone for 15 Weeks
  - BTC23.160 Leicester Street intersections with Albert Street and Regent Street, Bexley - 10m Statutory 'No Stopping' restrictions
  - BTC23.161 Monahan Avenue, Banksia - Proposed 'No Parking 6am-10am Thursday' restriction
  - BTC23.162 Riverside Drive, Sans Souci - Proposed Raised Pedestrian Crossing
  - BTC23.163 1A Willison Road, Carlton - Proposed 11m Works Zone for 12 Weeks
  - BTC23.164 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair
  - BTC23.165 Matters referred to the Bayside Traffic Committee by the Chair
  - BTC23.166 General Business
- 10. 11.5 ..... Minutes of the Bayside Traffic Committee Meeting - 14 February 2
  - BTC24.001 Banks Avenue, Daceyville - Proposed Timed 'No Parking' Restrictions
  - BTC24.004 8 Hardie Street, Mascot - Proposed '1P' Parking

	Restriction
BTC24.005	84 High Street, Mascot - Renewal of 10m Works Zone for 18 Weeks from 31 March 2024
BTC24.007	Jacobson Avenue, Kyeemagh - Modification to full time Bus Zone
BTC24.008	338-342 King Street, Mascot - Renewal of 33m Works Zone for 11 Weeks from 12 March 2023
BTC24.009	King Street & King Lane, Rockdale - Proposed Trial Road Closure & Modification to One-Way Traffic Arrangement
BTC24.010	McPherson Street, Banksmeadow - Proposed sections of 'No Parking' restrictions
BTC24.011	Pemberton Street, Botany - Proposed Double BB Line Marking
BTC24.012	Railway Street, Rockdale - Proposed Changes to Parking Restrictions
BTC24.013	111 Ramsgate Road, Ramsgate - Proposed '1P' Parking Restriction
BTC24.014	Ramsgate Road and Dillon Street, Ramsgate - Proposed Changes to Existing Parking and Extension of One-Way Arrangement
BTC24.015	Tenterden Road, Botany - Proposed Parking Restrictions
BTC24.016	10 Tingwell Boulevard, Eastgardens - Request for 70m Works Zone on Banks Avenue
BTC24.017	Traffic congestion at intersection of Princes Highway and Brodie Spark Drive Intersection
BTC24.018	Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair
BTC24.019	Matters referred to the Bayside Traffic Committee by the Chair
BTC24.020	General Business
11.	11.6 Minutes of the Audit Risk & Improvement Committee Meeting - 21 November
12.	11.7 ..... Minutes of the Botany Historical Trust Meeting - 6 November 2



## 9 Public Forum

### 12.6 Notice of Motion - Crush the Car

The following person spoke at the meeting:

- Mr Daniel Begley, affected neighbour, speaking for the Motion (via audio-visual link).

### **BTC24.006 Intersection of Sutherland Street and Lyon Street, Mascot - Proposed 10m Statutory 'No Stopping' Restrictions**

The following person spoke at the meeting:

- Mr Chris Kintis, interested resident, speaking against the Committee Recommendation.

## 10 Reports to Council

### [10.1 Draft Submission on NSW Government's Transport Oriented Development Program - Additional Information to Item CPE24.001](#)

RESOLUTION

Minute No. 2024/013

Resolved on the motion of Councillors Saravinovski and Morrissey

- 1 That Council notes Item CPE.001 in the Minutes of the City Planning & Environment Committee held on 7 February 2024.
- 2 That Council endorses the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the targeted consultation on the Transport Oriented Development Program, including the additional amendments as marked in Attachment 1 to the report.
- 3 That a copy of Council's submission be sent to all Local Members of Parliament.

### [10.2 M6 Stage 1 Project Exclusive Possession part Lot 4 DP1189311](#)

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council provides exclusive possession of part of Lot 4 in DP 1189311 at no cost

to TfNSW for the period commencing 1 March 2024 for 3 years, to construct the Active Transport Corridor.

### **10.3 Quarterly Budget Review Statement - December 2023**

#### **RESOLUTION**

Minute No. 2024/014

Resolved on the motion of Councillors Morrissey and Curry

That the Quarterly Budget Review Statements will remain unchanged and a further budget review be tabled at the next Corporate Performance Committee and then reported back to the March Council Meeting for consideration.

### **10.4 Australian Local Government Association (ALGA) National General Assembly 2024 - Calling for Notices of Motion and Councillor Attendance**

#### **RESOLUTION**

Minute No. 2024/015

Resolved on the motion of Councillors Morrissey and Curry

- 1 That the Mayor and Deputy Mayor be authorised to attend the 2024 National General Assembly and associated functions.
- 2 That the Mayor be authorised to attend the Australian Council of Local Government function on 5 July 2024.
- 3 That Councillors Curry and Jansyn (and any other interested Councillors) attend (either at the venue in Canberra or virtually) the 2024 National General Assembly and associated functions.
- 4 That the Councillors endorsed to attend be registered to attend the 2024 National General Assembly and associated functions in Canberra or virtually on 2-4 July 2024, in accordance with the Expenses & Facilities Policy.
- 5 That the Mayor or his nominee be the voting delegate for the motions considered by the Assembly.
- 6 That any notice of motion for submission to the National General Assembly be brought to the Ordinary Council Meeting on 27 March 2024 for consideration and determination.

**10.5 Waste Conference 2024 - Call for Nominations to Attend**

## RESOLUTION

Minute No. 2024/016

Resolved on the motion of Councillors Saravinovski and Nagi

- 1 That Councillors Nagi and Muscat (and any other interested Councillors) attend the annual Waste Conference in Coffs Harbour from Tuesday 14 May – Thursday 16 May 2024.
- 2 That Councillors registered to attend have their attendance recorded against their Professional Development Plans for 2024 and be required to provide an Attendance Report to Council, as soon as possible after the conference.

**10.6 Arts and Culture Strategy - Additional Information to Item CS24.004**

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

## RESOLUTION

Minute No. 2024/017

Resolved on the motion of Councillors Jansyn and Morrissey

- 1 That Council notes Item CS24.004 in the Minutes of the City Services Committee held on 7 February 2024.
- 2 That Council adopts the Strategy attached to the report.

**10.7 LGBTQ Inclusion Forum Outcomes - Additional Information to Item CS24.001**

## RESOLUTION

Minute No. 2024/018

Resolved on the motion of Councillors Werner and Jansyn

- 1 That Council notes Item CS24.001 in the Minutes of the City Services Committee held on 7 February 2024.
- 2 That Council endorses the recommended actions listed in this report.

### **10.8 Statutory Financial Report - January 2024**

#### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

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

### **10.9 Progress Report on Councillor Notices of Motion**

#### RESOLUTION

Minute No. 2024/019

Resolved on the motion of Councillors Curry and Morrissey

That the Progress Report on Councillor Notices of Motion be noted and all future reports to include the Council Resolution for each item.

### **10.10 Response to Question - Riverine Park Landscape Masterplan Development**

The response was received.

### **10.11 Response to Question - EOI for the mural projects on the Mascot and Botany public amenities blocks**

The response was received.

### **10.12 Late Item - Aquatic Centres - Cash Facilities - Progress Report**

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

#### RESOLUTION

Minute No. 2024/020

Resolved on the motion of Councillors Saravinovski and Tsounis

- 1 That Council notes that 'Load and Go Kiosks' present a potential long term solution to the cash handling issues described in this report but require further investigation.
- 2 That Council introduces cash transactions for all transactions at the Angelo

Anestis Aquatic Centre.

### **Procedural Motion – Adjournment of Meeting**

Councillor Saravinovski adjourned the meeting at 9.29 pm for 10 minutes to allow Councillors and the public to take a break.

The meeting reconvened at 9:39 pm with all Councillors who were previously present.

## **11 Minutes and Reports of Committees**

### **11.1 Minutes of the City Services Committee Meeting - 7 February 2024**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the City Services Committee meeting held on 7 February 2024 be received and the recommendations therein be adopted with the exception of Items 11.1 CS24.002 and 11.1 CS24.003 which were separately dealt with.

### **CS24.001 LGBTQ Inclusion Forum - post-event actions**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Council endorses the recommended actions listed in this report.
- 2 That the language in the recommended actions be strengthened to reflect Council's commitment and an update be provided at Council's meeting of 28 February 2024 and a timeline be provided.

### **CS24.002 Bay Street Trial Closure - Final Report**

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

#### **RESOLUTION**

Minute No. 2024/021

Resolved on the motion of Councillors Tsounis and Sedrak

- 1 That Council receives and notes this report.

- 2 That officers brief Council on the expenditure for this event.

### **CS24.003 Wild Things and Gardens for Wildlife Programs**

#### RESOLUTION

Minute No. 2024/022

Resolved on the motion of Councillors Morrissey and Jansyn

Than this item be deferred to the next City Services Committee for consideration.

### **CS24.004 Arts and Culture Strategy**

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

#### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Council notes the Engagement Report outlining community feedback during the consultation and public exhibition period.
- 2 That Council adopts the amended Arts and Culture Strategy 2024-2029, subject to a reworking of the introduction, which can be presented at the 28 February 2024 Council Meeting.

### **11.2 Minutes of the Corporate Performance Committee Meeting - 7 February 2024**

#### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the Corporate Performance Committee meeting held on 7 February 2024 be received and the recommendations therein be adopted.

### **CP24.001 Tender - Kingsgrove Ave Reserve Amenities**

#### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 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) (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 in accordance with Regulation 178 (1) (a) of the Local Government (General) Regulations 2005, Council accepts the Tender from Carfax Commercial Constructions Pty Ltd for the contract F23/690 being the Kingsgrove Ave Reserve Amenities for the amount of \$1,969,165 exclusive of GST.
- 3 That additional funding of \$400,000 be allocated from the Infrastructure Levy Reserve to allow for the Lump Sum works (Building A) to proceed.

#### **CP24.002 Tender - Bus Shelter Advertising**

##### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 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 not be 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 Council awards the Bus Shelter Advertising Tender contract to Claude Outdoor Pty Ltd.
- 3 That Council officers discuss with supplier additional shelters as per Council's request.
- 4 That Council investigates the impacts of privatisation on the maintenance of existing bus shelters.



**CP24.003 Tender - SSROC T2023-01 Provision of Temporary and Permanent Staffing - Agency, Vendor Systems and Managed Services**

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

**RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That the attachment to this 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 establish panels of contractors, as detailed in the body of the report, be endorsed.

**CP24.004 Customer Experience Strategy Exhibition Results and Update**

**RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That the report is received and noted.
- 2 That the Customer Experience Strategy, Policy and Charter be endorsed.

**11.3 Minutes of the City Planning & Environment Committee Meeting - 14 February 2024**

**RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the City Planning & Environment Committee meeting held on 14 February 2024 be received and the recommendations therein be adopted with the exception of Items 11.3 CPE24.002, 11.3 CPE24.004, 11.3 CPE24.005, 11.3

CPE24.006 and 11.3 CPE24.008 which were separately dealt with.

**CPE24.001 Draft Submission on NSW Government's Transport Oriented Development Program**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Council endorses the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the targeted consultation on the Transport Orientated Development Program.
- 2 That feedback be provided to the Director City Futures by 5:00 pm on Tuesday, 20 February 2024 and that this feedback be included in the submission. A marked up version to also be provided to Councillors prior to the February meeting of Council.

**CPE24.002 Proposed Local Planning Agreement - Cooks Cove Planning Proposal**

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

Councillor Awada had previously declared a conflict of duties, and left the meeting for consideration of, and voting on, this item.

Councillor Nagi had previously declared a conflict of duties, and left the meeting for consideration of, and voting on, this item.

RESOLUTION

Minute No. 2024/023

Resolved on the motion of Councillors Tsounis and Barlow

- 1 That Council endorses the offer to enter into a Planning Agreement with Cooks Cove Inlet Pty Ltd for local infrastructure and development contributions resulting from the Cooks Cove Planning Proposal as detailed in this report.
- 2 That the final Draft Planning Agreement be publicly exhibited in accordance with legislative requirements.
- 3 That the General Manager and delegate(s) are authorised to negotiate and finalise all documentation necessary following the conclusion of the public exhibition period, taking into consideration any submissions.
- 4 That the final Planning Agreement be reported back to Council before execution.

Division (Planning Matter)

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Tsounis, Barlow, Hanna, Douglas and Sedrak

Against: Councillor Werner

The Motion was declared carried.

**CPE24.003 Western Sydney International Airport Flightpaths EIS - Draft Submission**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council endorses the attached draft submission in relation to the exhibited *Environmental Impact Statement for Western Sydney International (Nancy-Bird Walton) Airport - Airspace and flight path design*.

**CPE24.004 Draft Submission on Planning Proposal - 776 & 792-794 Botany Road and 33-37 Henry Kendall Crescent, Mascot (Land & Housing Corporation Site)**

Councillor Awada had previously declared a conflict of duties, and left the meeting for consideration of, and voting on, this item.

Councillor Nagi had previously declared a conflict of duties, and left the meeting for consideration of, and voting on, this item.

RESOLUTION

Minute No. 2024/024

Resolved on the motion of Councillors Fardell and Saravinovski

That the draft submission (Attachment 1 to the report) in response to the Planning Proposal for 776 & 792-794 Botany Road and 33-37 Henry Kendall Crescent, Mascot be endorsed and formally submitted to the NSW Department of Planning, Housing and Infrastructure.

Division (Planning Matter)

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Tsounis, Hanna, Douglas and Sedrak

Against: Councillors Werner and Barlow (abstention)

The Motion was declared carried.

**CPE24.005 Pre-Gateway Report: Draft Planning Proposal at Wentworth Avenue, Eastlakes (Land Occupied by Pedestrian Bridge)**

RESOLUTION

Minute No. 2024/025

Resolved on the motion of Councillors Jansyn and Morrissey

- 1 That Council notes the advice of the Bayside Local Planning Panel.
- 2 That Council:
  - a) endorses the draft Planning Proposal for the inclusion of *Signage* as an Additional Permitted Use for the extent of land occupied by the pedestrian bridge over Wentworth Avenue, Eastlakes;
  - b) forwards the draft Planning Proposal and supporting documents to the Department of Planning, Housing and Infrastructure for a Gateway Determination with a request that Council be authorised as the Local Plan Making Authority (LPMA);
  - c) delegates authority to the General Manager to make any amendments to the Planning Proposal and supporting documents prior to public exhibition;
  - d) subject to receiving a Gateway determination from the Department of Planning, Housing and Infrastructure, and satisfying any conditions, proceeds to public exhibition for community and stakeholder input; and
  - e) considers a further report following the results of public exhibition to consider any submissions received, and any changes to the draft Planning Proposal arising from the exhibition process.

Division (Planning Matter)

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

The Motion was declared carried.

**CPE24.006 Post Exhibition Report - Concept Design: Banksia/Arncliffe to Barton and Riverine Park Pedestrian and Cycle Link**

RESOLUTION

Minute No. 2024/026

Resolved on the motion of Councillors Douglas and Werner

- 1 That the exhibited design for the Arncliffe to Barton and Riverine Park

Pedestrian and cycle links project is endorsed.

- 2 That the Banksia/Arncliffe to Barton and Riverine Park Pedestrian and cycle links project proceeds to the detail design phase.
- 3 That all contributors to the engagement process be advised of the Council's decision and thanked for their submissions.

**CPE24.007 Draft Submission to NSW Department of Planning and Environment - State Significant Development at 26-42 Eden Street & 161-179 Princes Highway, Arncliffe (SSD-11429726)**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council endorses the draft submission in relation to Modification 3 for the State Significant Development Application (SSDA) for 26-42 Eden Street and 161-179 Princes Highway, Arncliffe.

**CPE24.008 Post Exhibition Report - Planning Proposal for Housekeeping and Other Amendments to the Bayside LEP 2021**

RESOLUTION

Minute No. 2024/027

Resolved on the motion of Councillors Jansyn and Sedrak

- 1 That Council notes the submission received during exhibition of the Planning Proposal.
- 2 That Council proceeds with the Planning Proposal and forwards it to the Department of Planning, Housing and Infrastructure, as the Local Plan Making Authority, requesting that the LEP amendment be finalised.
- 3 That Council notes the Department of Planning, Housing and Infrastructure, as the Local Plan Making Authority, will determine whether the Planning Proposal will proceed, pursuant to Section 3.36 of the *Environmental Planning and Assessment Act 1979*.

Division (Planning Matter)

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

Against: Councillor Barlow (abstention)

The Motion was declared carried.

**CPE24.009 NSW Government Proposed Reforms to Outdoor Dining on Private Land and Live Music Venues**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council endorses the submission made on 15 November 2023 to the Department of Planning, Housing and Infrastructure in relation to the proposed reforms to Outdoor Dining on Private Land and Live Music Venues, noting that a number of the proposed reforms have already been finalised and implemented by the State Government.

**11.4 Minutes of the Bayside Traffic Committee Meeting - 13 December 2023**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the Bayside Traffic Committee meeting held on 13 December 2023 be received and the recommendations therein be adopted.

**BTC23.154 Recommendation for the Installation of a designated Accessible Parking Space on Arncliffe Street, Wolli Creek**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That approval be given to the installation of a designated accessible parking space on Arncliffe Street, Wolli Creek, as indicated in the attached plan.

**BTC23.155 Bestic Street, Kyeemagh - Raised dual pedestrian and cycleway crossing**

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

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That a dual pedestrian and cycleway raised crossing is constructed in Bestic Street, Kyeemagh (in front of No.93 Bestic Street).
- 2 That a pram ramp is installed in Francis Avenue to allow Cyclists to safely manoeuvre the intersection with Bestic Street.
- 3 That lighting is designed and installed over the new dual pedestrian and cycleway raised crossing as per the required lighting standard.

**BTC23.156 Cadia Street, Kogarah - Proposed conversion of 'No Stopping 8 am - 9:30 am and 2:30 pm - 4 pm School Days' to 'No Stopping' restrictions in cul-de-sac**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That approval be given to the proposed conversion of 'No Stopping 8 am - 9:30 am and 2:30 pm - 4 pm School Days' to full time 'No Stopping' restrictions in the cul-de-sac, as per attached drawings.

**BTC23.157 Dillon Street, Ramsgate - Proposed 10m Works Zone for 31 Weeks**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the installation of a 10m 'Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat' restriction along the southern kerb line of Dillon Street, for the duration of 31 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within Dillon Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 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 'Medium Rigid Vehicle'.
- 4 That the applicant notifies Council 6 Weeks in advance of required extension to the 31 week 'Works Zone'.
- 5 That the applicant notifies the adjacent properties of the approved Works Zone



and provides a copy to Council for record.

**BTC23.158 Gordon Street, Rosebery - Proposed 'Motor Bikes Only' Parking and Line Marked Bays Along Short Kerb Section**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given for the kerb to be utilised for the provision of two (2) line marked motorbike parking bays, 2.5m x 1.2m each.
- 2 That approval be given for the signposting of a 2.4m wide 'Motor Bikes Only' parking zone.

**BTC23.159 338-342 King Street, Mascot - Proposed 33m Works Zone for 15 Weeks**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the installation of a 33m 'Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat' restriction along the southern kerb line of King Street, for the duration of 15 weeks, subject to relevant conditions.
- 2 That applicant must ensure that construction vehicles do not queue within King Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions in King Street not be changed on account of this proposal and two-way traffic flow be maintained in King Street at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council's Traffic and Road Safety Team of any proposed applications through the 'National Heavy Vehicle Regulator' authority.
- 5 That the developer and associated sub-contractors comply with conditions imposed by the 'National Heavy Vehicle Regulator' approved Permits.
- 6 That the applicant notifies Council 6 Weeks in advance of required extension to the 36 week 'Works Zone'.
- 7 That the applicant notifies the adjacent properties of the approved Works Zone and provides a copy to Council for record.

**BTC23.160 Leicester Street intersections with Albert Street and Regent Street, Bexley - 10m Statutory 'No Stopping' restrictions**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the proposed 'No Stopping' signage, as indicated on the attached plan, be approved.

**BTC23.161 Monahan Avenue, Banksia - Proposed 'No Parking 6am-10am Thursday' restriction**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That approval be given to the proposed installation of 'No Parking 6 am – 10 am Thursday' restriction at the cul-de-sac end of Monahan Avenue, Banksia, as per the attached drawing.

**BTC23.162 Riverside Drive, Sans Souci - Proposed Raised Pedestrian Crossing**

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

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That approval be given to the proposed installation of a raised pedestrian crossing with associated signs and linemarking, as per attached drawings, to improve pedestrian safety at this location.

**BTC23.163 1A Willison Road, Carlton - Proposed 11m Works Zone for 12 Weeks**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the installation of a 11m 'Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat' restriction along the southern kerb line of Willison Road, for the duration of 12 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within Willison Road or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the two-way traffic flow be maintained in Willison Road at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That approval be given to limit the movement of heavy vehicle till Heavy Rigid Vehicle due to constraint in existing road infrastructure.
- 5 That the applicant notifies Council 6 Weeks in advance of required extension to the 42 week 'Works Zone'.
- 6 That the applicant notifies the adjacent properties of the approved Works Zone and provides a copy to Council for record.

#### **BTC23.164 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair**

##### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the update on outstanding matters referred to the Bayside Traffic Committee by the Chair be noted.

#### **BTC23.165 Matters referred to the Bayside Traffic Committee by the Chair**

##### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the matters raised by the Chair be received, noted and action taken as necessary.

#### **BTC23.166 General Business**

##### RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Chair confer with formal Committee members on Items without notice.

### **11.5 Minutes of the Bayside Traffic Committee Meeting - 14 February 2024**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the Bayside Traffic Committee meeting held on 14 February 2024 be received and the recommendations therein be adopted with the exception of Items 11.4 BTC24.002, 11.4 BTC24.003 and 11.4 BTC24.006 which were separately dealt with.

#### **11.5 BTC24.001 Banks Avenue, Daceyville - Proposed Timed 'No Parking' Restrictions**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That approval be given to the proposed conversion of 20-metre unrestricted parking to 'No Parking 8 am – 9:30 am and 2:30 pm – 4 pm School Days' restrictions along Banks Avenue, Daceyville, between the southern driveway of Hartford College and Gwea Avenue.

### **BTC24.002 Banksia Bridge (Railway St) Parapet Traffic Protection**

#### **RESOLUTION**

Minute No. 2024/028

Resolved on the motion of Councillors Werner and Tsounis

That approval be provided for the upgrade of Railway Street, Banksia, near the Banksia Bridge, as per the drawings attached to the report.

**BTC24.003 Bexley North Toilet Amenities Demolition - Installation of Loading Zone Signage**

RESOLUTION

Minute No. 2024/029

Resolved on the motion of Councillors Barlow and Tsounis

That approval be given for the installation of a 'Loading Zone' on Shaw Lane, outside the Bexley North Library, as per the drawing attached to the report.

**BTC24.004 8 Hardie Street, Mascot - Proposed '1P' Parking Restriction**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given for the installation of '1P' parking restrictions in Hardie Street, Bexley, as per the attached drawing.
- 2 That the applicant be informed that enforcement will be carried out subject to availability of resources.

**BTC24.005 84 High Street, Mascot - Renewal of 10m Works Zone for 18 Weeks from 31 March 2024**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the installation of a 10m 'Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat' restrictions along the southern kerb line of 84 High Street, Mascot, for the duration of 26 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within High Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions in High Street not be changed on account of this proposal and two-way traffic flow be maintained in High Street at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council's Traffic and Road Safety Team of any proposed applications through the 'National Heavy Vehicle Regulator' authority.

- 5 That the developer and associated sub-contractors comply with conditions imposed by the 'National Heavy Vehicle Regulator' approved Permits.
- 6 That the developer limits the movement of vehicles to 8m 'Medium Rigid Vehicles' (MRV) due to constraint in the existing road infrastructure.
- 7 That all inbound construction vehicles approaching the site must use Botany Road, turn left into High Street. All outbound construction vehicles must manoeuvre within the site and turn left onto High Street and proceed into O'Riordan Street.
- 8 That the applicant notifies Council 6 Weeks in advance if further extension is required.
- 9 That the applicant notifies the adjacent properties of the approved Work Zone and provides a copy to Council for record.

**BTC24.006 Intersection of Sutherland Street and Lyon Street, Mascot - Proposed 10m Statutory 'No Stopping' Restrictions**

The following person spoke at the meeting:

- Mr Chris Kintis, interested resident, speaking against the Committee Recommendation.

A written submission was received from:

- Mr Chris Kintis, interested resident, against the Committee Recommendation

and was distributed to Councillors prior to the Council Meeting.

**RESOLUTION**

Minute No. 2024/012

Resolved on the motion of Councillors Curry and Tsounis

- 1 That approval be given for the installation of yellow line marking instead of statutory 10m 'No Stopping' signs at the intersection of Sutherland Street and Lyon Street, Mascot.
- 2 That the Communications & Engagement team undertake an education drive via E-news regarding the reasons and benefits of 'Yellow Edge Line Marking'.
- 3 That Council investigates options for disability parking or alternative arrangements in the area.

**BTC24.007 Jacobson Avenue, Kyeemagh - Modification to full time Bus Zone**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That approval be given to modify existing full-time Bus Zone to “7 am – 9 am and 2 pm - 4:30 pm on school days”, as outlined in the attached plan.

**BTC24.008 338-342 King Street, Mascot - Renewal of 33m Works Zone for 11 Weeks from 12 March 2024**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the renewal of a 33m ‘Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat’ restriction along the southern kerb line of King Street, for the duration of 11 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within King Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions in the King Street not be changed on account of this proposal and two-way traffic flow be maintained in King Street at all times unless separate road occupancy approvals have been obtained through Council’s Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council’s Traffic and Road Safety Team of any proposed applications through the ‘National Heavy Vehicle Regulator’ authority.
- 5 That the developer and associated sub-contractors comply with conditions imposed by the ‘National Heavy Vehicle Regulator’ approved Permits.
- 6 That the applicant notifies Council 6 Weeks in advance of required extension to the 11 week ‘Works Zone’.

**BTC24.009 King Street & King Lane, Rockdale - Proposed Trial Road Closure & Modification to One-Way Traffic Arrangement**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That the Bayside Traffic Committee endorse the proposed 12-month trial road closure of King Street, Rockdale, between the Princes Highway and King Lane.
- 2 That the Bayside Traffic Committee endorse the proposed change in traffic flow along King Lane, Rockdale, between King Street and Pitt Lane, for the duration of the trial period subject to approval of the TMP by TfNSW.
- 3 That a report be presented to the Traffic Committee following the completion of the 12-month trial period with a decision on whether to make the closure permanent.

**BTC24.010 McPherson Street, Banksmeadow - Proposed sections of 'No Parking' restrictions**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That a 6-metre 'No Parking' be implemented along the southern side of McPherson Street, Banksmeadow, between the vehicle and heavy vehicle egress driveways for property 15 McPherson Street, Banksmeadow.
- 2 That a 5-metre 'No Parking' be implemented along the southern side of McPherson Street, Banksmeadow, immediately west of the heavy vehicle ingress driveway for property 15 McPherson Street, Banksmeadow.

**BTC24.011 Pemberton Street, Botany - Proposed Double BB Line Marking**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given for the installation of yellow kerb line marking in Pemberton Street, Botany, to improve road user safety.
- 2 That the residents in the vicinity be notified of the proposed changes.

**BTC24.012 Railway Street, Rockdale - Proposed Changes to Parking Restrictions**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010



Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the proposed conversion of 'Mail Zone 12 pm to 8 pm Mon-Fri, Loading Zone At Other Times' to 'Mail Zone 9 am - 11 am, 3:30 pm - 6 pm Mon-Fri, Loading Zone At Other Times' on Railway Street, Rockdale, as per the attached drawing.
- 2 That approval be sought from Transport for New South Wales (TfNSW) directly prior to the installation of these parking restrictions as the subject site lies within a 1km radius of Rockdale Train Station, as per the attached drawing.

**BTC24.013 111 Ramsgate Road, Ramsgate - Proposed '1P' Parking Restriction**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given for the installation of '1P' parking restrictions in Ramsgate Road, Ramsgate, as per the attached drawing.
- 2 That the applicant be informed that enforcement will be carried out subject to availability of resources.

**BTC24.014 Ramsgate Road and Dillon Street, Ramsgate - Proposed Changes to Existing Parking and Extension of One-Way Arrangement**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given to the proposed changes to the existing unrestricted parking arrangement while the development is progressing, and that these changes be reviewed to be made permanent once the development is completed.
- 2 That approval be given to extend the existing one-way westbound direction on Dillon Street, between Campbell Street and Rocky Point Road, Ramsgate, until 31 March 2025.
- 3 That a possible future extension of the one-way arrangement be reviewed and presented to the Traffic Committee for consideration.

**BTC24.015 Tenterden Road, Botany - Proposed Parking Restrictions**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That approval be given for the installation of '1P' parking restrictions outside 44 Tenterden Road, Botany, as per the attached drawing.
- 2 That the applicant be informed that enforcement will be carried out subject to availability of resources.

**BTC24.016 10 Tingwell Boulevard, Eastgardens - Request for 70m Works Zone on Banks Avenue**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the installation of a 70m 'Works Zone, 7 am – 6 pm, Mon – Fri and 7 am – 3 pm Sat' restrictions along the eastern kerb line of Banks Avenue, for the duration of 23 weeks is declined due to the existing Works Zone currently in place in Tingwell Boulevard, Eastgardens.

**BTC24.017 Traffic congestion at intersection of Princes Highway and Brodie Spark Drive Intersection**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Transport for New South Wales investigate opportunities to address current congestion and safety issues associated with peak hour movements into Wolli Creek and Arncliffe along the Princes Highway, particularly at the intersection of Brodie Spark Drive and Princes Highway.
- 2 That short, medium and long-term solutions are considered as part of any potential scenarios, including the opportunity to provide for additional turning movements to and from Princes Highway after the opening of the M6 Stage 1.

**BTC24.018 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the update on outstanding matters referred to the Bayside Traffic Committee by the Chair be noted.

**BTC24.019 Matters referred to the Bayside Traffic Committee by the Chair**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the matters raised by the Chair be received, noted and action taken as necessary.

**BTC24.020 General Business**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Chair confer with formal Committee members on Items without notice.

**11.6 Minutes of the Audit Risk & Improvement Committee Meeting - 21 November 2023**

RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the Audit Risk & Improvement Committee meeting held on 21 November 2023 be received and the following Committee Recommendations to Council be adopted.

**11.6 ARIC23.046 Internal Audit - Six Monthly Verification Audit**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the report be received and noted.

**11.6 ARIC23.048 Internal Audit Report - Review of Communication Framework**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That the internal audit report of the Review of Communication Framework be received and noted.
- 2 That the Audit Report be revised to clearly reflect the conclusion of the audit against the audit scope and include the audit methodology as part of the reporting template.

**11.6 ARIC23.049 Compliance Audit - DRIVES24 - User Access for TfNSW 2023**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the report be received and noted.

**11.6 ARIC23.050 Internal Audit Plan Progress Report**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the progress report on the status of the current internal audit plans be received and noted.

**11.6 ARIC23.051 Risk Management - Strategic Risk Reviews**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the report be received and noted.

**11.6 ARIC23.052 Confidential - Claims Management - Quarterly Report**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Claims Management report be received and noted.

**11.6 ARIC23.057 Proposed Meeting Schedule - 2024**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Meeting Schedule as outlined in the report be adopted subject to the Audit Office of NSW confirming the timing of readiness of the unaudited financial statements for FY23/24 to be presented to Council.

**[11.7 Minutes of the Botany Historical Trust Meeting - 6 November 2023](#)**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That the Minutes of the Botany Historical Trust meeting held on 6 November 2023 be received and the following Committee Recommendations to Council be adopted.

**11.7 BHT23-4.2 Business Arising - Restoration of the Marina Theatre**

## RESOLUTION

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council gives a formal response to Item 6.1 (Restoration of the Marina Theatre) of the Botany Historical Trust Meeting held on 7 August 2023 regarding the Botany Historical Trust Executive's support of the examination and assessment to restore the Marina Theatre in public ownership under the control of Bayside Council as community asset.

### **11.7 BHT23-5.1 Planning, Development & Compliance Matters**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Council confirms when the Development consent for the Marina Theatre expires.
- 2 That Council provides information about the penalties for non-compliance of the development consent including removal of the historic façade at the Banksmeadow shops on La Perouse Road.

### **11.7 BHT23-5.3 Botany War Memorial - Robert Hanna**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council:

- 1 Provides in principle support for the BHT's proposal to update the names on the Botany War Memorial based on the research undertaken by the BHT.
- 2 Endorses the BHT and Bayside Council Library and Lifestyle Team working together to develop an action plan to progress the project including engagement with the community, Botany RSL Sub-Branch and Dept of Veteran Affairs, the formal approval process and funding requirements to update the memorial.
- 3 Endorses a progress report on this matter via the BHT in March 2024.

### **11.7 BHT23-5.6 General Business**

#### **RESOLUTION**

Item Resolved by Exception Minute No. 2024/010

Resolved on the motion of Councillors Morrissey and Curry

That Council accept the nominations from Max Evers, Greg Page and Alan Nicholas as general (non-Executive) members.

## 12 Notices of Motion

### 12.1 Notice of Motion - Renaming of Hensley Grand Stand

#### RESOLUTION

Minute No. 2024/030

Resolved on the motion of Councillors Curry and Morrissey

- 1 That Council renames Hensley Grand Stand (Council motion 2023) to Tony Vecellio OAM.
- 2 That Tony Vecellio's wife, Judy Vecellio, be also added in memory of their shared dedication to Randwick Botany Little Athletics for 50 years.

### 12.2 Notice of Motion - Residential Christmas Lights Competition

#### RESOLUTION

Minute No. 2024/031

Resolved on the motion of Councillors Barlow and Hanna

- 1 That Council allocates up to \$5,000 in the 2024/25 budget, and thereafter on a yearly basis, as prize money for up to five individual residential Christmas Light Displays, with an additional amount allocated from the prize pool for an overall Bayside LGA winner.
- 2 That Council advertises the competition to ensure maximum interest from residents.
- 3 That the General Manager structures the competition in a similar manner to other Councils who run Christmas Lights Competitions.
- 4 That a report comes back to the City Services Committee encompassing the following suggestions for further consideration:
  - That Council work with the Economic Development Team to offer a Best Business Display category as part of the competition, and possible category for schools.
  - That Council collates information and promotes all local Christmas market activity alongside this Christmas initiative.
  - That the business team look at 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> prizes for residential Christmas Light Displays.

- That Council seek business sponsorship for the awards.

### **12.3 Notice of Motion - State Resources for Cooks River**

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

#### **RESOLUTION**

Minute No. 2024/032

Resolved on the motion of Councillors Jansyn and Fardell

That Council writes to the NSW Minister for the Environment, as well as Bayside State Members of Parliament, to urge the NSW Government to commit resources to naturalise the Cooks River and mitigate storm water issues.

### **12.4 Notice of Motion - Compost Revolution**

#### **MOTION**

Motion moved by Councillors Werner and Nagi

- 1 That Council investigates partnering with The Compost Revolution to provide information, subsidies and technical support on composting and worm farming and related products for Bayside residents.
- 2 That Council provides a report on expected benefits and costs of the program to the relevant committee within 3 months.

The Motion was lost.

### **12.5 Notice of Motion - Walking and Cycling Committee**

#### **RESOLUTION**

Minute No. 2024/033

Resolved on the motion of Councillors Douglas and Muscat

That the establishment of a Walking and Cycling Advisory Committee be considered by the next Council (post September 2024) when Council committees, advisory groups and working parties are agreed and set up for the next Council term.

Division called by Councillors Fardell and Muscat

For: Councillors Muscat, Fardell, Nagi, Tsounis, Werner, Barlow, Hanna and Douglas

Against: Councillors Saravinovski, Curry, Morrissey, Jansyn, Awada and Sedrak



The Motion was declared carried.

### **12.6 Notice of Motion - Crush the Car**

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

The following person spoke at the meeting:

- Mr Daniel Begley, affected neighbour, speaking for the Motion (via audio-visual link).

#### **RESOLUTION**

Minute No. 2024/011

Resolved on the motion of Councillors Sedrak and Tsounis

That Council formally request (lobby) the NSW Government, including the Premier, Local State Members, Minister of Police, Minister of Roads, Minister for the Environment and others to investigate legislating tougher 'Anti-Hoon Laws: Crush the Cars and Motorbikes after 3 Strikes across NSW to combat Dangerous Speeding, Hooning and Anti-Social Behaviour'.

### **12.7 Notice of Motion - Bay Street Cycleway**

#### **MOTION**

That Council includes a project in the draft Operational Plan FY 2024/25 to scope options to create a better walking and cycling connection between Rockdale and the foreshore of the Bay.

Division called by Councillors Douglas and Fardell

For: Councillors Nagi, Tsounis, Werner and Douglas

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

The Motion was declared lost.

#### **Procedural Motion**

#### **RESOLUTION**

Minute No. 2024/134

Resolved on the motion of Councillors Curry and Tsounis

That the Council Meeting time be extended past 11:00 pm.

### **12.8 Notice of Motion - Sydney Water Application to Allow Raw Sewage Overflow into Mill Stream**

#### **RESOLUTION**

Minute No. 2024/035

Resolved on the motion of Councillors Morrissey and Curry

- 1 That Bayside Council continues its opposition to allow Sydney Water to continue to allow raw sewage to overflow into the Mill Stream.
- 2 That Council provides a submission to the Sydney Airport Environment Officer to confirm our Community's view: that Bayside does not accept "diluted wastewater overflows" into the Mill Stream.
- 3 That the submission includes a demand for a clear and deliverable timeline as to when Sydney Water will stop this environmentally reckless practice. It is noted the submission period was over the 2023/24 holiday season and closed on 21/01/2024.
- 4 That Council provides a status report and timeline of events since this issue was last raised in September 2020, to the next City Planning & Environment Committee meeting.
- 5 That Council demands transparent and regular community updates, on at least a quarterly basis, from Sydney Water on the program of work designed to remove the need to discharge into the Mill Stream.
- 6 That a copy of relevant correspondence be provided to our local State and Federal MPs, including a note of thanks to the Hon. Matt Thistlethwaite MP for advocating on behalf of Bayside residents.

### **12.9 Notice of Motion - Change to the Code of Meeting Practice**

#### **RESOLUTION**

Minute No. 2024/036

Resolved on the motion of Councillors Barlow and Tsounis

- 1 That Council amends Section 15.23 of the Code of Meeting Practice to say "Councillors, Council staff and members of the public must ensure that mobile phones are turned to silent during meetings of Council and Committees of Council. Councillors that need to use their phone for any purpose, eg text, talk or engage in social media activity, must leave the Chamber to do so."
- 2 That a further report be prepared for Council following public exhibition of the Code of Meeting Practice.

Division called by Councillors Barlow and Tsounis

For: Councillors Saravinovski, Muscat, Fardell, Nagi, Tsounis, Awada, Barlow, Hanna and Douglas

Against: Councillors Curry, Morrissey, Jansyn, Werner and Sedrak

The Motion was declared carried.

## **13 Questions With Notice**

### **13.1 Question With Notice - Signs on Public Council Toilet Doors**

Councillor Curry asked the following question:

As per Council's Domestic Violence Action Plan, have support service information signs been placed at the back of all public Council amenity toilet doors?

### **13.2 Question With Notice - Summer Foreshore Program Jet Ski Safety Initiatives Summer 23/24**

Councillor Douglas asked the following question:

Can Council provide a report back about Summer Foreshore Program Jet Ski Safety Initiatives Summer 23/24, including the results of increased police and Transport for NSW Maritime resourcing to this area of beach and water safety?

### **13.3 Question With Notice - Gardiner Park - Plantings to Mitigate Loss of Privacy**

Councillor Werner asked the following question:

In 2021 residents living next to Gardiner Park were assured that there would be plantings to mitigate loss of privacy due to people being able to see into their backyard because of the extra height of the synthetic field installed there. What are Council's current plans for these plantings and will residents be consulted in the choice of plants?

## **14 Confidential Reports / Matters**

In accordance with Council's Code of Meeting Practice, the Mayor invited members of the public to make representations as to whether this part of the meeting should be closed to the public.

There were no representations.

### **Closed Council Meeting**

Councillor Werner left the meeting at 11.28 pm and did not return to the Chamber.

## RESOLUTION

Minute No. 2024/037

Resolved on the motion of Councillors Saravinovski and Tsounis

- 1 That, in accordance with section 10A (1) of the Local Government Act 1993, the Council considers the following items in closed Council Meeting, from which the press and public are excluded, for the reasons indicated:

### **14.1 CONFIDENTIAL - Code of Conduct Matter**

In accordance with section 10A (2) (i) of the Local Government Act 1993, the matters dealt with in this report relate to alleged contraventions of any code of conduct requirements applicable under section 440.

- 2 That, in accordance with section 11 (2) and (3) of the Local Government Act 1993, the reports, correspondence and other documentation relating to these items be withheld from the press and public.

### **14.1 Code of Conduct Matter**

## RESOLUTION

Minute No. 2024/038

Resolved on the motion of Councillors Tsounis and Sedrak

That, in accordance with clause 7.58(h) of the Procedures for the Administration of the Code of Council, Councillor Werner be formally censured under section 440G of the Local Government Act, as Council is satisfied based on the investigation report dated November 2023 by the conduct reviewer, that Council Werner has breached clauses 3.1 (a), (b), (c), 5.4 and 5.9(b) of the Council's Code of Conduct for her failure to declare a significant non-pecuniary interest in relation to a notice of motion titled "Stop the Commercialisation of Gardiner Park" she proposed to the Council Meeting of 22 February 2023.

## **Resumption of Open Council Meeting**

## RESOLUTION

Minute No. 2024/039

Resolved on the motion of Councillors Jansyn and Tsounis

That, the closed part of the meeting having concluded, the open Council Meeting resume and it be open to the press and public.

The General Manager made public the resolutions that were made during the closed part of the meeting.

## **15 Conclusion of Meeting**

The Mayor closed the meeting at 12:05 pm.

Councillor Bill Saravinovski  
**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 TO COUNCIL

### Council Meeting

27/03/2024

Item No	10.1
Subject	<b>Tender - Riverside Drive Smart CCTV Expansion</b>
Report by	Meredith Wallace, General Manager
File	SF20/4256

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### Summary

In response to community demand, Council proposed an expansion of its Smart CCTV network across Riverside Drive, Sandringham/Sans Souci. The cameras will act as a deterrent for illegal and antisocial behaviour, while also undertaking parking enforcement of the 'No Stopping' (9pm – 5am, Monday – Sunday) parking restrictions along Riverside Drive.

Council subsequently undertook community engagement with properties in the vicinity of the proposed expansion. The response indicated overwhelming community support for the expansion to proceed.

To deliver on the requirements outlined above, Council has sought a contractor via an open tender for the supply and installation of a smart CCTV camera solution. The tender evaluation panel has completed an assessment of all tender responses, with a recommendation detailed below.

Pending award of contract and approval of required works permits, installation is planned to commence in May 2024 and completion is scheduled for June 2024, weather permitting.

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### Officer Recommendation

- 1 That Attachment 1 to this 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 report be received and noted.
  - 3 That in accordance with Regulation 178 (1) (a) of the Local Government (General) Regulations 2005, Council accepts the Tender from Ultimate Security Pty Ltd for the Riverside Drive Smart CCTV Expansion for the amount of \$370,303.51 exclusive of GST.
-

## Background

Riverside Drive, Sandringham/Sans Souci has seen increased instances of anti-social behaviour such as loitering, hooning, and dangerous driving practices. To address such behaviour, in October 2023 Council resolved to implement permanent 'No Stopping' parking restrictions on the southern side of Riverside Drive during the hours of 9 pm to 5 am, seven days a week. Similar parking restrictions have been implemented on a trial basis (effective from November 2023) on the northern side of Riverside Drive (between Napoleon Street and Waldron Street) and eastern side of Napoleon Street within the vicinity of Scott Park. Council has continued to work with NSW Police, Transport for NSW, and other government agencies to improve community safety. This includes, where possible, assisting in the collection of evidence to support in the prosecution of illegal behaviour by the NSW Police.

In response to community demand, Council proposed an expansion of its Smart CCTV network across Riverside Drive including the intersection of Riverside Drive and Clareville Avenue, Waldron Street, Napoleon Street, Duffy Avenue and Brantwood Street. The cameras will act as a deterrent for illegal and antisocial behaviour, while also undertaking parking enforcement of the 'No Stopping' areas along Riverside Drive. The NSW Police, the St George Local Area Command will have access to live feeds from the cameras with recorded footage able to be provided by Council as evidence for prosecution.

Initial site analysis was undertaken to determine an indicative design to proceed to community consultation with identified properties within the vicinity of the installation site. The outcome of this engagement indicated significant community support, with 94% of respondents in favour the proposal.

## The Tender Process

Council invited open tenders via the Vendor Panel website on 30 January 2024 and the tender closed at 5pm on 20 February 2024.

## Tenders Received

Six (6) tenders were received as follows (in alphabetical order):

Company	Company Directors	Location & Postcode
Art of Logic Pty Ltd	Gabriella Ruger	Pooraka SA 5095
Innovative Controls Pty Ltd	James Arundale, Brendan Caldwell	Hastings VIC 3915
Sensor Dynamics Pty Ltd	Nicholas Parker	Mitcham VIC 3132
Telstra Ltd	Owen Rayment, Nadine Russell	Sydney NSW 2000
Ultimate Security Australia Pty Ltd	Nassim Said	Concord NSW 2137
Uplinx Advanced Services Pty Ltd (ATF Ingenisys Capital Trust)	Alexy Sokolov	North Sydney NSW, 2060

The recommended tenderer is Ultimate Security Pty Ltd.

## Late Tenders



No later tenders were received.

### **Assessment Methodology**

The tender submission assessment process and scoring is outlined in the confidential attachment to this report.

A comprehensive assessment of the tender submission was undertaken by the Tender Evaluation Panel. The assessment process has been undertaken in accordance with the provision of the Local Government Act 1993 and Tendering Regulation 2005. The evaluation was undertaken based on conditions of tendering and the evaluation criteria as provided in the Request for Tender documents.

The Tender Panel nominated within the Tender Evaluation Plan a 70:30 weighting for nonprice to price criteria in the evaluation to ensure the successful tenderer had relevant experience, capability, capacity and a good understanding of the project (and Council's requirements) to reduce risk.

Ultimate Security Pty Ltd were evaluated by the panel as compliant with all weighted criteria and the tenderer offering the best value for money based on scoring of:

- Price: including exclusions and qualifications.
- Non price: Demonstrated understanding of the project's specific requirements and risks, as articulated through a proposed design/solution; and, demonstrated experience, capability and capacity as articulated through case studies of similar projects and experience and skillset and experience of the tenderer's proposed key staff.

### **Proposed Program**

Ultimate Security Pty Ltd outlined the below program in their submission:

- Site inspection – April 2024
- Document preparation and permit submissions – April 2024
- Procurement of all hardware – April-May 2024
- On-site installation – May 2024
- System configuration & testing – end May 2024
- Project completion and handover – June 2024

### **Financial Assessment**

Corporate Scorecard was engaged to undertake a Detailed Financial & Performance Assessment to assess the financial viability, capacity and any concerns related to awarding Ultimate Security Pty Ltd the contract for this project. On the basis of the information obtained, Corporate Scorecard assessed that Ultimate Security Ltd has strong capacity to undertake the contract.

### **Tender Recommendation**

References were checked for Ultimate Security Pty Ltd by Council. Both referees reported that Ultimate Security Pty Ltd completed works to a high standard, and were knowledgeable, highly skilled and solution orientated. It was noted that Ultimate Security were approachable,

easy to deal with and efficient, reliable, and responsive in their communication with no issues or noted improvement areas. The referees also demonstrated history working with local councils and experience in deploying licence plate recognition solutions.

Ultimate Security Pty Ltd has provided certificates of currency for public and products liability insurance with a limit of \$20m and a workers compensation policy in accordance with the Workers Compensation Act 1987 (NSW). Ultimate Security Pty Ltd have also provided a certificate of currency for professional indemnity insurance with a limit of \$10m for any one claim.

Based upon the assessment described above, the Tender Evaluation Panel recommends acceptance of the tender from Ultimate Security Pty Ltd for an amount of \$370,303.51. exclusive of GST.

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## Financial Implications

Not applicable	<input type="checkbox"/>	
Included in existing approved budget	<input checked="" type="checkbox"/>	To be funded from the Smart Compliance Reserve
Additional funds required	<input type="checkbox"/>	

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## 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 creative City	<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 type="checkbox"/>

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## Risk Management – Risk Level Rating

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

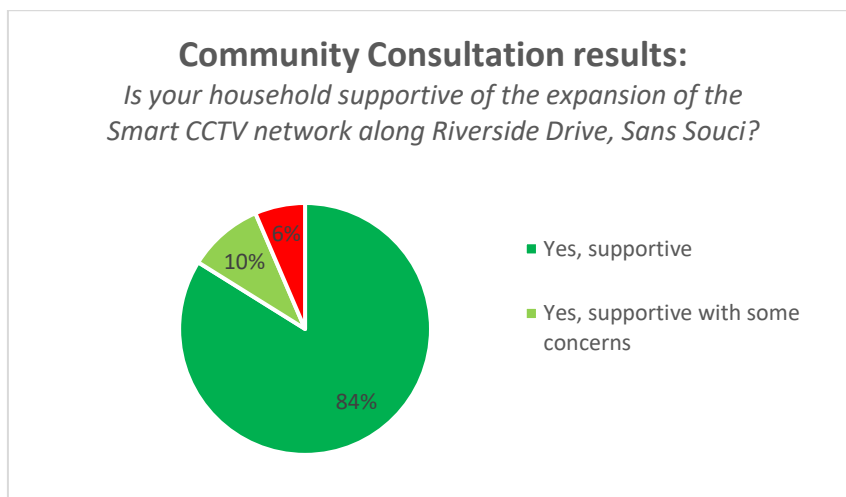
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## Community Engagement

To ensure community support for this project, 52 identified properties in the vicinity of a proposed expansion of Council's Smart CCTV network along Riverside Drive, Sandringham/Sans Souci were invited to participate in a closed community consultation process. Households received a letter and information pamphlet on 6 October 2023 (see attachments). A further reminder letter was sent to residents on 18 October 2023. Targeted households were invited to participate in a short survey via the Have Your Say engagement page. A password ensured that this engagement remained closed only to invited householders. The community consultation closed on 27 October 2023.

### Summary of community consultation:

A total of 31 households responded as part of the community consultation (representing a 57% response rate). Of those that responded, there was overwhelming support for the expansion to proceed (94%), with only 2 households (6%) indicating they did not support the expansion.



Of those that indicated their support for the proposal, a small number (3 households) indicated some concerns. These concerns are summarised below.

Concern/comment	Response
Privacy concerns of cameras capturing homes/private property	Cameras will be aimed, where possible, to minimise capturing private property. Modifications to camera angle of view have been made to minimise privacy intrusions.
Noise generated from wind turbines	Modifications were made to the scope of the tender to remove wind turbines to ensure that power is generated through solar panels only (to minimise sound pollution).
Visual clutter/bulk	Modifications were made to the scope of the tender to remove wind turbines to reduce the visual bulk of the poles being proposed to be installed.
Cameras should instead be mounted on Ausgrid telegraph poles instead of erecting poles.	No Ausgrid poles exist on the southern side of Riverside Drive to effectively provide coverage of the parking bays in order to achieve this project's key objective of automated parking enforcement of the 'No Stopping' zones of Riverside Drive.
Relocation of easternmost pole further north up Riverside Drive (towards Clareville Avenue)	While this was explored it was determined that this will create a 'black spot' of the easterly end of most easterly parking bay, resulting in ineffective ability to meet the project's key objective of automated parking

	enforcement of the 'No Stopping' zones of Riverside Drive. Due to the parallel parking arrangement, it is recommended (where possible) to have coverage that captures both the front and rear of the vehicle
--	--

A total of 2 properties indicated they did not support the expansion of the Smart CCTV network. A summary of these concerns is presented below:

Concern/comment	Response
Privacy concerns of cameras capturing homes/private property	Cameras will be aimed, where possible, to minimise capturing private property. Modifications to camera angle of view have been made to minimise privacy intrusions.
Obstruction of views	Modifications were made to the scope of the tender to remove wind turbines to reduce the visual bulk of the poles being proposed to be installed.
Relocation of proposed pole to the intersection of Tuffy Avenue and Riverside Drive.	The relocation of this pole further north-east (closer to the intersection of Tuffy Avenue and Riverside Drive will inhibit the ability to undertake enforcement of the north-eastern 'No Stopping' bays between Brantwood Street and Tuffy Avenue.
Hooning should be address through police patrols	An existing Memorandum of Understanding between Bayside Council and NSW Police permits the St George Local Area Command will have access to live feeds from the cameras with recorded footage able to be provided by Council as evidence for prosecution.

### Conclusion:

While there are some reservations from community members, it should be noted that there is overwhelming community support for the Smart CCTV expansion. Aspects of community feedback have been considered in the final scope that formed this Request for Tender and, where possible, minor amendments to pole locations will be undertaken to minimise impacts to residents so long as the ability to undertake the enforcement of all 'No Stopping' bays and improving community safety is not forfeited.

### Attachments

- 1 Tender Evaluation Report - RFT 23/1080 - Riverside Drive Smart CCTV Expansion (confidential)
- 2 Probity Report - RFT F23/1080 - Riverside Drive Smart CCTV Expansion
- 3 Consultation Letter - Riverside Drive Smart CCTV Expansion
- 4 Consultation Supporting Information - Riverside Drive Smart CCTV Expansion



## BAYSIDE COUNCIL

### PROBITY REPORT

#### Riverside Drive Smart CCTV Expansion [RFT F23/1080]

***Prevention:*** n 1 avoidance of danger or risk, 2 to deter, reduce or mitigate. Often related to avoiding harm, 3 maintenance of status quo

***Partners:*** n 1 allys or companions, 2 members of a group, often working towards a common goal, 3 those in a relationship of trust

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#### INTRODUCTION

1. Bayside Council undertook a tender process for the delivery of Riverside Drive Smart CCTV Expansion (**Project**), including compiling a Request for Tender (**RFT**), calling for tenders, assessing submissions, and drafting a report to go to Council in the expectation that a contract would be awarded to the preferred tenderer.
2. As Principal of Prevention Partners NSW I was appointed Probity Advisor over the Project, and this report is designed to outline what occurred, including challenges and achievements, from a probity perspective.
3. This report will answer the following questions about the process:
  - Was statute and common law complied with?
  - Was the probity plan adhered to?
  - Did each Panel Member and Advisor properly undertake their functions in accordance with the rules of probity?
  - Was the desired outcome achieved?
  - Were there challenges and how were these met and dealt with?
  - Were risks appropriately identified and mitigated?

---

#### WAS STATUTE AND COMMON LAW COMPLIED WITH?

##### Statute

4. The *Local Government (General) Regulation 2021* outlines the process that calling for tenders must follow. From what I witnessed, the Regulation was complied with.

##### Common law

5. Most, if not all, tenders that are conducted by Council create a process contract. A process contract does not appear in legislation nor is it a physical document. It is also separate and distinct from the contract that is awarded by the Council to the successful tenderer.
6. Process contracts are breached when the manner in which the submission will be dealt with, that the Council outlines in the RFT and Evaluation Plan, is not followed [*Hughes Aircraft Systems International v Airservices Australia* (1997) 146 ALR 1] (a paper explaining process contract further may be located on my website).
7. I am confident to say that the process contract for this Project was complied with.

---

#### WAS THE PROBITY PLAN ADHERED TO?

8. As Probity Advisor, I drafted a Probity Plan (**Plan**) and distributed it to the Tender Facilitator. In turn, the Tender Facilitator issued the Plan to all panel members with an instruction to read, digest it, and to raise any comments, questions or concerns to either him or me, or both of us. This Report is to be read in conjunction with that Plan, which will not be repeated herein unless necessary.
9. The Plan was intended to assist the panel members and advisors to ensure that the following accepted probity principles were observed:
  - Fairness and impartiality;

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- Transparency;
  - Accountability;
  - Maintaining security and confidentiality;
  - Managing conflicts of interest; and
  - Obtaining value for money.
10. The Plan served as a guide to the panel members and advisors in how to apply the probity principles and objectives, manage any probity risk which arose, and ensure appropriate records were created and saved.
  11. Implementation of the Plan actively minimised risk of potential liability that might otherwise arise out of the conduct of the Project.

#### DID EACH PANEL MEMBER AND ADVISOR PROPERLY UNDERTAKE THEIR FUNCTIONS IN ACCORDANCE WITH THE RULES OF PROBITY?

12. Each panel member was required to assess each tender submission independently of any other panel member. After each member scored the submissions, the panel met and explained their scores (where necessary).
13. It was neither necessary nor helpful to aim for agreement on the scores. Rather, the Project sought each panel member to apply their own understanding of what Council asked for, and what the submissions were offering, and to score those submission appropriately. This process resulted in variations of interpretation and scoring by the panel members, which usually occurs.
14. The Tender Facilitator invited discussion from all panel members on each criterion. The purpose of the discussions was not to convince anyone to change their score, rather, that each panel member derived the same understanding from the submissions.
15. After such discussion it was offered to all panel members to adjust their scores, if they wish. However, if no panel member wished to change their scores, that was accepted without question.
16. At the conclusion of the discussion, all scores were aggregated to achieve an over-all assessment that incorporated every panel member's score.
17. The panel discussed how to undertake the referee checks and the Evaluation Plan was referred to for guidance.

#### WAS THE DESIRED OUTCOME ACHIEVED?

18. The panel was able to produce a preferred tenderer for consideration by the Council. I understand that the Tender Facilitator was able to draft a report that properly captured the process which was undertaken, explaining why the panel reached the recommendation that it did.

#### WERE THERE CHALLENGES AND HOW WERE THESE MET AND DEALT WITH?

##### *Varying fee structures*

19. The submissions offered different fee structures. For example, some submissions offered additional elements that were not sought by Council in the RFT, but that the tenderer felt would improve the system. In order to compare like-for-like the panel agreed that the extras would be

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removed from the tenderers' costings. This was a logical manner in which to assess the different submissions in an equal, consistent, and fair manner.

20. Some submissions offered cameras that would be supplied with software installed, whereas other tenderers offered cameras separate from the software, which would be licensed to Council. The panel discussed the pros and cons of these options but decided that there was no criterion against which this could be scored. Accordingly, this element of the submissions was not weighted.

#### *Licenses*

21. The RFT required that tenderers complete a schedule outlining which licenses it, or its subcontractors, held. One panel member opened a discussion that, by stating that no licenses were held, did a tenderer in fact satisfy this mandatory requirement of the schedule, or was the mandatory requirement that licenses were held?
22. Procuring the necessary licenses would have been an expense borne by the tenderers, with potentially no benefit if their tenders were unsuccessful. A discussion ensued that compared the holding of licenses to the holding of insurance, where a tenderer may proceed through the tender assessment without the insurance but to be awarded a contract they must procure the insurance. Accordingly, the panel decided that tenderers were not required to expend the cost of the licenses unless and until they were offered a contract.
23. The panel agreed that clarifications would be sought as to which licenses were currently held by the tenderers and/or their subcontractors, and that the tenderers would all be informed that no contract would be executed unless the licenses were procured.

#### WERE RISKS APPROPRIATELY IDENTIFIED AND MITIGATED?

24. The primary risk with this Project was conflicts of interests between the Tender Facilitator, the Business Analyst, and a staff member of one of the tenderers. This risk is dealt with more fully below, under 'Conflicts of Interests'.
25. However, the panel remained alert to all risks, with the advice of the Procurement Advisor and me. Risks were satisfactorily managed through a willingness of the Tender Facilitator and the panel members to listen to advice and to act on it.

#### PROBITY PRINCIPLE: CONFIDENTIALITY

26. The Tender Facilitator correctly, and in a timely manner, issued confidentiality agreements to all panel members and advisors. I understand that these agreements were properly stored within Council's record keeping system.
27. I witnessed no breach, nor near breach, of confidentiality.

#### PROBITY PRINCIPLE: CONFLICTS OF INTERESTS

28. All council officers must exercise their powers and discharge their duties in good faith in the best interests of Council, and for a proper purpose. Conflicts of interests arise when council officers appear to be influenced by private interests when undertaking their job. This includes the private interests of others who are close to the council officer, as defined by Council's Code of Conduct. Inadequate systems for dealing with conflicts of interests provide opportunities for corruption, maladministration and serious waste of public resources.

#### *Receiving declarations*

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29. The Tender Facilitator correctly issued the conflict declarations after the tender box was opened and including the list of tenderers.
30. This is the correct manner in which to handle conflict declarations because it is before any submissions are distributed to the panel members, and after the names of the tenderers is known.

*Handling declarations*

31. Prior to my engagement, the Tender Facilitator correctly identified a potential conflict of interests which pertained to both him and the Business Analyst in relation to Art of Logic Pty Ltd (one of the likely, and resulting, tenderers). We discussed the potential conflict and I designed a strategy to assist both the Tender Facilitator and the Business Analyst manage the conflict in accordance with Council's adopted Code of Conduct and without impacting the Project.
32. The strategy that I designed was, to my knowledge, complied with and was successful.
33. A panel member also made a conflict declaration regarding having worked with various tenderers in the past. The Tender Facilitator forwarded me that declaration and I reminded the panel member of the need to both identify the source of conflict, and to also explain in writing why the conflict was not significant.

*Gifts and Favours*

34. I am not aware of any gift or favour being sought or offered.

PROBITY PRINCIPLE: ACCOUNTABILITY

35. From what I saw, all panel members accepted and acted in accordance with the accountability required of them. By this I mean that each panel member:
- 35.1. fully considered and scored the submissions prior to meeting with the rest of the panel;
  - 35.2. engaged fully with the panel meeting discussions;
  - 35.3. demonstrated a preparedness to amend, comment on, or endorse meeting minutes and the tender report, which was drafted by the Tender Facilitator.
36. Further, the procurement advisor offered candid advice and guidance both when sought, and independently. The timeliness of his advice and his professionalism was evidently prudent.

PROBITY PRINCIPLE: COMMUNICATION WITH TENDERERS

37. Each panel meeting was conducted in the presence of Council's procurement advisor, who undertook the task of communicating with tenderers. This is the optimal manner in which to deal with tenderers during a tender process because it offers a communication conduit between the panel and the tenderers, while distancing the procurement advisor from a decision-making position upon the panel.
38. Clarifications were sought of the tenderers in accordance with Regulation 176. I understand that those responses were distributed to the panel members and were well considered.
39. The panel discussed whether face-to-face meetings with the tenderers would be advantageous. It was agreed that the submissions were sufficiently drafted to provide the panel members ample information upon which to make a recommendation. The panel decided that it was not necessary to conduct interviews of the tenderers.

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40. I am not aware of any lobbying of councillors having occurred.

PROBITY PRINCIPLE: OBTAINING BEST VALUE

41. Six submissions were received, which is a sufficient number to demonstrate that the market was properly tested.
42. The panel assessed and scored the submissions on both price and non-price criteria. A single tenderer scored first in both fields.
43. A report was also compiled that compared the submissions on a 2, 4 and 6 year contract, as these were the options provided for within the RFT.
44. The field experts who sat upon the panel provided a wealth of knowledge about the subject matter of the Project, which was invaluable.
45. In my opinion, all steps were reasonably taken to ensure that Council obtained best value.

PROBITY PRINCIPLE: TRANSPARENCY

46. Delivering transparency of process and decision-making is a challenge with tenders because openness needs to be balanced against confidentiality. Accordingly, the Tender Facilitator aimed to provide as much information into the public arena as possible, and to the Councillors and Executive, while protecting Council's commercial-in-confidence, and the confidential information of the tenderers.
47. In my opinion, this balance was neatly struck by drafting a confidential report with the panel's deliberations and recommendation, while making the ultimate decision public along with this report.

In conclusion, I commend the Council staff who managed and participated in this Project. The importance of all probity principles were recognised by those staff members, who also ensured compliance with them. What resulted was a very well-run tender.

Please feel free to contact me to discuss the contents of this report, if necessary.

Warm regards



Monica Kelly

BComm, LLB, MALP, FGIA

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6 March 2024

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6 October 2023

Our Ref: SF23/6592

Our Contact: [REDACTED]

Resident/Owner  
47 Riverside Drive  
SANDRINGHAM NSW 2219

Dear Sir/Madam

**Re: Have your say - Riverside Drive CCTV expansion**

Earlier this year, parking changes were implemented along the southern side of Riverside Drive in response to resident concerns about anti-social behaviour and hooning. Council has continued to work with NSW Police, Transport for NSW and other government agencies to improve community safety. This includes, where possible, assisting in the collection of evidence to support in the prosecution of illegal behaviour by the NSW Police.

In response to requests from residents, Council is proposing an expansion of its Smart CCTV network along Riverside Drive. The cameras will act as a deterrent for illegal and antisocial behaviour, while also undertaking parking enforcement of the 'No Stopping' areas along the southern side of Riverside Drive. The NSW Police, the St George Local Area Command will have access to live feeds from the cameras with recorded footage able to be provided by Council as evidence for prosecution.

Council has undertaken extensive site analysis to develop a potential design which will provide continuous coverage along Riverside Drive. The solution being proposed is for 7 poles (with a total of 19 cameras) to provide coverage of Riverside Drive including the intersection of Riverside Drive and Clareville Avenue, Waldron Street, Napoleon Street, Duffy Avenue and Brantwood Street.

However, the installation of the poles of approximately 6 metres in height with solar panels may reduce visual amenity and restrict some views.

Further, there may be some privacy impacts caused by locating CCTV in close proximity to private residential dwellings.

Noting these potential impacts, Council is now consulting Riverside Drive residents to determine if there is sufficient community support for this project to go ahead.

To participate, please read all of the information in this package and then visit Council's Have Your Say online. Visit <https://haveyoursay.bayside.nsw.gov.au/riverside-drive-cctv> and enter the password of [REDACTED] (please do not disclose this password; this password is case sensitive). In order to ensure a fair and representative community engagement, **only one response is permitted per household** (additional security measures will also only permit one response per IP address).

**Postal address**

PO Box 21, Rockdale NSW 2216  
ABN 88 690 785 443

**Bayside Customer Service Centres**

Rockdale Library, 444-446 Princes Highway, Rockdale  
Westfield Eastgardens, 152 Bunnerong Road, Eastgardens

**E** [council@bayside.nsw.gov.au](mailto:council@bayside.nsw.gov.au)

**W** [www.bayside.nsw.gov.au](http://www.bayside.nsw.gov.au)

**T** 1300 581 299 | 02 9562 1666

Telephone Interpreter Services: 131 450

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I encourage you to participate in this important community consultation before it closes on 27<sup>th</sup> October 2023. Council will be informing residents of the outcome before the end of the year. In the meantime, if you have any questions you may contact [REDACTED] on [REDACTED] or via Council on 1300 581 299.

Yours sincerely



Meredith Wallace  
General Manager



### How do I participate in this community engagement?

This community engagement is being conducted through Council's 'Have Your Say' website. To participate, visit <https://haveyoursay.bayside.nsw.gov.au/riverside-drive-cctv> in any web browser and enter the password contained in the attached letter.

The survey contains only three questions and will take less than 2 minutes to complete.

In order to ensure a fair and representative community engagement, only one response is permitted per household (additional security measures will also only permit one response per IP address).

### When will the engagement open and close?

The community engagement opens on Friday 6 October 2023. It will be open for a three-week period and close on Friday 27 October 2023.

### What will the cameras be looking for? What will the cameras do?

The cameras will expand Council's CCTV network to provide support to law enforcement and deliver greater public safety. Video and photographic evidence from the cameras will help with Police investigations and can also be used as evidence for prosecution. The cameras will run on 100% renewable energy through solar and wind power generation.

The cameras will also undertake enforcement of the 'No Stopping' parking restrictions on the southern side of Riverside Drive (between the hours of 9:00pm to 5:00am). The Smart CCTV cameras can identify offending vehicles, recognise licence plates, and capture the required footage/images to process infringements.

### Where are the cameras going to be installed? What are the locations of the poles?

The solution that has been designed to include seven pole locations to provide continuous coverage of Riverside Drive including the intersection of Riverside Drive and Clareville Avenue, Waldron Street, Napoleon Street, Duffy Avenue and Brantwood Street. The cameras will be aimed to capture the road and parts of the shared footpath/bike track on the southern side of Riverside Drive (to mitigate potential privacy impacts).



### What do the poles/cameras look like? How big are they?

The carbon fibre poles stand approximately 4.5 metres tall, with an additional 1.5 metre tall wind turbine affixed at the top. The poles will be approximately equivalent in height to a wooden telegraph pole.

The poles will have solar panels towards the top of the pole like the ones installed at the Depena Reserve car park at Sanoni Avenue, Sandringham. However, the proposed installation for Riverside Drive will include improvements, including a smaller wind turbine, less visually intrusive solar panels and a pole that integrates battery storage into the base.

### Who will have access to footage from the cameras?

Video footage and still images that are recorded by the cameras are only available to a small number of Council staff who hold positions that are relevant to the handling of such information.

Additionally, in December 2022 Bayside Council executed a Memorandum of Understanding with the New South Wales Police Force to provide access to Council's public CCTV camera system for law enforcement purposes.

Footage collected by the cameras will not be available to the general public. Council operates its CCTV network in line with the requirements of the *Privacy and Personal Information Protection Act 1998* and *Surveillance Devices Act 2007*. Council also meets the guidelines set out in the NSW Justice Department's "NSW Government policy statement and guidelines for the establishment and implementation of closed circuit television (CCTV) in public places". All information is collected for a lawful purpose and necessary to improve community safety, a key function of the local council.

### What will happen next?

Council anticipates informing residents of the outcome by the end of this year. If supported, Council will commence geotechnical surveys and more detailed engineering design which will inform the delivery/construction timeline.

### For more information

For more information please contact Council on:  
**Phone** 1300 581 299 | 02 9562 1666  
**Email** [eric.connerton@bayside.nsw.gov.au](mailto:eric.connerton@bayside.nsw.gov.au)  
**Website** [www.bayside.nsw.gov.au](http://www.bayside.nsw.gov.au)



## Riverside Drive Sans Souci

SMART CCTV  
EXPANSION





## Council Meeting

27/03/2024

Item No	10.2
Subject	<b>Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing - Additional Information to item CPE24.010</b>
Report by	Peter Barber, Director City Futures
File	F23/1050

## Summary

On 13 March 2024, Item CPE24.010 on the NSW Government's Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing was considered at the City Planning and Environment Committee.

The City Planning & Environment Committee requested additional matters to be included in the submission prior to the Council meeting. The purpose of this report is to seek Council's endorsement of the draft submission with additional amendments, marked in Attachment 1.

## Officer Recommendation

- 1 That Council endorse the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the exhibition of the *Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing*.
- 2 That a copy of Council's submission be forwarded to all Local State Members of Parliament.

## Background

On 15 December 2023, the *Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing* (EIE) was placed on public exhibition (**Attachment 1**). The EIE outlines reform that aims to deliver more housing in areas that the NSW Government considers have capacity to accommodate growth by capitalising on current and future investment in public infrastructure.

The NSW Government intends that the EIE will be in place from 1 July 2024 to support its National Housing Accord commitment to deliver at least 314,000 new homes with a goal of 377,000 new homes by 2029.

Public Exhibition of the EIE commenced on 15 December 2023. A draft submission was submitted to the Department of Planning, Housing and Infrastructure (DPHI) at the end of the exhibition period, on 23 February 2024.

The draft submission was presented to the City Planning and Environment Committee on 13 March 2024 being *CPE24.010 Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing*. A detailed assessment of the proposed changes and their impact is provided in the CPE24.010 report.



The Committee made several suggestions and requests for inclusion in the submission prior to it being submitted to the Department of Planning, Housing and Infrastructure (DPHI) for consideration. This supplementary report addresses those matters.

## Draft Submission

The 13 March 2024 City Planning and Environment Committee recommendation is as follows:

1. *That Council endorses the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the exhibition of the Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing.*
2. *That interested Councillors provide any further input into the draft submission to the Director, City Futures by Tuesday 19 March for incorporation into an amended draft submission for consideration by Council at its March 2024 meeting.*
3. *That a copy of Council submission be forwarded to all Local State Members of Parliament.*

The following additional matters were raised by Councillors to be included in the submission:

Additional Concern	Council Officer Comment	Recommended Submission Amendments
<b>1. Increase affordable housing</b>	<p>The EIE states that existing Affordable Housing Contributions Schemes (AHCS's) and bonuses will continue to apply. It is noted that the EIE's expansion of housing capacity could create development in places where existing AHCS's don't apply.</p> <p>It is agreed that DPHI should ensure that opportunities to create Affordable Housing are not missed.</p>	<p>Insert the following comments into the submission section on General Matters:</p> <p><b>Opportunities to Deliver More Affordable Housing</b></p> <ul style="list-style-type: none"> <li>Bayside is one of many Councils working to deliver an AHCS as an outcome of the Bayside Local Housing Strategy, and the Eastern City District Plan.</li> <li>To ensure development feasibility is not affected, Councils have developed AHCS's which capture a portion of the uplift from planning decisions.</li> <li>The EIE will affect the assumptions underpinning existing AHCS's. This may require changes to existing schemes and delay preparation of new ones.</li> <li>This may result in missed opportunities to deliver Affordable Housing at a time when it is urgently needed.</li> <li>A default AHCS would ensure that a minimum level of affordable</li> </ul>

		<p>housing is provided while Councils prepare or update their own schemes.</p> <p>➤ <b>Recommendation: The State should introduce a default AHCS which Councils can adopt before the EIE reforms comes into force.</b></p>
<p><b>2. <i>Ensure best practice sustainable/green architecture</i></b></p>	<p>The EIE does not address sustainable or green architecture. It does identify infill housing as a more sustainable alternative to urban sprawl. Some of the proposed changes to the Apartment Design Guide may reduce the quality of building design in a way which does not support sustainability.</p> <p>It is agreed that DPHI should consider opportunities to improve the sustainability of development under the policy.</p>	<p>Insert the following comments into the submission section on General Matters:</p> <p><b>Opportunities to encourage Sustainable Building Design and progress towards Net Zero Emissions</b></p> <ul style="list-style-type: none"> <li>• The NSW Government has committed to achieving net zero emissions by 2050, with an adopted Stage 1 plan to reduce emissions by 35% by 2030 on 2005 levels.</li> <li>• The planning uplift created by the EIE is an opportunity to make progress towards the goal of net zero emissions. As exhibited, the EIE does not contemplate these opportunities.</li> <li>• As the climate warms, homes will need to cope with more extreme heatwaves. Best practice sustainable architecture and features like green roofs can help to ensure new homes will be more comfortable in extreme weather and rely less on expensive heating and cooling appliances.</li> <li>• Electric options for all major appliances and building services are available and will become cleaner as coal power is phased out. If buildings incorporate solar power, residents can also benefit from lower running costs.</li> <li>• Buildings with gas powered appliances and hot water systems face an uncertain transition path to support net zero emissions. The</li> </ul>
<p><b>3. <i>Ensure developments have clean energy requirements, and no new gas in buildings to prevent stranded assets as we transition to net zero</i></b></p>	<p>The EIE does not address clean energy or electrification in buildings.</p> <p>It is agreed that DPHI should consider opportunities to ensure buildings delivered under the policy are ready for the net zero transition.</p>	<ul style="list-style-type: none"> <li>• Buildings with gas powered appliances and hot water systems face an uncertain transition path to support net zero emissions. The</li> </ul>

economics of alternative fuels like hydrogen is not yet clear and existing gas appliances may require expensive modifications or replacement.

- **Recommendation: The State should take the opportunity presented by the EIE to ensure new housing incorporates best practice sustainable design and is equipped for the net zero transition.**

The feedback provided by Councillors has been considered in this report, and is included in a marked-up version of the submission. The additional matters are marked up in red in **Attachment 1**.

## 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 checked="" type="checkbox"/>
Theme Two – In 2032 Our people will be connected in a creative City	<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 checked="" 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

DPHI released the EIE for exhibition from 15 December 2023 to 23 February 2024.

## **Attachments**

Draft Submission to EIE Low & Mid-Rise Housing



19 March 2024

Our Ref: 23/1050  
Our Contact: Robert McKinlay (02) 9366 3724

Department of Planning, Housing and Infrastructure  
LOCKED BAG 5022  
PARRAMATTA NSW 2124  
Attn: Stakeholder Engagement and Policy Implementation Team

Dear Sir / Madam

**Draft Bayside Council Submission on the Explanation of Intended Effect: Changes to Create Low-Rise and Mid-Rise Housing**

Thank you for the opportunity to comment on the exhibited *Explanation of Intended Effect: Changes to Create Low-Rise and Mid-Rise Housing* (the EIE). Bayside Council provides the attached as a draft submission, which will be considered by Council for formal endorsement at its meeting to be held on 27 March 2024. A final version will be provided immediately following the Council meeting.

Bayside Council acknowledges the National 'housing crisis' and the urgent need to house Australia's growing population. All stakeholders need to play their part in a solution, including Local Government. Bayside Council is a strong supporter of increasing the provision of homes close to public transport, community services and open space, provided that increased development potential is carefully considered against the opportunities and constraints of each location.

DPHI's data shows that Bayside has been fulfilling its obligations in regard to facilitating new homes, exceeding the housing target of 10,150 dwellings between 2016 and 2021 established by the Eastern City District Plan and Council's Local Housing Strategy (LHS). Apart from City of Sydney and Parramatta, Bayside facilitated more housing in this period than any other Council within 20km of the Sydney CBD.

It is also vitally important that the housing and the neighbourhoods we create in the process provide a good standard of living for our community. Not only are the consequences of poor planning and development very difficult and expensive to remedy after the event, they leave an undesirable legacy that lasts for generations. Expedient short-term solutions must not create long term quality of life legacy issues.

The imperative of finding fast solutions in NSW has set aside planning work undertaken by State and local government in recent years, including the Metropolitan, District and Local level plans, and local Housing Strategies. The planning processes set out in documents including the LEP Making Guidelines (2023), have also been truncated. The rapid introduction of broad-brush statutory planning controls based on superficial analysis increases the risk of poor outcomes.

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Bayside would prefer to lead its own planning in partnership with our community and the NSW Government, rather than having broad brush controls imposed over much of the LGA that may not deliver optimal outcomes. While drawing circles around centres is not a proven methodology to achieve quality results in urban development, Council could work to refine the boundaries and controls around suitable centres quickly to increase the amount of land available for higher density housing.

Council has identified a range of general concerns, together with recommendations to address them. In response to the EIE's request for input on which centres should be included, Council has conducted a review of constraints and housing opportunities to provide recommendations on where the policy should apply.

The measures proposed in the EIE could potentially double the number of dwellings currently existing in Bayside. It is of great concern that such a massive change comes with no plans to provide public transport, roads, parks, community facilities, schools, and other social infrastructure required to support a decent quality of life for residents.

If you require any further clarification, please do not hesitate to contact Robert McKinlay, Senior Urban Planner on (02) 9366 3724.

Yours sincerely

Peter Barber  
**Director City Futures**

Enclosed: **Attachment 1** Draft Bayside Council Submission

# Bayside Council Draft Submission on the Explanation of Intended Effect: Changes to Create Low-and Mid-Rise Housing

## Introduction

With a solid track record of facilitating housing, and commitment to working through its State endorsed Local Housing Strategy to maintain a strong housing delivery pipeline, Bayside would prefer to undertake its own planning in partnership with our community, rather than having broad-brush controls imposed in particular areas that may not deliver optimal outcomes.

In view of this, Bayside Council encourages increasing a diverse range of housing types near established centres and public transport. However, the increased density and housing supply proposed resulting from infill development must be evaluated against the unique land constraints that apply to each specific location. Council has undertaken a comprehensive constraints analysis which identifies strategic and some site specific matters that must be considered by DPHI as it further develops and implements the EIE. These constraints must be considered in the context of the large increase to theoretical housing capacity that the EIE is likely to deliver in specific places.

## Impact of the EIE

From Council's initial estimates, the EIE and TOD SEPP will together facilitate theoretical housing capacity for an additional 100,000 homes across the Bayside LGA. This is equal to more than 40 years of housing production at the rate produced from 2016 to 2021.

At the 2021 census, the Bayside LGA had 74,727 dwellings. If 75% of the additional capacity facilitated by the changes is realised, the population of Bayside would grow to more than double the number at the 2021 census. Table 1 and Figure 1 below outline Council's estimate of where the policy could apply and the impact on dwelling capacity.

Bayside Council requests the opportunity to work with DPHI to improve aspects of the policy so that homes can be delivered in better places, to make better use of existing infrastructure, and to provide a better environment for the community. Council has also identified constraints in certain areas which require further evaluation and consultation before additional housing density is introduced.

Suburbs	TOD Program	EIE Railway and Light Rail Stations	EIE E2 Centres	EIE MU1 & E1 Centres	EIE Dual Occupancy	Suburb Total
Arncliffe	-	12,446	-	4,340	44	16,830
Banksia	7,880	444	-	370	23	8,717
Bardwell Park	-	1,319	-	15	-	1,334
Bardwell Valley	-	1,458	-	351	142	1,951
Bexley	-	2,685	-	5,647	878	9,210
Bexley North	-	1,774	-	558	67	2,399
Botany	-	-	-	5,859	-	5,859
Brighton-Le-Sands	-	-	-	8,792	29	8,821
Carlton (Bayside Only)	-	1,488	-	-	62	1,550
Daceyville	-	284	-	-	3	287
Dolls Point	-	-	-	298	3	301
Eastgardens	-	-	355	-	-	355
Eastlakes	-	-	-	1,667	14	1,681
Hillsdale	-	-	1,126	668	-	1,794
Kingsgrove (Bayside Only)	-	1,547	-	476	-	2,023
Kogarah (Bayside Only)	1,544	931	-	478	270	3,223
Kyeemagh	-	-	-	-	243	243
Mascot	-	1,514	-	3,406	-	4,920
Monterey	-	-	-	-	428	428
Pagewood	-	11	638	428	359	1,436
Ramsgate (Bayside Only)	-	-	-	921	-	921
Ramsgate Beach	-	-	-	1,162	-	1,162
Rockdale	7,214	1,926	-	926	13	10,079
Rosebery	-	-	-	1,103	-	1,103
Sandringham	-	-	-	275	146	421
Sans Souci (Bayside Only)	-	-	-	5,253	93	5,346
Turrella	4,956	337	-	-	-	5,293
Wolli Creek	-	3,147	-	220	-	3,367
<b>Total</b>	<b>21,594</b>	<b>31,311</b>	<b>2,119</b>	<b>43,213</b>	<b>2,817</b>	<b>101,054</b>

**Table 1: Summary of theoretical housing capacity introduced by the TOD program and EIE.**  
**(Note: Numbers are net additional dwellings possible under the Bayside LEP with the proposed policies in place)**



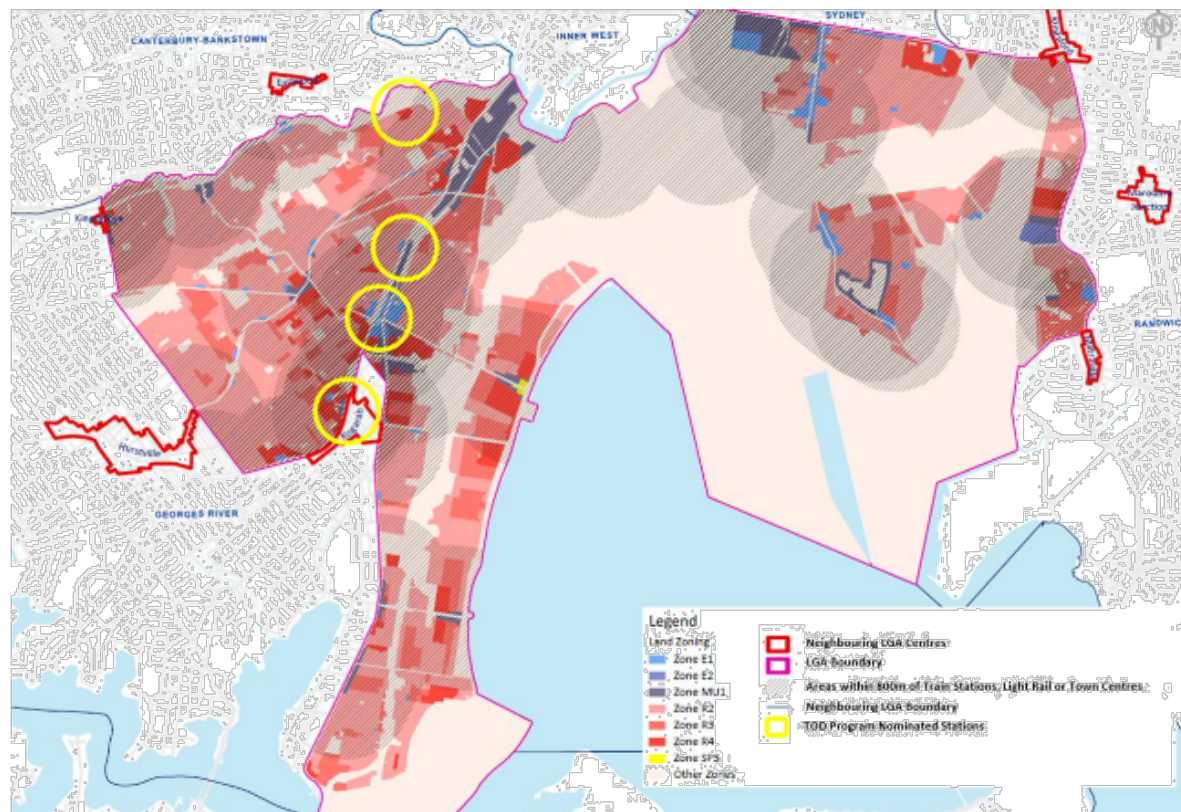


Figure 1: Map showing areas identified by the EIE for additional housing density.

## General Matters

### Funding and Provision of Local Infrastructure, Open Space and Services for the New Population

- Council has been undertaking forward planning in line with the Local Strategic Planning Statement (LSPS), Local Housing Strategy (LHS) and the Greater Sydney Region Plan and Eastern City District Plan.
- Planning Priority 1 of Bayside's LSPS is to *Align land use planning and transport infrastructure planning to support the growth of Bayside*. Increasing housing capacity across the LGA in an unplanned manner impacts Council's ability to predict, fund and provide new open space, infrastructure and services to support a growing community.
- Growth may occur in locations where infrastructure capacity does not exist or is expensive to provide. The *Sydney Region Plan A Metropolis of Three Cities* established the Growth Infrastructure Compact as a way of identifying places where growth and required infrastructure could be accommodated more economically. By contrast the EIE's approach is broad and does not specifically align growth with infrastructure capacity, potential or committed projects.
- New public open space is expensive to provide. Increasing development potential of all land will make it more expensive to acquire land to provide for the open space needs of a growing community. Councils have historically reserved land for these purposes before rezoning. The EIE's timeframe does not allow this to occur.
- Our Development Contribution Plans do not align with the forecast growth proposed under these reforms and there has not been sufficient time since this proposal was announced for Council to model predicted impacts on infrastructure and appropriate funding for new infrastructure to support a much larger population.
- The EIE will take effect before Council can update the Contributions Plans, infrastructure works schedules and financial plans.
- While the Government's intention is for housing to be delivered quickly, it will take many years for contributions plans to accumulate sufficient funds to purchase and embellish land for parks and community facilities, and in the interim, communities will suffer poor amenity.
- **Recommendation: The Government should provide funding to Councils to help manage the infrastructure and planning gaps that are likely to emerge (the Housing Productivity Contribution is one available source).**
- **Recommendation: The Government should provide a default Local Infrastructure Contributions Plan with a rate in place of the current unrealistic \$20,000 cap, which Councils can use in the event any existing plans are not sufficient.**

#### **Inadequate Capacity in State infrastructure such as Main Roads, Public Transport Services and Education**

- The EIE unlocks a large amount of housing capacity but contains no detail on how the Government will provide supporting infrastructure and services.
- Peak hour trains run only every 15 minutes on the T8 line at Turrella and every 10 minutes on the T4 line for all stations between Hurstville and Wolli Creek. Capacity is understood to be limited by bottlenecks on the inner parts of the network.
- Metros are indicated in Future Transport 2061 to connect Kogarah to Parramatta, Randwick, and Miranda. No commitment has been made to deliver them and it would be premature to increase density significantly along these proposed metro corridors without knowing when or if transport capacity will be delivered.
- The M6 Stage 1 project will soon be completed, however, there is not yet a commitment to deliver Stage 2.
- Some local public schools already operate near or over capacity. Department of Education predictions of demand have historically proven to be inaccurate.
- **Recommendation: The Government should undertake a whole of government review of its infrastructure capacity, program and service planning to understand how it will support the housing capacity unlocked by the EIE.**

#### **Impact on Heritage Items, Heritage Conservation Areas and Local Character Generally**

- Planning Priority 9 of Bayside's LSPS is *Manage and enhance the distinctive character of the LGA through good quality urban design, respect for existing character and enhancement of the public realm.*
- Planning Priority 11 of Bayside's LSPS is *Develop clear and appropriate controls for development of heritage items, adjoining sites and within conservation areas.*
- Bayside has two existing heritage conservation areas:
  - **Daceyville Garden Suburb** will be within the walking catchments of light rail stops and the E2 Commercial centre zone at Kingsford.
  - **Botany Township** is located on land on or within walking distance of the E1 Local centre zone.
- Bayside has also completed exhibition of a Planning Proposal to add four Heritage Conservation Areas at:
  - Banksia (Gibbs and Farr Street)
  - Brighton-Le-Sands (Brighton Parade)
  - Bardwell Valley (Landsdowne Street and Hamilton Street)

- Oceanview Estate (various streets in Bexley and Rockdale)
- All of these existing and proposed HCAs are fully or partly affected by the EIE walking distances to stations or town centres and have zoning which permits residential development.
- Parts of the HCAs that are outside the EIE walking distances are still subject to the EIE's Dual Occupancy provisions.
- Bayside also has heritage items listed in zones and places to which the EIE will apply.
- Many of Bayside's suburbs also demonstrate a coherent and distinctive local character which is valued by residents.
- The EIE's proposed changes to the height, bulk, and typology together with changes to subdivision requirements are likely to detract from the heritage qualities and change the character of these areas and properties.
- **Recommendation: The Government should consider excluding the EIE provisions from application to Heritage Conservation Areas, sensitive heritage items and suburbs identified for local character protection.**

**Additional Population Density around Port Botany and Heavy Industry with Risks Relating to Transport and Processing of Dangerous Goods, Contaminated Land, Freight Transport and Port Operations**

- Planning Priority 14 of Bayside's LSPS is *Protect and grow the international trade gateways*.
- Botany Industrial Park (BIP) at Banksmeadow is a nationally significant industrial facility producing economically essential materials. Transport and processing of these materials poses known risks to the surrounding areas. For the most recent risk assessment see <https://www.planning.nsw.gov.au/sites/default/files/2023-03/quantitative-risk-assessment-2018-botany-industrial-park-report.pdf>
- Transport of dangerous goods to and from BIP and Port Botany takes place on a limited number of roads, some of which pass existing homes. A recent Planning Proposal at the nearby Westfield Eastgardens contains an assessment of these risks, see <https://apps.planningportal.nsw.gov.au/prweb/PRRestService/DocMgmt/v1/PublicDocuments/DATA-WORKATTACH-FILES%20PEC-DPE-EP-WORK%20RR-2023-15120230531T050513.675%20GMT>
- Past industrial activity has resulted in contamination of groundwater across a large area of Banksmeadow and nearby residential land. For the most recent consolidated human health risk assessment see <https://www.orica.com/Locations/Asia-Pacific/Australia/Botany/Botany-Transformation-Projects/Groundwater-Cleanup/publications-reports-and-reviews#chhira>
- As a nationally significant trade gateway, Port Botany's access routes (road and rail) must be protected from encroachment by further residential density both for the protection of freight transport, port operations and to limit population exposure to noise and other impacts. Strategic directions on this are found in the Eastern City District Plan (Actions 30, 31 & 32),

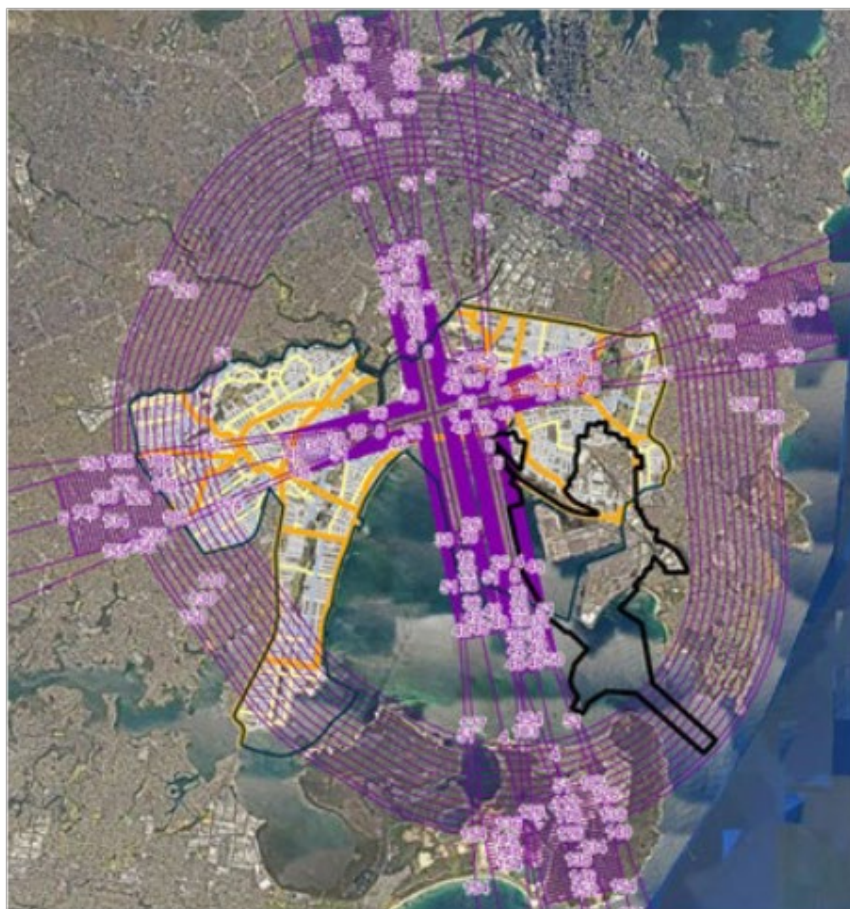
Future Transport 2061 (E1.4) and the NSW Freight and Ports Strategy (Objective 3-Goal 4 and Objective 5-Goal 2).

- Additional residential density should not be introduced into these areas without a strategic risk assessment. The EIE provisions should not be applied here until safe and appropriate locations can be identified.
- **Recommendation: The EIE should exclude centres and residential land near to Port Botany, its industrial areas, site affected by land/water contamination and along key freight/dangerous goods transport corridors or with significant contamination**
- **Recommendation: The Government should undertake detailed consultation with the operators of Port Botany, BIP and other key stakeholders.**

**Additional Population Density and Taller Buildings within the Sydney Airport Flight Paths without Consideration of Protected Airspace or Aircraft Noise.**

- Planning Priority 14 of Bayside's LSPS is *Protect and grow the international trade gateways*.
- Sydney International Airport at Mascot is Australia's busiest airport and is situated at the centre of the Bayside LGA.
- The airspace required to safely operate flights is protected under Commonwealth legislation and regulations. Below is a simplified map of the Obstacle Limitation Surface (OLS), which defines part of the protected airspace. For more information see <https://www.sydneyairport.com.au/corporate/planning-and-projects/airspace-protection-tile>





**Figure 2: Overview of the Obstacle Limitation Surfaces for Sydney Airport overlying the Bayside LGA.**

- The proposed building heights outlined in the EIE are likely to cause conflicts in the following places:
  - Close to the eastern end of the east-west runway at Mascot where the land surface varies from 5m to 13m above sea level, prescribed airspace sits as low as 14m.
  - West of the airport there are several suburbs where land is higher than 30m above sea level and the prescribed airspace sits as low as 51m above sea level. In some areas the land surface approaches or intercepts prescribed airspace, particularly around Bexley.
- Aircraft Noise is also a major issue associated with the operation of a major airport. A simplified map of some of the ANEF contours overlying the Bayside LGA is provided below.

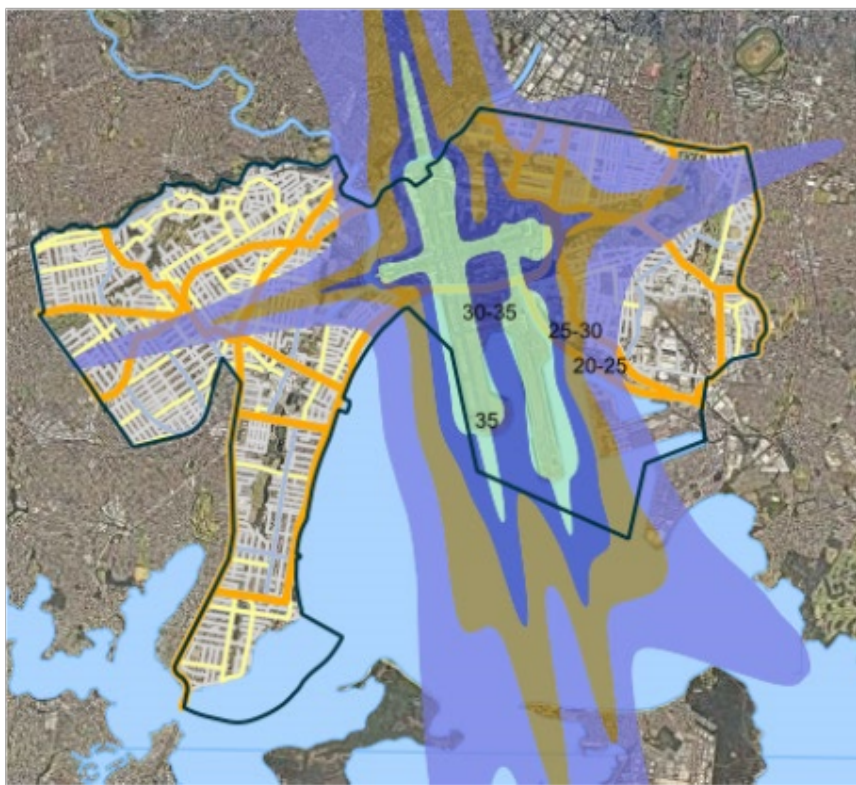


Figure 3: Overview of ANEF contours for Sydney Airport overlying the Bayside LGA.

- The EIE increases the potential residential density of land within the 25 ANEF contour, potentially leading to increased population subject to intense aircraft noise.
  - A consequence of the above may be further restrictions on flights like the existing curfew, with impacts on airport capacity, efficiency, and economic contribution.
  - Under the National Airports Safeguarding Framework (NASF) – Guideline A at item 20 the Government is required to balance the need to provide housing against the operational needs of airports and manage impacts.
  - Under the NASF – Guideline F at item 19 the Government is advised that “...all intrusions into the OLS have the potential to create aviation safety risks and to limit the scope of operations into and out of the airport.”
- **Recommendation:** Defer application of the EIE to land within the ANEF 25 contour to allow detailed consultation with Sydney Airport, Air Services Australia and surrounding Councils.

- **Recommendation:** Where the EIE does apply to land within the ANEF 25 contour, new residential development should be required under the proposed policy to be designed to minimise noise exposure and intrusion.
- **Recommendation:** Modify the EIE non-refusal standards for building height so that they are below the lower limit of prescribed airspace where relevant.

**Additional Density within Flood Prone Areas and other Land Subject to Hazards such as Land Slip**

- Planning Priority 14 of Bayside's LSPS is *Reduce community risk to urban and natural hazards and improve the community's resilience to social, environmental and economic shocks and stressors.*
- Bayside LGA is significantly affected by flood risk. The map below shows an overview of the 1% AEP flood (blue) and Probable Maximum Flood (purple) extents. In some locations the flood risk can be managed in new development, whereas others experience flood depths and velocities that can structurally damage buildings.



**Figure 4: Overview of the 1%AEP and PMF flood extents overlying the Bayside LGA.**



- The EIE suggests that Councils will retain their capacity to refuse development on the basis of flood risk. This will be essential to ensure that our community is not further exposed to flood risk.
- The west of the Bayside LGA has significant undulating terrain which is known to be unstable in places. The Bayside LEP 2021 has existing provisions which allow Council to assess development on the basis of soil stability. The EIE does not directly address this specific risk or any others. It is recommended that the EIE should not disable or override any existing LEP or SEPP provisions that allow Councils to limit development in the context of various natural hazards.
- **Recommendation: Maintain the effect of existing LEP provisions related to flood hazards and other natural hazards.**

**Opportunity to Work with Council in Developing Masterplans for Kogarah West, Bexley North, Mascot (Botany Rd) and Rockdale**

- Council's Local Housing Strategy identifies priority areas for further investigation to accommodate more housing, jobs, open space and services for the community. All of these areas are now potentially captured by the EIE provisions.
- By increasing the development potential of land under the EIE, Council's opportunities to fund infrastructure through Voluntary Planning Agreements or reserve/acquire land are diminished.
- At the same time, risks and constraints in these areas could be better managed, by not increasing residential density on land where it would be unsafe.
- Some locations already identified for investigation by Council may ultimately be underdeveloped if the blanket Low/Mid rise controls are imposed.
- **Recommendation: Work with Council to accelerate the delivery of Masterplans for areas already endorsed by Council for investigation.**

**The Policy is Highly Complex and Makes the Planning System More Difficult to Understand**

- Local Environmental Plans are the established tool for regulating the type and intensity of land uses. LEPs have mapping which allows residents to understand where rules and zones apply.
- Councils have established processes for distilling the rules in LEPs and advising potential buyers and developers, using 10.7 Planning Certificates.
- The EIE proposes to override existing LEP provisions and to do so with walking distances that will not be mapped.
- Council, residents and development applicants will not necessarily be able to see easily which parts of the EIE will apply to their property. It is understood that if any part of a development site is within an EIE walking distance, the entire development benefits from the EIE provisions.

- **Recommendation:** Rather than applying these controls through a SEPP, the EIE reforms should instead be implemented through changes to LEP zoning and development standards to improve transparency and legibility.

**Building Design Issues driven by inappropriate controls**

- Proposed medium density building height and FSR combinations are not feasible and do not deliver well designed buildings.
  - The EIE proposes unusual combinations of height and floor space ratio (FSR) for mid-rise housing: FSR of 3:1 and building height of 21m (within 400m), or FSR of 2:1 and building height of 16m (within 800m).
  - Under the Bayside LEP 2021, the 3:1 FSR on residential or mixed-use zoned land is not paired with any height below 28m, and heights over 30m are typical. Around Mascot Station, the 3.2:1 FSR is paired with a 44m height limit. At Wolli Creek, the 3:1 FSR is paired with either a 31m height limit or a 46m height limit.
  - The 2:1 FSR is paired with a broader range of heights down to 13m, however, this is typically done in low scale older town centres where redevelopment has not occurred, or as part of a mid-block height control to create a transition in scale. On sites where development has recently occurred, the 2:1 FSR control is typically paired with heights at 20m or more.
  - Council has attempted to model the proposed FSR and height controls on real world development sites in our centres. The full FSR cannot be accommodated within the proposed building heights.
  - Site amalgamation will be essential for the FSR to be realised, even with higher height limits. However, the EIE proposes to disable lot size and width controls which encourage amalgamation.
  - In combination these may cause land to become overvalued and make development sites harder to assemble, ultimately stifling delivery of housing.



Examples of the scale of development envisaged in the EIE, delivered with good amenity and built form outcomes – both are at an FSR of 1.5:1 and on lots of between 1300 and 1400 sqm

- Proposed low rise building heights of 9.5m are not needed to deliver two storey development and exceed the existing height limits in the R2 low density residential zone across much of Bayside.

- A height limit of 9.5m is not needed to deliver two storey developments. The existing 8.5m and 9m height limits are already sufficient for two storeys. 9m height limits are used in other LGAs to allow 3 storey multi-dwelling housing.
  - Taller and bulkier 3 Storey developments make it more difficult for Council to mitigate the impacts of overshadowing and loss of views or privacy. These are often primary objections to infill Development Applications. If the goal of the EIE is to deliver housing, then it should also be aiming for community acceptance and good amenity for residents.
- R2 zone minimum lot sizes and development standards are not appropriate in all parts of Bayside. For example, the 450sqm minimum lot size will generate little additional dual occupancy housing in the eastern parts of Bayside, because the predominant lot size is smaller. In some of the western areas of Bayside where lots in the order of 700sqm dominate, three storey dual occupancies at an FSR of 0.65:1 will integrate poorly with the existing character. A more nuanced approach is required to deliver good results for low rise medium density housing types across the metropolitan area, which Councils are best placed to advise on.
- Minimum lot widths are important to achieve good streetscape outcomes for low rise development types. For example, 12m minimum for dual occupancy will deliver a streetscape with two front doors, two garage doors, two paved driveways and very little landscaped space at ground level. This provides a poor relationship with the public domain.
- Minimum lot widths and areas provide a sound starting point to enable good development outcomes. Where they are not provided for medium rise development, there is a risk that development will be proposed on lots that are fundamentally too small to accommodate well designed buildings that provide good amenity. This will result in requests to vary planning controls and standards, extended application assessment times, appeals to the Court, and ultimately substandard development. This could be avoided by setting these basic parameters in advance.
- Changes to the Apartment Design Guide (ADG) Criteria will lead to reduced amenity and are not fully described in the EIE.
  - The changes to building separation, setback and privacy requirements will lead to reduced amenity within the dwellings, especially on lower levels and for sites with steep slopes. These changes may not be needed if the FSR and height issues noted above are better matched.
  - The changes to standardise waste collection are not needed. Bayside Council already has appropriate provisions that combine space for waste collection with other servicing and deliveries. Loading areas also facilitate safe access for removalists and bulky deliveries while minimising traffic disruption. The proposed changes are unclear and may allow waste to be left on public property for collection. That approach may work for low density development in suburban environments, but is not safe, practical or appropriate when applied to mid-rise housing in centres.
  - The EIE proposes to set standard minimum car parking rates for residential flats without stating what they will be. It is unclear whether other Council parking provisions such as bicycle parking and electric vehicle charging will also be standardised or overridden.

Access to carparking is a key priority identified in Council's Community Strategic Plan. The NSW Guide to Traffic Generating Developments has not been substantially updated since October 2002. It appears premature to set standard parking requirements across Greater Sydney without first establishing an appropriate strategic direction and evidence base.

- **Recommendation: Undertake a comprehensive design-led review of the proposed controls to deliver more practically on the policy's intent.**
- **Recommendation: Provide more detail and consult further with Councils on the proposed changes to the ADG.**
- **Recommendation: Ensure the changes to waste collection requirements allow Council to refuse applications which would not manage waste collection appropriately.**
- **Recommendation: Complete a review of the 21 year old *Guide to Traffic Generating Developments* and then consult with Councils on how parking policy should evolve across Greater Sydney.**
- **Recommendation: that a more nuanced approach be adopted for low rise housing types so that new development is not incongruous with existing character.**
- **Recommendation: that minimum lot widths and areas be reconsidered where proposed to ensure good outcomes, and minimum lot widths and areas be prescribed for all forms of development.**

**The approach proposed will not lead to orderly and economic development of land**

- One of the core, enduring Objects of the Environmental Planning and Assessment Act is to promote the orderly and economic use and development of land. The amount of land covered by the changes (over 80% of Bayside) and the extent of the uplift being provided will not aid the achievement of this object for these reasons:
  - Development typically occurs on the easiest development sites first. This will result in a scattered development pattern within 800m of centres, and awkward transition periods decades long where single storey homes stand amongst 6 storey flat buildings.
  - Collecting developer contributions to a point where there are sufficient funds to acquire land and provide facilities will take longer where development is dispersed.
  - Servicing scattered density is less efficient and will ultimately result in new pockets of more dense housing waiting longer to receive social infrastructure compared to if development rolled out in a more traditional, consolidated pattern.
  - Mismatched FSR and height controls, and absence of minimum lot sizes and widths will result in speculative development where the potential maximum yield will not be achievable, and some sites not being capable of being developed at all when detailed design is undertaken. Overpaying for development sites will drive up dwelling prices.

- The finance, development and construction industries do not have the capacity to ramp-up to match the massive increase in the development potential of land that is proposed, resulting in uplifted land remaining vacant for a long period of time.
- **Recommendation: Consider a more staged and measured approach in a smaller number of locations so that individual centres expand and develop in a shorter time horizon, and the delivery of infrastructure and services can be more timely and efficient.**

#### **Opportunities to Deliver More Affordable Housing**

- Bayside is one of many Councils working to deliver Affordable Housing Contributions Schemes (AHCS's) as an outcome of the Bayside Local Housing Strategy, and the Eastern City District Plan.
- To ensure development feasibility is not affected, Councils have developed AHCS's which capture a portion of the uplift from planning decisions.
- The EIE will affect the assumptions underpinning existing AHCS's. This may require changes to existing AHCS's and delay preparation of new ones.
- This may result in missed opportunities to deliver Affordable Housing at a time when it is urgently needed.
- A default AHCS would ensure that a minimum level of Affordable Housing is provided while Councils prepare or update their own AHCS's.
- **Recommendation: The State should introduce a default AHCS which Councils can adopt before the EIE reforms comes into force.**

#### **Opportunities to encourage Sustainable Building Design and progress towards Net Zero Emissions**


- The NSW Government has committed to achieving net zero emissions by 2050, with an adopted Stage 1 plan to reduce emissions by 35% by 2030 on 2005 levels.
- The planning uplift created by the EIE is an opportunity to make progress towards the goal of net zero emissions. As exhibited, the EIE does not contemplate these opportunities.
- As the climate warms, homes will need to cope with more extreme heatwaves. Sustainable architecture and features like green roofs can help to ensure new homes will be more comfortable in extreme weather and rely less on expensive heating and cooling appliances.
- Electric options for all major appliances and building services are available and will become cleaner as coal power is phased out. If buildings incorporate solar power, residents can also benefit from lower running costs.
- Buildings with gas powered appliances and hot water systems face an uncertain transition path to support net zero emissions. The economics of alternative fuels like hydrogen is not yet clear, and existing gas appliances may require expensive modifications or replacement.
- **Recommendation: The State should take the opportunity presented by the EIE to ensure new housing incorporates best practice sustainable design and is equipped for the net zero transition.**

## Centre Recommendations


### Arncliffe – Wolli Creek



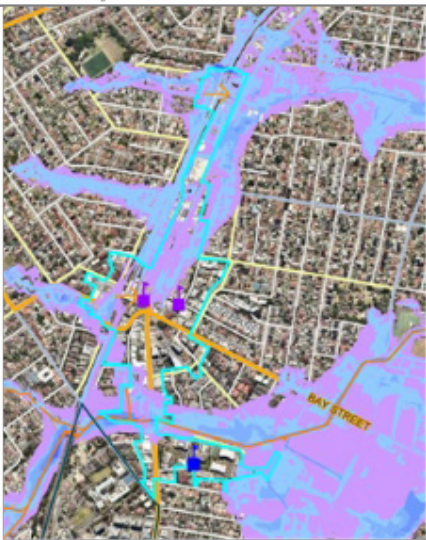



<b>Does this Centre Meet the EIE Definition?</b>	<p>Yes</p> <p>Within the MU1 and E1 zone this centre currently has several supermarkets of various sizes, as well as mixed businesses and grocers. A further mid-sized supermarket is proposed for delivery as part of an SSD at Eden Street Arncliffe. Woolworths at Wolli Creek is subject to a temporary consent and will be replaced by further development. A diversity of smaller shops, businesses and restaurants has developed within the centre around both railway stations to serve other daily needs of residents. Large undeveloped sites remain available with mixed use zoning that could accommodate further large format and variety retail.</p>
<b>Public Transport</b>	<p>Two railway stations serve the centre zones and the surrounding residential land. Wolli Creek benefits from being located on the T8, T4 and South Coast lines.</p>
<b>Flooding</b>	 <p>Flood risks are present within much of the land inside the centre. However, adjacent to it the higher land is less affected or even flood free. Higher land to the east, south and west is flood free. DPHI should consider excluding the most flood prone land from additional density.</p>




<b>Airspace</b>	 <p>Wolli Creek &amp; Arncliffe sit within the Inner Horizontal Surface of the Sydney International Airport Obstacle Limitation Surface (OLS). This sets a limit of 51m AHD across most of the corridor and surrounds. Under the EIE and TOD SEPP programs, development could be permitted at up to 21m in height. This would conflict with the OLS at or above the 30m elevation contour (indicated in yellow) within the R3, R4, E1 and MU1 zones.</p>
<b>Appropriate for Additional Housing Capacity?</b>	<p>Areas of land to the east and south of the centre are zoned for high and medium density residential. Much of this land is relatively unconstrained. There is infrastructure and services to support growth. Traffic calming and pedestrian bridges may be needed to help connect these areas over the Princes Highway. Residential land to the west has low density zoning and also sits within the catchment of Turrella Station and is at least partly subject to the TOD Program.</p> <p>Bayside's Local Housing Strategy identified that there was potential for additional development within Arncliffe centre, and that development to the north and west of Arncliffe Station should be limited to low scale typologies given the topography.</p>
<b>Recommended?</b>	<p>The MU1 and E1 zoned areas of Wolli Creek and Arncliffe do align with the EIE criteria for centres and are recommended for inclusion. The area is strategically identified for growth and is well served by infrastructure. The risks and constraints identified above should be considered when applying the policy.</p>

**Banksia – Rockdale**

<b>Does this Centre Meet the EIE Definition?</b>	<p>Yes</p> <p>Bayside Council has sought to have Rockdale nominated as a strategic centre and identified it as such in the Bayside Local Strategic Planning Statement. The corridor incorporates two full line supermarkets, two smaller format supermarkets and many other smaller food, grocery, convenience and mixed business retailers spread along its length. The corridor also contains a variety of larger format and specialist retailers within the shopping centre and in separate developments along the Highway. As former light industrial sites redevelop into mixed use residential developments, new amenities are added. At the centre of the precinct, the Bayside Council Town Hall and a portfolio of adjacent land in public ownership can facilitate expansion of public open space and facilities in future.</p>
<b>Public Transport</b>	Two railway stations serve the centre zones and the surrounding residential land.
<b>Flooding</b>	 <p>Flood risks are concentrated in the railway and highway corridor and affect much of the nominated centre area already captured by the TOD SEPP and railway station buffers under the EIE. Higher land to the east and west is flood free.</p>
<b>Airspace</b>	 <p>Rockdale sits within the Inner Horizontal Surface of the Sydney International Airport Obstacle Limitation Surface (OLS). This sets a limit of 51m AHD across most of the centre and surrounds. Under the EIE and TOD SEPP programs, development could be permitted at up to 21m in height. This would conflict with the OLS at or above the 30m elevation contour (indicated in yellow) within the R3, R4, E1 and MU1 zones.</p>



<b>Aircraft Noise</b>	 <p>The ANEF 25 contour cuts across the centre of the corridor. This area can still be developed subject to appropriate noise mitigation. The land is already captured in the railway station buffers from Rockdale and Banksia.</p>
<b>Proposed Heritage Conservation Area</b>	<p>Council has exhibited a Planning Proposal to create four new Heritage Conservation Areas, two of which are within walking distance of this centre:</p> <ul style="list-style-type: none"> <li>• Banksia (Gibbes Street and Farr Street)</li> <li>• Oceanview Estate</li> </ul>
<b>Appropriate for Additional Housing Capacity?</b>	<p>Council's Local Housing Strategy notes that both Banksia and Rockdale are constrained by aircraft noise. Open space areas provide good amenity and could be a focus for apartment development. Rockdale already has large areas of the centre zoned for high density development.</p>
<b>Recommended?</b>	<p>The MU1 and E1 zoned areas of Rockdale and Banksia do align with the EIE criteria for centres. The area is strategically identified for growth and is well served by infrastructure. Specific risks and constraints identified above should be considered when applying the policy in this area.</p>

### Bardwell Park



<b>Does this Centre Meet the EIE Definition?</b>	No, this centre lacks the diversity of shops needed to fulfill the criteria set out in the EIE.
<b>Public Transport</b>	The train station on the T8 line serves the area.
<b>Flooding</b>	There are extensive flooding risks associated with Wolli Creek along the railway line and also some overland flow paths and gullies through the residential area.
<b>Airspace</b>	The hilly terrain south of the station does approach the OLS. Consultation with Sydney Airport should be undertaken.
<b>Moomba to Sydney Ethane Pipeline</b>	The gas pipeline adjoins this suburb. The Government should consult with pipeline operators to confirm that additional housing in this area is appropriate.
<b>Appropriate for Additional Housing Capacity?</b>	Bayside's Local Housing Strategy noted that the character and topography of this area limit the appropriateness of apartments and larger medium density dwellings. Additional density should be limited to low scale infill development.
<b>Recommended?</b>	The centre zone in this area does not align with the EIE's requirements. However, the railway station does mean that this centre and surrounds could deliver additional housing, though at a more modest scale. DPHI should undertake consultation with operators of the Moomba to Sydney Ethane Pipeline to ensure that density in this location meets acceptable risk criteria.


## Bexley



<b>Does this Centre Meet the EIE Definition?</b>	This centre potentially meets the definition in the EIE. It has a small supermarket, but this is supported by a variety of local shops and businesses.
<b>Public Transport</b>	Buses only  The Greater Sydney Region Plan and the Eastern City District Plan identified a future Metro corridor from Kogarah to Bankstown and Parramatta, which could potentially serve Bexley.
<b>Flooding</b>	There are some areas of flood prone land to the west and north of the centre.
<b>Airspace</b>	The centre is entirely above the 30m contour, meaning that 21m buildings on the MU1, E1, R4 or R3 zoned land would affect protected airspace.
<b>Appropriate for Additional Housing Capacity?</b>	Bayside's Local Housing Strategy does not recommend additional density in Bexley, until the State commits to deliver a metro station here. The amenity of the centre is very badly affected by heavy vehicles using Forest Road and to avoid M5 road tolls.
<b>Recommended?</b>	This centre may align with the EIE definition but were the EIE provisions applied to the surrounding land, it would deliver a very large increase in potential housing capacity within the R3 and R2 zoned land without adequate provision for the needs of the new population. The EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process with infrastructure and service capacity assessments.

## Bexley North

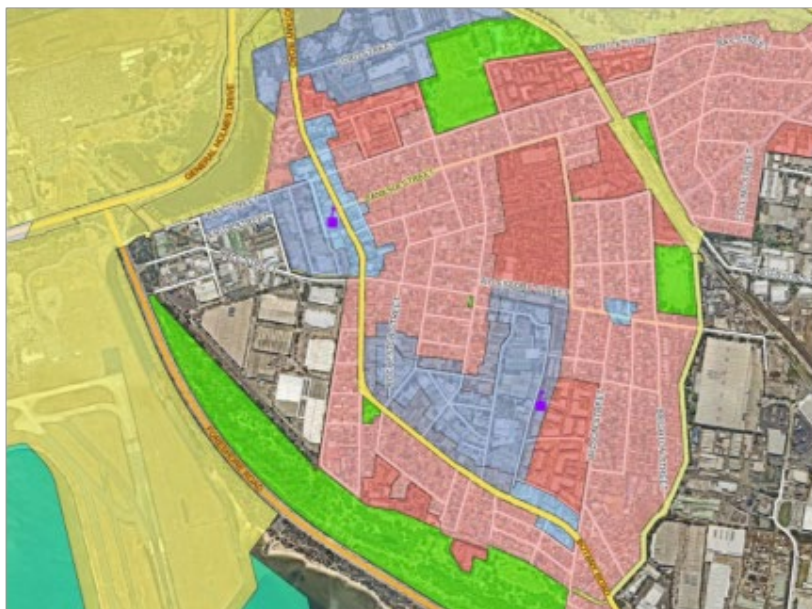



<b>Does this Centre Meet the EIE Definition?</b>	This centre potentially meets the definition in the EIE. It has a small supermarket, but this is supported by a variety of local shops and businesses.	
<b>Public Transport</b>	The train station on the T8 line services the area.	
<b>Flooding</b>		There are extensive flooding risks associated with Wollie Creek along the railway line, and also some overland flow paths along New Illawarra Road, Bexley Road, Sarsfield Circuit and Slade Road.
<b>Moomba to Sydney Ethane Pipeline</b>	The gas pipeline adjoins this suburb. The State should consult with pipeline operators to confirm that additional housing in this area is appropriate.	
<b>Appropriate for Additional Housing Capacity?</b>	Yes, flood free areas around the centre do have potential to accommodate more density. Terrain is quite steep in this area, posing a challenge for redevelopment. The centre itself has extensive complex flooding issues. Bayside's Local Housing Strategy recommends investigation of this area for further housing.	

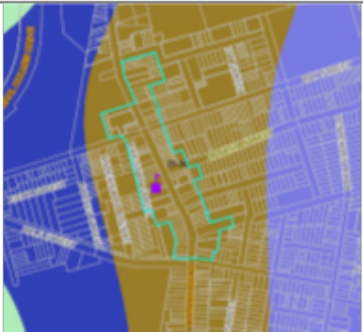

<b>Recommended?</b>	<p>The centre zone in this area does not align with the EIE's requirements. However, the railway station does mean that this centre and surrounds will deliver additional housing. Flooding issues within the centre and near it require careful consideration.</p> <p>It is recommended that DPHI work with Council on its investigation area for this centre to look at how the flooding constraints and other issues can be overcome rather than applying the blanket EIE controls.</p>
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## Botany



<b>Does this Centre Meet the EIE Definition?</b>	This centre potentially meets the definition in the EIE. The suburb contains several areas of E1 and MU1 with a variety of shops and services. Two small supermarkets serve separate catchments within the suburb. A large portion of the MU1 zoned land is still used for light industrial purposes.	
<b>Public Transport</b>	Buses only	
<b>Flooding</b>		Much of the area is flood prone.

<b>Aircraft Noise</b>		The suburb is very close to Sydney Airport. Large areas of it are within the 25 ANEF contour and subject to intense aircraft noise.
<b>Heritage Conservation Area</b>		The centre contains a Heritage Conservation Area, and numerous heritage items.
<b>Industrial Risk, Port Botany, Contaminated Ground Water</b>	The global trade gateway at Port Botany and the supporting industrial lands impose constraints on the residential potential of this suburb. Freight routes, industrial risk and contaminated ground water are all complicating factors which should be carefully assessed.	
<b>Appropriate for Additional Housing Capacity?</b>	Bayside's Local Housing Strategy notes that the area is highly constrained and is not suitable for additional density.	
<b>Recommended?</b>	While parts of these centre zones may align with the EIE definition, they and the surrounding residential land are quite constrained. Therefore, the EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process.	

### Brighton-Le-Sands



<b>Does this Centre Meet the EIE Definition?</b>	Yes It has a mid-sized supermarket, and this is supported by a variety of local shops and businesses.
<b>Public Transport</b>	Buses only  The Eastern City District Plan identified a future Metro corridor from Kogarah to the airport and Randwick, which could potentially serve Brighton-Le-Sands.
<b>Flooding</b>	There is some flooding risk within the centre on Bay Street. To the west of the suburb much of the land is flood prone.
<b>Appropriate for Additional Housing Capacity?</b>	The suburb already has a lot of zoned capacity for new medium density housing. The Bayside Local Housing Strategy notes that later stages of the Brighton-Le-Sands Masterplan are dependent on improvements to public transport. Were this centre and surrounding land included in the EIE it could potentially enable development of more than 8,000 dwellings. This is difficult to justify without a train station serving the centre..
<b>Recommended?</b>	This centre does align with the EIE definition but were the EIE provisions applied to the surrounding land, it would deliver a <u>very large</u> increase in potential housing capacity within the R3 zoned land without adequate provision for the needs of the new population. The EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process with infrastructure and service capacity assessments.

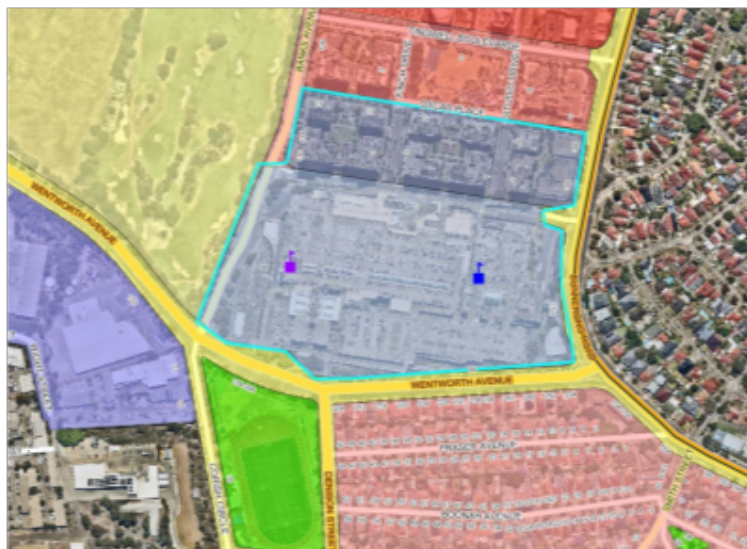
## Carlton



<b>Does this Centre Meet the EIE Definition?</b>	No, this centre lacks the diversity of shops needed to fulfill the criteria set out in the EIE.
<b>Public Transport</b>	The train station on the T4 line services the area.
<b>Flooding</b>	A large stormwater drainage channel to the north of the station is associated with localised flood risks, but the suburb is broadly flood free.
<b>Appropriate for Additional Housing Capacity?</b>	<p>There is limited capacity left in the existing R4 zone. Outside the flood affected area there is potential for additional low rise medium density housing within the walking catchment of the train station.</p> <p>The Bayside Local Housing Strategy identified that there was potential for development between Carlton and Kogarah. This area would be captured in the walking distances for both Carlton and Kogarah railway stations.</p>
<b>Recommended?</b>	The centre zone in this area does not align with the EIE's requirements. However, the railway station does mean that this centre and surrounds will deliver additional housing. This outcome is strategically and practically acceptable, subject to refinement of boundaries and controls.



## Eastgardens



<b>Does this Centre Meet the EIE Definition?</b>	The centre is included in the EIE definition through its E2 zoning. It is also a major shopping centre with multiple supermarkets and a very wide variety of smaller shops and services.
<b>Public Transport</b>	Buses only
<b>Flooding</b>	There are extensive areas of flood prone land in and around this centre.
<b>Industrial Risk, Port Botany, Contaminated Ground Water</b>	The Botany Industrial Park sits to the southwest of the centre. Risks associated with industry and the transport of dangerous goods directly impact this centre and surrounding residential land. The contaminated ground water plume also affects residential land within walking distance of this centre.
<b>Appropriate for Additional Housing Capacity?</b>	The area to the immediate north of the centre is already being redeveloped for high density residential. Due to the industrial constraints, further residential development around this centre should not take place until its safety can be assessed quantitatively. Bayside's Local Housing Strategy identified this centre as having potential for investigation, if public transport was improved.
<b>Recommended?</b>	The centre is included in the EIE by its zoning. However, it is located along a dangerous goods transport route and some of its nearby residential land is close to the Botany Industrial Park. In light of this, and other constraints this centre should not be included until these complex issues are addressed.

## Eastlakes



<b>Does this Centre Meet the EIE Definition?</b>	Yes This centre includes a local shopping centre with multiple supermarkets and a selection of smaller shops and services.
<b>Public Transport</b>	Buses only The Eastern City District Plan identified a future metro corridor from Kogarah to the airport and Randwick which could potentially serve Eastlakes.
<b>Flooding</b>	Large parts of this suburb are flood prone.
<b>Aircraft Noise</b>	The low-density residential area south of this centre is underneath a flight path and subject to intense aircraft noise.
<b>Industrial Risk</b>	The Botany Industrial Park sits to the southeast of the centre. Risks associated with industry and the transport of dangerous goods impact some of the surrounding residential land.
<b>Appropriate for Additional Housing Capacity?</b>	Council's Local Housing Strategy considered this centre to be constrained and an important location for the retention of existing older housing stock that supplies affordable housing. It also noted that many surrounding lots are too small, making it hard to amalgamate a viable development site. The LHS therefore did not recommend further redevelopment.
<b>Recommended?</b>	While this centre likely does align with the EIE definition, it and the surrounding residential land are quite constrained. Therefore, the EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process.

## Hillsdale



<b>Does this Centre Meet the EIE Definition?</b>	Yes This centre includes a local shopping centre with multiple supermarkets and a selection of smaller shops and services.
<b>Public Transport</b>	Buses only
<b>Flooding</b>	Large parts of this suburb are flood prone.
<b>Industrial Risk</b>	The Botany Industrial Park is situated to the west of the centre. Risks associated with industry and the transport of dangerous goods impact some of the surrounding residential land. Due to the industrial constraints, further residential development around this centre should not take place until its safety can be assessed quantitatively.
<b>Appropriate for Additional Housing Capacity?</b>	Council's Local Housing Strategy considered this centre to be constrained and an important location for existing older housing stock that provides affordable housing. It also noted that many surrounding lots are already developed for walk up flats, making it hard to amalgamate a viable development site. The LHS therefore did not recommend further redevelopment.
<b>Recommended?</b>	While this centre likely does align with the EIE definition, it and the surrounding residential land are quite constrained. Therefore, the EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process.

## Kingsgrove





<b>Does this Centre Meet the EIE Definition?</b>	Yes It has a mid-sized supermarket, and this is supported by a variety of local shops and businesses.
<b>Public Transport</b>	The train station on the T8 line services the area.  The Greater Sydney Region Plan and the Eastern City District Plan identified a future metro corridor from Kogarah to Bankstown and Parramatta which could potentially serve Kingsgrove and interchange with existing services.
<b>Flooding</b>	There are extensive flooding risks associated with Wolli Creek along the railway line and also some overland flow paths and gullies through the residential area.
<b>Moomba to Sydney Ethane Pipeline</b>	The pipeline runs past this suburb. The State should consult with pipeline operators to confirm that additional housing in this area is appropriate.
<b>Appropriate for Additional Housing Capacity?</b>	Bayside's Local Housing Strategy recommended delaying density increases in this area to coincide with delivery of the Metro. Such a delay may no longer be appropriate in the context of the present housing crisis, given the proximity to Kingsgrove railway station and the metrics proposed in the EIE.
<b>Recommended?</b>	Kingsgrove centre does align with the EIE criteria and is recommended for inclusion. The area is well served by infrastructure and can support additional housing. Specific risks and constraints identified above should be considered when applying the policy to the surrounding land.

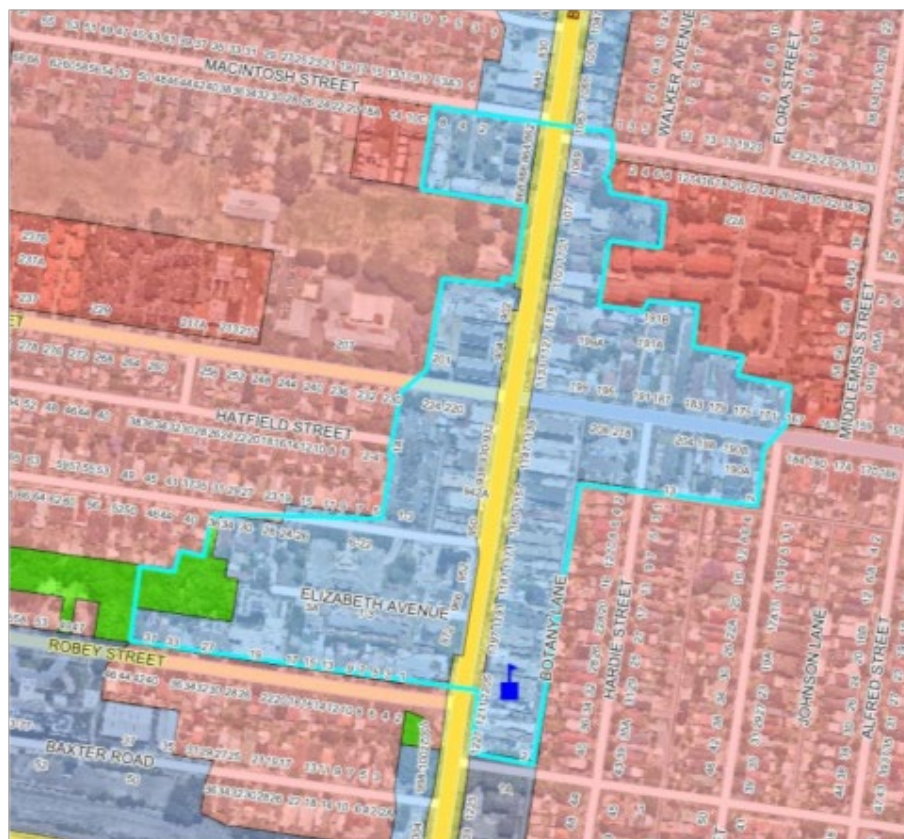


**Kogarah**

<b>Does this Centre Meet the EIE Definition?</b>	Yes This centre includes multiple supermarkets over the railway station and a wide selection of smaller shops and services. Strategically, this centre is identified as a Health and Education Precinct by the GCC in the Greater Sydney Region Plan and the Eastern City District Plan.
<b>Public Transport</b>	The train station on the T4 line services the area.


<b>Flooding</b>	 <p>While much of the centre is flood free, there are drainage channels and overland flow paths west, north and east of the centre.</p>
<b>Airspace</b>	 <p>Kogarah sits within the Inner Horizontal Surface of the OLS. This sets a limit of 51m AHD across most of the centre and surrounds. Under the EIE and TOD SEPP programs development could be permitted at up to 21m in height. This would conflict with the OLS at or above the 30m elevation contour (indicated in yellow) within the R3, R4, E1 and MU1 zones.</p>
<b>Appropriate for Additional Housing Capacity?</b>	Much of the residential land is already developed and strata titled as walk-up flats. Bayside's Local Housing Strategy identifies further development potential between Kogarah and Carlton.
<b>Recommended?</b>	The MU1 zoned area of Kogarah centre does align with the EIE criteria for centres. The area is strategically identified for growth and is well serviced by infrastructure. Specific risks and constraints identified above should be considered when applying the policy to the surrounding land. Subject to detailed analysis, the MU1 zoned strip could be capable of accommodating more than is proposed.

### Mascot (Botany Road)



<b>Does this Centre Meet the EIE Definition?</b>	Yes This centre potentially meets the definition in the EIE. Botany Road has a lengthy linear strip of E1 zoned land, but most of the businesses are clustered in the south between Macintosh Street and Hollingshed Street.
<b>Public Transport</b>	Buses only.
<b>Flooding</b>	Much of this suburb is flood prone.



<b>Airspace</b>	 <p>The end of the east-west runway sits just southwest of this centre. The R2 and MU1 zoned land to the south of Hollingshed Street is under the flight path and in places the land surface is within 9.5m of protected airspace. Consultation with Sydney Airport is strongly recommended before increasing residential densities and building heights in this location.</p>
<b>Aircraft Noise</b>	<p>The southern half of Botany Rd is heavily affected by aircraft noise.</p>
<b>Appropriate for Additional Housing Capacity?</b>	<p>Bayside's Local Housing Strategy does not recommend Mascot for additional residential intensification.</p>
<b>Recommended?</b>	<p>While part of this centre may align with the EIE definition, it and the surrounding residential land are quite constrained. Therefore, the EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process. Council has already resolved to investigate Mascot (Botany Road) for housing as an outcome of the LHS. Initial advice is that the housing capacity is likely better accommodated at the north of Botany Road, rather than around the active commercial area in the south.</p> <p>It is therefore recommended that this centre and surrounding land be excluded from the impact of the EIE to allow the investigation to be completed.</p>

### Mascot Station



<b>Does this Centre Meet the EIE Definition?</b>	Yes The E1 zoned area around Mascot station has a supermarket and a variety of smaller shops. The surrounding MU1 area has a much lesser density of these amenities and would not meet the definition.
<b>Public Transport</b>	The train station on the T8 line services the area.
<b>Flooding</b>	Much of the area is flood prone. Development has been designed to try and mitigate these risks.
<b>Airspace</b>	The Mascot Station precinct sits to the east of the North-South runway flight paths. Building height limits are already higher than those proposed in the EIE.
<b>Appropriate for Additional Housing Capacity?</b>	The centre and surrounds are already developed, often to a higher density than that proposed in the EIE. Council's Local Housing Strategy does not recommend further investigation of this area.
<b>Recommended?</b>	The E1 zoned area around the station does align with the EIE criteria for centres. The area is well served by infrastructure and can support growth. Given existing LEP zoning and development standards, the additional housing facilitated by the EIE controls in this location will be minimal. The E1 zoned land around the station is recommended for inclusion by the EIE as a centre.

## Ramsgate



<b>Does this Centre Meet the EIE Definition?</b>	The centre has a limited number of small shops and no supermarket. By itself this centre is unlikely to supply sufficient variety of goods and services to meet the daily needs of people living in its walking catchment.
<b>Public Transport</b>	Buses only. The Eastern City District Plan identified a future Metro corridor from Kogarah to Miranda which could potentially serve Ramsgate.
<b>Flooding</b>	The area around Ramsgate and Sans Souci is flood affected, but much of this is relatively shallow and low flow velocity.
<b>Appropriate for Additional Housing Capacity?</b>	This area is zoned predominantly for low density residential uses, and this should be maintained. Small pockets of R3 and R4 land are located immediately adjacent to the centre and contain existing Residential Flat Building developments. Land within 800m of the centre is affected by Land Reservation Acquisition for the M6 motorway. Bayside Council's Local Housing Strategy identified this area as having good housing potential if transport and infrastructure gaps were improved.
<b>Recommended?</b>	This centre may align with the EIE definition but were the EIE provisions applied to the surrounding land, it would deliver a very large increase in potential housing capacity within the R3 and R2 zoned land without adequate provision for the needs of the new population. The EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process with infrastructure and service capacity assessments.

## Ramsgate Beach



<b>Does this Centre Meet the EIE Definition?</b>	Yes Within the MU1 zone, the centre contains a mid-sized supermarket and a variety of smaller shops and a post office. Consequently, it can provide sufficient variety of goods and services to meet the daily needs of local residents.
<b>Public Transport</b>	Buses only. The Eastern City District Plan identified a future Metro corridor from Kogarah to Miranda which could potentially serve Ramsgate Beach.
<b>Flooding</b>	The area around Ramsgate and Sans Souci is flood affected, but much of this is relatively shallow and low flow velocity.
<b>Appropriate for Additional Housing Capacity?</b>	Bayside Council's Local Housing Strategy identified this area as having good housing potential if transport and infrastructure gaps were improved.
<b>Recommended?</b>	This centre may align with the EIE definition but were the EIE provisions applied to the surrounding land it would deliver a very large increase in potential housing capacity within the R3 and R2 zoned land without adequate provision for the needs of the new population. The EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process with infrastructure and service capacity assessments.



## Sans Souci



<b>Does this Centre Meet the EIE Definition?</b>	Yes Within the MU1 zone, this centre contains a mid-sized supermarket and a variety of smaller shops. Consequently, it can provide sufficient variety of goods and services to meet the daily needs of local residents. The area has parks and beaches which will support a high quality of life for new residents. The identified centre boundary includes land zoned MU1 under the Bayside LEP 2021 and land zoned E1 under the Georges River LEP 2021.
<b>Public Transport</b>	Buses only. The Eastern City District Plan identified a future Metro corridor from Kogarah to Miranda which could potentially serve Sans Souci.
<b>Flooding</b>	The area around Ramsgate and Sans Souci is flood affected, but much of this is relatively shallow and low flow velocity.
<b>Appropriate for Additional Housing Capacity?</b>	Bayside Council's Local Housing Strategy identified this area as having good housing potential if transport and infrastructure gaps were improved.
<b>Recommended?</b>	This centre may align with the EIE definition but were the EIE provisions applied to the surrounding land it would deliver a very large increase in potential housing capacity within the R3 and R2 zoned land without adequate provision for the needs of the new population. The EIE provisions should not apply to this centre or surrounding land until transport capacity and other constraints have been addressed through a place-based planning process with infrastructure and service capacity assessments.



## Council Meeting

27/03/2024

Item No	10.3
Subject	<b>Response to Corporate Performance Committee Questions - 2023/24 Proposed Budget Variations</b>
Report by	Meredith Wallace, General Manager Debra Dawson, Director City Life Peter Barber, Director City Futures Richard Sheridan, Director City Performance
File	F22/888

## Summary

This report provides a response to questions raised during the Corporate Performance Committee meeting held on Wednesday 6 March 2024.

## Officer Recommendation

That Council notes the responses in this report.

## Background

The 2023/24 proposed budget variation report was tabled at the Corporate Performance Committee meeting on 6 March 2024. A number of questions from Councillors were taken on notice as responses were required from other Council officers.

As a result, these responses are now tabulated below for Council's information.

### 1. Bus Shelters

Replacement of the following bus shelters is included in the current 23/24 program of works:

- Page St Pagewood, southbound side near Holloway St - bus stop No 203541.
- Bunnerong Rd Pagewood, Nth bound side near Keysor Rd - bus stop no 203518.
- Evans Ave Eastlakes, eastbound side near Maloney St - bus stop no 201877.

The following bus shelters are planned to be replaced or installed in the 24/25 program:

- William St Botany, northbound side near Banksia St - bus stop no 201942.
- Banksia St Botany, westbound side near Jasmine St - bus stop no 201943
- Bunnerong Rd Pagewood, northbound side near Wark Ave - bus stop no 213517.

### 2. Botany Aquatic Centre

The Development Application was lodged for the Botany Aquatic Centre on the 29 February 2024. Due to Botany being a flood prone area, additional investigation, flood modelling and consideration for onsite detention has been required.

The DA will be reviewed by an external consultant and the Independent Planning Panel, and this will take a number of months. Whilst this is underway, we will continue to progress the detailed design and tender documentation.

An Expression of Interest (EOI) is currently being prepared and will be advertised via VendorPanel in May 2024 seeking suitably qualified contractors for construction. The outcomes of the EOI will be reported to Committee and Council in July 2024.

Following DA approval, the Tender for construction will be advertised, the construction tender and report to Council process will take approximately 3 months. Once a Contractor is engaged for construction, we will then apply for a Construction Certificate. It is anticipated that construction would commence after the 24/25 summer season and take approximately 18 months (weather permitting).

### 3. Affordable Housing

Councillors requested details on this project, including a timeline.

The Bayside Affordable Housing Strategy and Affordable Housing Contributions Scheme project is driven by the objectives and directions of the *Bayside Local Strategic Planning Statement* (LSPS) and *Local Housing Strategy* (LHS):

- *Action 8.1 Prepare an affordable housing policy to meet the requirements of the Eastern City District Plan in relation to affordable rental housing and the different mechanisms Council will use to address this need (Bayside LSPS),*
- *Action 8.2 Develop an affordable housing contributions scheme that sets out how, where and at what rate development contributions can be collected by Council for affordable rental housing (Bayside LSPS),*
- *Action 4.1 Develop an affordable housing strategy that meets the requirements of the Eastern City District Plan (Bayside LHS),*
- *Action 4.2 Develop an affordable housing contributions scheme that sets out how, where and at what rate development contributions can be collected by Council for affordable housing (Bayside LHS).*

The development of an Affordable Housing Strategy and an Affordable Housing Contributions Scheme are identified as short-term (0-2 years) actions in the *Bayside LHS Implementation and Delivery Plan*.

An Affordable Housing Evidence Base was prepared to inform the preparation of the Bayside LHS. The Evidence Base was updated in August 2023 to reflect new 2021 Census data released in late 2022, as the previous Evidence Base was completed prior to that year.

The next stage of the project (Options Paper) is to be completed by 30 June 2024, as required by Action 1.1.3.2 of the 2023/24 Operational Plan. A Request for Quotation was issued to the market on 11 March 2024 for appropriately qualified and experienced consultants to undertake this next stage of the project.

Project Stage		Deliverable (minimum)	To be completed by
<b>PART 1 - PROJECT INCEPTION</b>			
1	Project Inception Meeting	<ul style="list-style-type: none"> <li>▪ Project Inception Meeting</li> <li>▪ Confirmation of project scope, timeframes and communication</li> </ul>	April 2024

Project Stage		Deliverable (minimum)	To be completed by
		protocols.	
2	Research and Analysis	<ul style="list-style-type: none"> <li>Summary of background documents chapter.</li> </ul>	April 2024
3	Legislative and Policy Review	<ul style="list-style-type: none"> <li>Summary of legislative basis chapter.</li> </ul>	April 2024
4	Policy in Practice - Precedent Analysis	<ul style="list-style-type: none"> <li>Summary of policy in practice chapter.</li> </ul>	April 2024
<b>PART 2 - OPTIONS PAPER</b>			
5	Evaluation of Options and Alternatives	<ul style="list-style-type: none"> <li>Evaluation Framework for alternatives and options.</li> </ul>	May - June 2024
6	Stakeholder Engagement	<ul style="list-style-type: none"> <li>Stakeholder engagement Strategy.</li> <li>Workshops, interviews and phone conversations with stakeholders.</li> <li>Stakeholder engagement Outcomes Report.</li> </ul>	May - June 2024
7	Prepare the Options Paper	<ul style="list-style-type: none"> <li>Draft Options Paper.</li> <li>Final Options Paper.</li> </ul>	May - June 2024
8	Councillor Information Briefing	<ul style="list-style-type: none"> <li>Councillor Information Briefing Paper.</li> <li>Other supporting material for Councillor Information Briefing.</li> <li>Summary of Councillor Information Briefing.</li> </ul>	June 2024
<b>PART 3 - AFFORDABLE HOUSING STRATEGY &amp; CONTRIBUTIONS SCHEME (if endorsed by Council as preferred option following consideration of Options Paper)</b>			
9	Contributions Testing - this can occur concurrently with the development of the Affordable Housing Strategy	<ul style="list-style-type: none"> <li>Confirmation of suitable test sites.</li> <li>Summary of sales evidence.</li> <li>Preliminary report on viability modelling results.</li> <li>Presentation and discussion of draft results with staff.</li> <li>Report on viability modelling results.</li> </ul>	August 2024
10	Completion of Draft Affordable Housing Strategy	<ul style="list-style-type: none"> <li>Draft Affordable Housing Strategy</li> </ul>	August 2024
11	Bayside City Planning & Environment Committee and Council Meeting Report	<ul style="list-style-type: none"> <li>Supporting material for Council meetings.</li> <li>Attendance at City Planning &amp; Environment Committee Meeting</li> <li>Attendance at Council Meeting</li> </ul>	August 2024
12	Exhibition of draft Affordable Housing Strategy	<ul style="list-style-type: none"> <li>Supporting material for exhibition.</li> <li>Summary of exhibition outcomes.</li> </ul>	Sept 2024
13	Bayside City Planning & Environment Committee Post-Exhibition Report	<ul style="list-style-type: none"> <li>Final Affordable Housing Strategy.</li> <li>Attendance at City Planning &amp; Environment Committee Meeting.</li> <li>Attendance at Council Meeting.</li> </ul>	November 2024
14	Affordable Housing Contributions Plan	<ul style="list-style-type: none"> <li>Draft Affordable Housing Contributions Scheme clause wording and advice.</li> </ul>	December 2024

Project Stage		Deliverable (minimum)	To be completed by
	Implementation		

#### 4. Contractor's Information

Each quarter, Council includes with its Quarterly Budget Review Statement (QBRS) a list of contracts that Council has entered into, and which contracts are still valid as required under the QBRS for NSW Local Government. It requires the contract list to include:

- The contractor's name;
- Purpose of the contract;
- Amount of consideration;
- Commencement and duration of the contract; and
- Whether or not the contract was included in the budget.

This information is provided to Council each quarter when the QBRS is tabled to Council as required under S23a of the Local Government Act Tendering Guidelines for NSW Local Government page 54.

A request was made to include the details of all the directors of these suppliers or contractors who may not have been previously reported to Council or not required to be reported to Council to ensure transparency. This will also ensure that there is no conflict of interest with Councillors that exist as a result of these contracts.

This is not a requirement to report on the directors of suppliers under the Local Government Act Tendering Guidelines for NSW Local Government as many contracts are entered into under delegation. This request will take a significant amount of our current resourcing.

Councillors should note that no Conflict of Interest can arise from noting the list of current contracts and contractors. Unlike in a tender process, where Council is the decision maker, responsible for awarding the contract.

#### 5. Contractor & Consultancy Costs

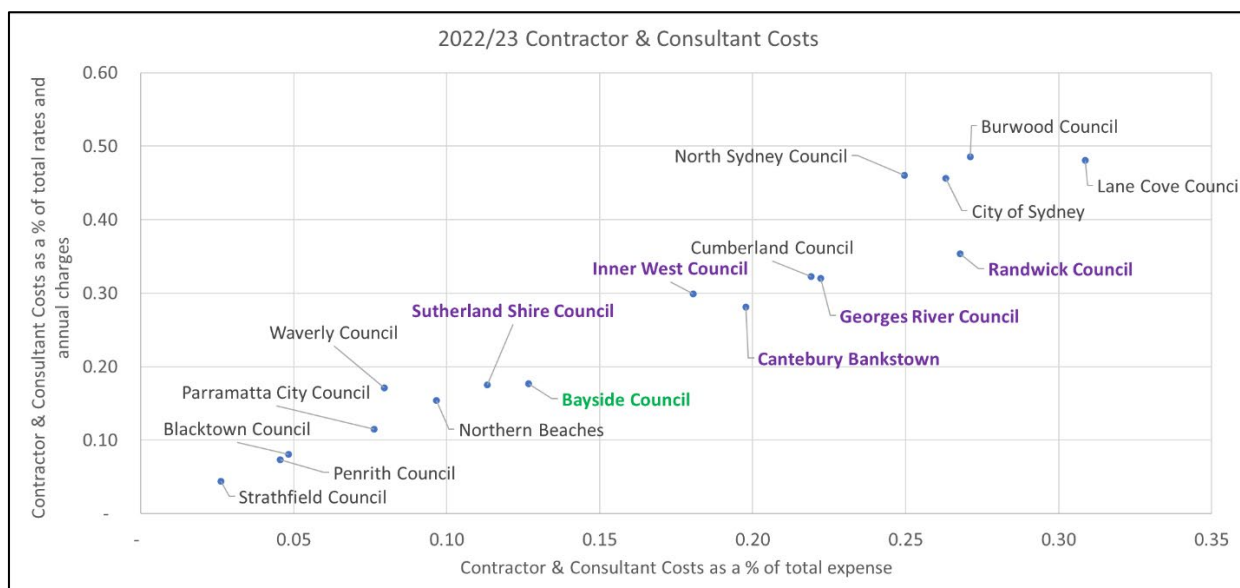
A request was made by Councillor Morrissey to provide background on the use of consultants and whether these services can be undertaken in-house.

Council engages consultants across the business to provide a wide range of services on various projects such as aquatic engineers, acoustic consultants, flood engineers, structural engineers, public art specialists, signage consultants, geotechnical and contamination specialists, rock armouring engineering specialists etc. These consultants are only engaged on a need's basis for certain projects.

Similarly, contractors are engaged to backfill existing vacancies where Council is unable to successfully recruit personnel. There are certain situations where agency or contractor staff are necessary to step in when staff are on leave or away sick to meet statutory or regulatory requirements such as childcare centres and waste operations.

In addition to this, it was requested to provide a benchmarking exercise in relation to Council's consultancy expenditure with other Council's. We have provided a benchmarking exercise across several councils in NSW based on their audited financial statements for the

year 2022/23. Certain councils may choose to disclose their information in a different manner to others.



Based on the above data, it is evident that the use of contractors and consultants across the local government industry is quite common.

The above data compares Council's contractor and consultancy costs as a percentage of total expense as well as the contractor and consultancy costs as a percentage of total rates and annual charges for the 2022/23 year.

## 6. Weed Removal Projects

Several councillors requested more information in relation to the above projects. Included in the report to the committee were the removal of the budgeted grant income and associated expenditures for projects relating to weed removal. These projects have since been completed and grants acquitted in the last financial year.

The grants were part of the Crown Reserves Improvement Fund (CRIF) towards the control of weeds aimed at improving the Crown reserve assets to benefit the community and contribute to the cultural, sporting and recreational life within NSW. The weed removal projects form part of the greater bushcare regeneration works undertaken by Council annually.

Council has spent over \$2m over the last 6 years in bushcare and rehabilitation works across the LGA. Despite the removal of grant funded income and expenditure for the above projects, Council continues to carry out bushcare and rehabilitation works annually and has allocated approximately \$446k in the current financial year.

## 7. Coward Street Cycleway

At the Committee meeting, several Councillors requested more information in relation to this project and specifically whether the grant funding was specifically for this site.

Council received a grant of \$220,000 from Transport for NSW as part of the Get NSW Active Program to complete a Feasibility Study and Concept Design for an active transport connection along Coward Street.

Council has completed preliminary feasibility analysis and there are constraints to providing an active transport corridor that is restricted to Coward Street. As a result, other options will be investigated pending approval from TfNSW.

## 8. Depreciation on derelict buildings

This year's City Projects Program (CPP) includes the demolition of:

- Bona Park Girl Guides
- Gilchrist Park Scout Hall
- Bexley North Toilet Amenities

A Request for Quotation has been completed and a Contractor engaged. The demolitions are scheduled to occur from April - June 2024.

In addition this year's CPP includes the planning and approvals for the demolition of:

- Booralee Toilet block at Daniel Street (requires a DA)
- Cahill Park Dog Club Storage (new storage to be constructed prior to demolition)

These buildings will be demolished in the 24/25 financial year.

The old tram building near Arthur Park was raised however this is owned by Sydney Water and on land owned by Sydney Water.

Any asset that has a written down value will continue to be depreciated in line with Council's policy until they are disposed. Any remaining value of the asset at the time of disposal will be recognised as a loss on disposal.

## 9. Traffic Calming

The Dolls Point and Sandringham Traffic Calming measures were detailed in a Bayside Local Traffic Committee report (BTC 23.149) on 8/11/2024 and adopted by Council at its meeting on 22/11/2024. The measures that are included for deliver in the current 2023/24 program of works and are scheduled to be constructed within the next 3 months include:

- installation of two speed humps, associated signs and line marking in Malua Street, Dolls Point;
- installation of two speed humps, kerb blister with concrete island, associated signs and line marking in Russell Avenue, Sans Souci;
- installation of two speed humps, associated signs and line marking in Ida Street, Sandringham.
- installation of a speed hump, associated signs and line marking in Riverside Drive, Sans Souci

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## Financial Implications

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

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## 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 creative City  | <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

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## Attachments

Nil

## Council Meeting

27/03/2024

Item No 10.4  
Subject **St. George Business Chamber of Commerce Charity Dinner Fundraiser**  
Report by Merdith Wallace, General Manager  
File SF24/1714

## Summary

The St George Business Chamber of Commerce is holding an annual charity black tie gala dinner fundraiser on Friday 5<sup>th</sup> April 2024 at 6:30pm to be held at The Grand Roxy, Brighton-Le-Sands.

## Officer Recommendation

That Councillors indicate if they wish to attend the St George Business Chamber of Commerce charity event on Friday 5 April 2024.

## Background

This gala dinner is in support of the Autism Community Network. The Autism Community Network (ACN) provides free support groups for parents and carers, peer to peer social clubs for autistic individuals, programs and activities for children, youth and adults, and family days.

Councillors nominating to attend the event are welcome to advise if their partner will also be attending.

## Financial Implications

Not applicable	<input type="checkbox"/>	
Included in existing approved budget	<input checked="" type="checkbox"/>	\$140 single ticket or \$1,400 for a table of 10
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 creative City	<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"/>

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**Community Engagement**

N/A

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**Attachments**

Nil

## Council Meeting

27/03/2024

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Item No	10.5
Subject	<b>Australian Local Government Association (ALGA) National General Assembly 2024 - Proposed Motion</b>
Report by	Richard Sheridan, Director City Performance
File	F20/102

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## 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 has put forward a suggested motion for Council's consideration.

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## Officer Recommendation

- 1 That the proposed motion included in the body of the report be submitted for the 2024 National General Assembly.
- 2 That Council consider, for submission to the National General Assembly, any other motions put at the Council Meeting.
- 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.

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## Background

The 2024 National General Assembly is being held from 2-4 July 2024 in Canberra. Council, at its meeting of 28 February 2024, nominated two Councillors to attend and resolved to consider any proposed motions, for submission to the Conference, at this meeting. To be include on the Conference business paper, motions must be submitted in the required format by no later than 11.50pm on **Friday 29 March 2024**.

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:

- how all levels of government in Australia can build trust in each other and earn greater trust from the community;

- practical opportunities for the Australian Government to leverage the trust that local communities have in their local council;
- focus on practical programs that can strengthen the system of local government nationally to provide the services and infrastructure required to support and strengthen our communities; and
- new program ideas that that would help the local government sector to deliver the Australian Government's objectives.

### **Proposed motion by Councillor Douglas**

Councillor Douglas has submitted for consideration one motion for submission to the Assembly. The motion is as follows:

#### **Motion Title**

Lithium Battery Safety

#### **Motion Wording**

This National General Assembly calls on the Australian Government to support local government to enact the Australian Competition and Consumer Commission's recommendations on Lithium-ion batteries and consumer product safety, including:

- Recommendation 2 (Consumer safety): Consumers should have clear and accessible educational resources on Li-ion battery safety.
- Recommendation 3 (Disposal and end-of-life): The Australian Government and industry should continue to develop infrastructure, regulation and supporting policies to enable the safe and efficient collection and recycling of Li-ion batteries.

#### **Motion Background**

Rechargeable lithium-ion (Li-ion) batteries are the most widespread portable energy storage solution globally.<sup>1</sup> They are used in a wide range of consumer products including:

- personal devices such as mobile phones, tablets, laptops
- household appliances and tools
- personal transportation devices such as e-bikes and e-scooters
- renewable energy storage systems
- e-vehicles.

The use of Li-ion batteries in consumer products is attractive as they are small with high energy density, and have better power efficiency than other battery types.

#### **Recycling:**

Batteries power many parts of our everyday life but not everyone knows what to do with them once they're used.

There are several recycling options available to consumers. Batteries can be taken to Community Recycling Centres or dropped off at a dedicated recycling point available at many large retailers like Coles, Woolworths, Bunnings and Officeworks.

Products with batteries embedded in them, like mobile phones, laptops and power tools should be disposed of at an e-waste recycling facility or e-waste drop-off event.

**Risks:**

Fires arising from Li-ion batteries are difficult to extinguish and may spontaneously reignite. Li-ion batteries are significantly more hazardous than standard batteries if they are disposed of incorrectly. They don't belong in household or commercial kerbside bins.

Local councils and waste contractors have seen a significant rise in the number of truck and rubbish fires caused by batteries, which if damaged can explode and spark fires which are difficult to put out.

Some Li-ion incidents have caused house fires resulting in serious injuries and property damage. Other incidents arising from Li-ion battery failure include burns, chemical exposure and smoke inhalation.

**ACCC Recommendations:**

The ACCC says consistent state and territory legislation regulating products containing Li-ion batteries is needed.

**References:**

Environmental Protection Authority:

<https://www.epa.nsw.gov.au/your-environment/recycling-and-reuse/household-recycling-overview/safe-battery-recycling>

NSW Government

<https://www.nsw.gov.au/media-releases/battery-safety-to-prevent-fires>

Australian Competition and Consumer Commission, Lithium-ion batteries and consumer product safety Report, October 2023

[https://www.accc.gov.au/system/files/Lithium-ion%20Batteries%20report\\_3\\_0.pdf](https://www.accc.gov.au/system/files/Lithium-ion%20Batteries%20report_3_0.pdf)

This motion is within the eligibility criteria and may be considered by Council for submission to the Assembly.

At the Council Meeting, Councillors have the opportunity to table any other motion that meets the criteria for consideration.

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**Financial Implications**

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

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**Community Strategic Plan**

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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"/>

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### **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"/>

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### **Community Engagement**

Not applicable.

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### **Attachments**

Nil

## Council Meeting

27/03/2024

Item No	10.6
Subject	<b>Statutory Financial Report - February 2024</b>
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 29 February 2024, Bayside Council had \$511.1m in cash and investments with an adjusted portfolio return on investments of 5.29%. Our income and expenditure cash-flow movements for the period primarily comprised the following:

- Income from operating activities totalled \$23.4m from rates, grants, childcare subsidies, bookings/leases, and construction fees.
- Expenses from operating activities totalled \$16.9m for payments for employee costs, utilities, waste, contracts, and infrastructure work.

### **Cash & Investment Reserve Balances at 29 February 2024 amounts to \$511.1 million:**

Council's cash and investments balance of \$511.1m comprises externally restricted funds of \$386.7m and internally restricted and unrestricted funds of \$124.4m

## Officer Recommendation

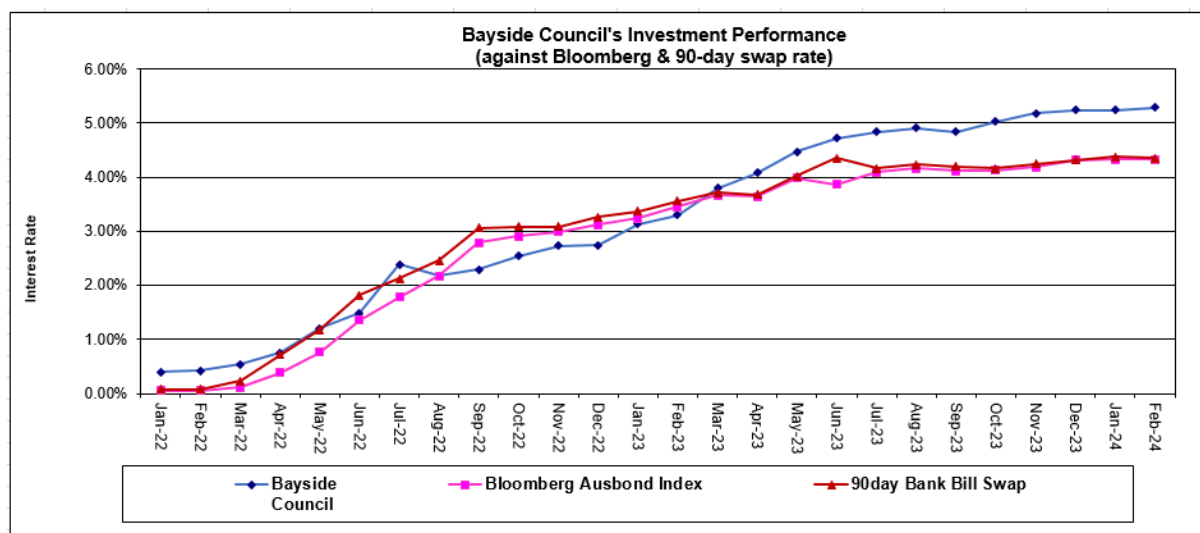
That the Statutory Financial Report by the Responsible Accounting Officer be received and noted.

## Background

The following table shows the performance of Council's investments since January 2022. 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 providing a meaningful comparison for measuring investment performance.

The last time RBA increased the official cash rate was in November 2023 bringing the cash rate to 4.35%. The cash rate has remained steady since the last rate hike. The RBA has retained their tightening bias, due to some economic uncertainty and noting that inflation remains above the expected target, however is trending in downward. There is speculation in the market place that interest rates have peaked with the potential for official interest rate to trend lower in the back half of 2024.

Council's investment portfolio has outperformed the market rates by 0.96% and contains approximately 75% 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 2024.

The table below shows details of movements in Council's operating cash at bank during February 24

STATEMENT OF BANK BALANCE AS AT 29 FEBRUARY 2024		
<b>Cash at bank as per general ledger as at:</b>	<b>31-Jan-24</b>	<b>3,460,405</b>
<b>Income from operating activities</b>		
Rates and annual charges received	\$ 20,915,798	
User fees and charges received	\$ 4,189,881	
Grant and contributions received	\$ 822,451	
Interest revenue received	-\$ 3,426,349	
Bonds received / (paid)	\$ -	
Rates received / (paid)	\$ -	
GST received / (paid)	\$ -	
Other income received	\$ 927,745	
<b>Total Income from Operating Activities for the Period</b>	<b>\$ 23,429,526</b>	
<b>Expenses from operating activities</b>		
Accounts paid for period (includes cheques and refunds)	-\$ 8,982,672	
Direct payroll	-\$ 7,881,972	
Borrowing costs	-\$ 2,837	
<b>Total Expenses from Operating Activities for the Period</b>	<b>-\$ 16,867,481</b>	
<b>Total Net Movement from Operating Activities</b>		<b>\$ 6,562,044</b>
<b>Investment Activities for the Period</b>		
(Purchase) / Redemption of TD's	\$ 10,000,000	
<b>Net Funding Flows for the Period</b>	<b>\$ 10,000,000</b>	
		<b>\$ 10,000,000</b>
<b>Funding Activities for the Period</b>		
Proceeds from borrowings	\$ -	
Loan repayments	-\$ 30,384	
<b>Net Funding Flows for the Period</b>	<b>-\$ 30,384</b>	
		<b>-\$ 30,384</b>
<b>Cash at bank as per general ledger as at:</b>	<b>29-Feb-24</b>	<b>19,992,066</b>
<b>Difference</b>	<b>-</b>	<b>0.00</b>

NB: above table may include minor rounding's.

### Schedule of Investments

Bayside Council currently holds \$511.1m 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:						29/02/2024		
	Credit Rating	Purchase Price	Purchase Date	Maturity Date	Term Days	Prop %	Interest Rate	Market Value
<b>Term Deposits</b>								
National Australia Bank	AA-	\$10,000,000	13-Jul-23	10-Jul-24	363	2.15%	5.40%	\$10,000,000
National Australia Bank	AA-	\$5,000,000	13-Jul-23	10-Jul-24	363	1.08%	5.40%	\$5,000,000
National Australia Bank	AA-	\$15,000,000	19-Jul-23	17-Jul-24	364	3.23%	5.35%	\$15,000,000
National Australia Bank	AA-	\$15,000,000	10-Jan-24	7-Aug-24	210	3.23%	5.09%	\$15,000,000
National Australia Bank	AA-	\$20,000,000	29-Nov-23	27-Nov-24	364	4.30%	5.35%	\$20,000,000
National Australia Bank	AA-	\$5,000,000	24-Jan-24	22-Jan-25	364	1.08%	5.13%	\$5,000,000
National Australia Bank	AA-	\$10,000,000	7-Feb-24	5-Feb-25	364	2.15%	5.08%	\$10,000,000
						17.20%		
CBA	AA-	\$25,000,000	24-May-23	22-May-24	365	5.38%	5.20%	\$25,000,000
CBA	AA-	\$5,000,000	31-May-23	29-May-24	365	1.08%	5.02%	\$5,000,000
CBA	AA-	\$80,000,000	7-Jun-23	5-Jun-24	365	17.20%	5.50%	\$80,000,000
CBA	AA-	\$40,000,000	13-Sep-23	13-Sep-24	367	8.60%	5.29%	\$40,000,000
						32.26%		
ING Direct	A	\$5,000,000	10-May-23	8-May-24	365	1.08%	4.85%	\$5,000,000
ING Direct	A	\$5,000,000	10-May-23	8-May-24	365	1.08%	4.85%	\$5,000,000
ING Direct	A	\$20,000,000	10-May-23	8-May-24	365	4.30%	4.85%	\$20,000,000
ING Direct	A	\$15,000,000	17-May-23	15-May-24	365	3.23%	4.93%	\$15,000,000
ING Direct	A	\$15,000,000	17-May-23	15-May-24	365	3.23%	4.93%	\$15,000,000
ING Direct	A	\$10,000,000	12-Apr-23	10-Apr-24	365	2.15%	4.68%	\$10,000,000
ING Direct	A	\$20,000,000	5-Jul-23	3-Jul-24	365	4.30%	5.67%	\$20,000,000
ING Direct	A	\$10,000,000	13-Sep-23	17-Sep-25	736	2.15%	5.06%	\$10,000,000
						21.50%		
Westpac	AA-	\$5,000,000	20-Dec-23	20-Mar-24	92	1.08%	5.01%	\$5,000,000
Westpac	AA-	\$10,000,000	3-May-23	1-May-24	365	2.15%	4.75%	\$10,000,000
Westpac	AA-	\$5,000,000	4-Oct-23	4-Oct-24	367	1.08%	5.25%	\$5,000,000
Westpac	AA-	\$10,000,000	25-Oct-23	25-Oct-24	367	2.15%	5.36%	\$10,000,000
Westpac	AA-	\$25,000,000	1-Nov-23	1-Nov-24	367	5.38%	5.50%	\$25,000,000
Westpac	AA-	\$15,000,000	13-Dec-23	13-Dec-24	367	3.23%	5.23%	\$15,000,000
Westpac	AA-	\$5,000,000	28-Sep-23	28-Sep-25	732	1.08%	5.24%	\$5,000,000
Westpac	AA-	\$20,000,000	18-Oct-23	18-Oct-28	1828	4.30%	5.38%	\$20,000,000
Westpac	AA-	\$10,000,000	25-Oct-23	25-Oct-28	1828	2.15%	5.44%	\$10,000,000
Westpac	AA-	\$10,000,000	17-Jan-24	17-Jan-29	1828	2.15%	4.85%	\$10,000,000
Westpac	AA-	\$5,000,000	7-Feb-24	9-Feb-26	734	1.08%	4.80%	\$5,000,000
						25.81%		
AMP	BBB	\$5,000,000	22-Dec-23	11-Dec-24	356	1.08%	5.35%	\$5,000,000
AMP	BBB	\$10,000,000	22-Dec-23	18-Dec-24	363	2.15%	5.35%	\$10,000,000
						3.23%		

SCHEDULE OF INVESTMENTS HELD ON BEHALF OF COUNCIL AS AT:				29/02/2024	(Continued)			
	Credit Rating	Purchase Price	Purchase Date	Maturity Date	Term Days	Prop %	Interest Rate	Market Value
<u>Unlisted Community Bank Shares</u>								Market Value
NRMA/IAG Shares		\$8,316				0.00%		\$8,316
Bendigo Bank	BBB	\$5,000				0.00%		\$5,000
						0.00%		
Total Investments		\$465,013,316				100.0%		\$465,013,316
<u>Total Investments and Cash (at FV)</u>								
Total Investments		\$465,013,316						
CASH: Operating Account		\$19,992,066						
CASH: Management Account (CDA)		\$26,107,027						
		<u>\$511,112,409</u>						
<u>Movement in total investments and cash:</u>								
								Net
		31-Jan-24	29-Feb-24					Movement
Total investments	\$	475,013,316	\$ 465,013,316	-\$				10,000,000
Operating accounts	\$	3,460,405	\$ 19,992,066	\$				16,531,661
Short term money market	\$	21,015,678	\$ 26,107,027	\$				5,091,348
	\$	499,489,400	\$ 511,112,409	\$				11,623,009

*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.

**Richard Sheridan**

**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 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 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 creative City    | <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"/>

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**Community Engagement**

Not applicable.

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**Attachments**

Nil

## Council Meeting

**27/03/2024**

Item No 10.7  
Subject **Progress Report on Councillor Notices of Motion**  
Report by Richard Sheridan, Director City Performance  
File F16/908

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## Summary

This report provides details on the progress of Notices of Motion resolutions, outlining the progress of actions arising out of such resolutions, including estimated completion dates.

This report also lists the completed Notices of Motion since the previous Council meeting.

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## Officer Recommendation

That the Progress Report on Councillor Notices of Motion be noted.

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## Background

This report lists the Notices of Motion currently in progress or recently completed. The list provides the minuted Motion title together with commentary on current status and expected completion dates based on budgetary, resourcing and other scheduling requirements.

### Notices of Motion in Progress

There are twenty-three Notice of Motions in progress at the date of this report.

Please refer to attached document for further information.

### Completed Notices of Motion

There were no Notices of Motions completed since the last report.

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## Financial Implications

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

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## 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 creative City	<input type="checkbox"/>
Theme Three	- In 2032 Bayside will be green, resilient and sustainable	<input type="checkbox"/>

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Theme Four - In 2032 Bayside will be a prosperous community



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### **Risk Management - Risk Level Rating**

No risk



Low risk



Medium risk



High risk



Very High risk



Extreme risk



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### **Community Engagement**

Not applicable.

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### **Attachments**

Notices of Motion in Progress - March 2024

### Notices of Motion in Progress

There are 23 Notice of Motions in progress at the date of this report.

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
23/03/2022	12.1	Notice of Motion - Recognition of Significant Historical Sites and Events: Installation of Historical Plaques and Interpretive Signs	<ol style="list-style-type: none"> <li>1 That Council create an annual program, which provides residents the chance to 'Nominate a Significant Historical Site, Person or Event'.</li> <li>2 That a policy statement and procedure be developed for the proposed program to recognise our history, heritage, and culture.</li> <li>3 That Council collaborate with the Botany Historical Trust and the St George Historical Society to assess the 'historical nominations' and determine the number of nominations to be acknowledged annually.</li> <li>4 That funding for the program be considered at part of the development of the 2022/23 budget.</li> <li>5 That, in addition to Council's financial contribution, Council is to investigate funding sources from state and federal government, including the NSW State Government 'Blue plaque program'.</li> <li>6 That a report be provided to the next appropriate Committee meeting.</li> </ol>	Director City Life	<a href="#">Status Change</a>  Nominations opened online on 13 February 2024 and will close on 25 March 2024. A number of nominations have been received and will be assessed and reported to Council in May 2024.
26/10/2022	12.2	Notice of Motion - Safer Pedestrian Crossings on Bestic Street	That Bayside Council advocates for safer pedestrian crossings on Bestic Street to facilitate the movement of school children to Kyeemagh Public School and North Brighton Preschool with inclusions of: <ul style="list-style-type: none"> <li>▪ Zebra crossings or traffic lights at the pedestrian traffic islands on Bestic St and the corner of Francis Ave, to make</li> </ul>	Director City Futures	<a href="#">Status Change</a>  A project has been included in the current Capital Projects Program to construct a pedestrian crossing on



Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
			<p>the existing crossing safer;</p> <ul style="list-style-type: none"> <li>Or a footbridge/pedestrian and bike overpass nearby as part of the M6 active travel route;</li> <li>Or another safe pedestrian traffic island with zebra crossings along Bestic St between Francis Ave and General Holmes Drive.</li> </ul>		the eastern side of the roundabout on Bestic Street at Francis Street. This project was endorsed by the Bayside Local Traffic Committee at its December meeting and was approved at the February Council meeting.
28/9/2022	12.4	Advertising on Council Assets	That a report be prepared for consideration by Council, outlining the potential for increasing the amount of paid advertising on Council assets such as fleet, buildings, park benches etc.	Director City Futures	<p><a href="#">Status Change</a></p> <p>The Bus Shelter Advertising tender report was presented to the Corporate Performance Committee on 7 February 24 and advertising on roadways was discussed at the Strategic Land &amp; Property Working Group on 21 February 24. A further report addressing all aspects of Advertising on Council assets will be presented to Councillors at a later date.</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
24/05/2023	12.2	Notice of Motion - Electric Lawn Mowers	<p>1 That Council investigates and reports back to the relevant Committee in regard to transitioning Council's ride-on mower fleet from diesel to electric.</p> <p>2 That Council undertakes additional investigation on all minor and major plant.</p>	Director City Presentation	<p><b>Status Unchanged</b></p> <p>A 12-month trial of various electric equipment is being conducted to assess the performance of these items of plant, particularly over the heavy growing, summer season. A report will be provided to Council in June 24 at the completion of the trial.</p>
24/05/2023	12.5	Notice of Motion - Accessibility to Cenotaphs	<p>1 That Council inspects all Bayside Cenotaphs to ensure that access is available to all members of the community.</p> <p>2 That Council ensures that appropriate safety standards are in place at each location by Anzac Day 2024.</p> <p>3 That Council installs, as a minimum, site appropriate handrails where there are none, to a standard that is befitting of a cenotaph.</p> <p>4 That Council considers further opportunities and funding for accessibility improvements (for example, ramps) where memorial services are held.</p>	General Manager	<p><b>Status Change</b></p> <p>Permanent handrails have been installed at Booralee Park Cenotaph and new permanent handrails will be installed at Arncliffe and Mascot prior to Anzac Day 2024.</p>
26/07/2023	11.1	Report in Response to Notice of Motion - Gardens for Wildlife	<p>1 That Council pursues grants to support the Wild Things program and reviews funding options at the 1<sup>st</sup> Quarterly Review 2023/24.</p> <p>That both the Wild Things and Gardens for Wildlife programs be revisited by the City Services Committee at the October meeting.</p>	Director City Life	<p><b>Status Change</b></p> <p>After considering the report at the February City Services and Council meetings, Council deferred</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
					consideration of this matter for a further report to the City Services Committee in April 2024 to consider the naming of the program and the financial implications of participating in the program.
26/07/2023	12.2	Notice of Motion - Traffic Management Measures: Using Speed Humps to Reduce Speeding, Hooning and Anti-Social Behaviour	<p>That the General Manager, based on the ongoing traffic safety concerns expressed by the local residents of the southern part of Ward 5:</p> <p>1 Investigate and bring a report to the October Bayside Traffic Committee, and if possible earlier, proposing the installation of Speed Humps to identified areas listed below that will have little or no impact to surrounding residents:</p> <p>Identified areas:</p> <ul style="list-style-type: none"> <li>The entrance of Malua Street from The Grand Parade opposite Pine Park, Sans Souci - two speed humps appropriate distance apart.</li> <li>Russell Avenue opposite Noel Seiffert Reserve, Dolls Point: two speed humps appropriate distance apart.</li> <li>Ida Street, Sans Souci, opposite Stan Moses Reserve: two speed humps appropriate distance apart.</li> <li>Riverside Drive, Sans Souci: One additional speed hump just north of the public toilet in Scott Park.</li> </ul>	Director City Futures	<p><a href="#">Status Change</a></p> <p>Installation of 7 new speed humps and supported by the Bayside Traffic Committee in November 2023, and approved by Council at the November 2023 Council meeting.</p> <p>City Projects have now completed design with installation due to commence in mid-April.</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
			2 Investigate other potential locations within Sans Souci, Dolls Point and Sandringham area for the proposed installation of appropriate traffic calming devices, in particular in Riverside Drive, Sans Souci. Any proposed installation locations should give priority to minimising noise disturbance to residents.		
			3 Ensure that community consultation takes place.		
25/10/2023	10.9	Response to Notice of Motion - Shorebird Friendly Zones	<p>1 That Council notes that preparation of a shorebird protection plan specific to the Georges River and Botany Bay is not required, factoring in that the 2015 <i>Australian Government Wildlife Conservation Plan for Migratory Shorebirds</i> provides a framework to guide the conservation of migratory shorebirds and their habitat in Australia, and includes actions that contribute to the protection, conservation and management of migratory shorebirds.</p> <p>2 That Council notes the completed actions, and ongoing actions taken by Bayside Council, Georges Riverkeeper, Georges River Council and Sutherland Shire Council that contribute to protection of migratory and shorebirds.</p> <p>3 That Council notes that Bayside Council, Georges Riverkeeper, Georges River Council and Sutherland Shire Council will advocate to the State and Federal Government for protection of migratory and shorebirds when opportunities arise.</p> <p>4 That Council considers the following points as part of the development of the Biodiversity Strategy:</p> <p>a A review of how it is responsible to provide protection of Shorebirds under the EPBC Act as landholders.</p> <p>b An overarching Conservation Plan specific to the Local Government Area for how it will address the</p>	Director City Life	<p><a href="#">Status Change</a></p> <p>This report can now be closed. The Environment &amp; Resilience Unit will now include "items listed under point 4" in the Biodiversity Strategy &amp; Action Plan in preparation for FY24/25</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
			<p>conservation of shorebirds, leveraging the Wildlife Conservation Plan for Migratory Shorebirds, including reviewing, 8.3 Anthropogenic Disturbance, and specifically noting recreational activities such as fishing, off-road driving on beaches, unleashed dogs and jet-skiing as being problems.</p> <p>c An investigation of a Wildlife Protection Area Category 1 (WPA1) being declared at Landing Lights, Sandringham Foreshore and Dolls Point beach that bans dogs on and off-leash to provide greater protection to the shorebirds.</p> <p>d An investigation as to whether the Bayside LEP could have a similar clause to the Georges River Council Clause 6.6 Foreshore Scenic Protection Area Objective 1(e) to encourage the recovery of threatened species and their communities, populations and habitats. In this regard, there is nothing in the Bayside LEP regarding recovery of threatened species. Whereas Georges River Council DCP has a much stronger requirement stating development cannot take place if it will have any adverse damage to existing marine environment, etc. The Bayside LEP requires Council to notify if it is likely to have an impact.</p>		
25/10/2023	11.1	Response to Notice of Motion - Bayside Bushcare Program	<p>1 That the additional funding for the expansion of the Bayside bushcare program be received and noted.</p> <p>2 That a supplementary report be brought back to the next City Services Committee meeting that looks at what options are available to include a budget for a suitably qualified bushcare regenerator in the second half of the 23/24 financial year.</p>	Director City Life	<p><a href="#">Status Change</a></p> <p>Report to be submitted to the May 2024 City Services Committee.</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
25/10/2023	12.1	Notice of Motion – Bexley Heritage	<p>That Council allows current community consultation of the heritage areas to be concluded before the commencement of a survey of property owners in the following areas:</p> <ul style="list-style-type: none"> <li>• Within the boundaries of Forest Road, both sides of Halley Avenue, Stoney Creek Road, Kinsel Grove, including all streets enclosed in the area including Highworth Avenue, Besborough Avenue, Bowood Avenue and Kinsel Grove.</li> <li>• The area including Carrington, Lymington and Glenfarne Streets.</li> </ul>	Director City Futures	<p><a href="#">Status Change</a></p> <p>Report submitted to the March 2024 City Planning and Environment Committee to finalise draft Heritage Conservation Areas currently in progress. The NOM will be actioned once the CPE recommendation is considered by Council at its March meeting.</p>
25/10/2023	12.2	Notice of Motion – Petition to protect Fig Tree at Alfred St, Sans Souci	<ol style="list-style-type: none"> <li>1 That Council receives a report back, by the end of 2023, on the progress of the Bayside Significant Tree Register (including the development of a framework and criteria) to allow councillors to have input into the development of the Significant Tree Register policy.</li> <li>2 That Council receive and note the petition to save the fig tree in Alfred Street next to the Ramsgate Beach Plaza, Sans Souci.</li> <li>3 That Council writes to Sydney Water supporting the request to retain and manage the fig tree in Alfred Street based on significant values identified using Council's draft criteria of the Bayside Significant Tree Register.</li> <li>4 That the new data regarding Bayside Local Government Area's tree canopy be reported back to the next relevant Committee Meeting.</li> </ol>	Director City Life	<p><a href="#">Status Change</a></p> <p>A community consultation was undertaken by Sydney Water earlier this month. Sydney Water have confirmed that their revised methodology will not impact the Fig Tree in Alfred Street.</p> <p>The Tree Canopy data will be presented to the City Services Committee April 2024 (along with the Urban Forest Strategy).</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
25/10/2023	12.3	Notice of Motion – Display of Mayoral Chains (former City of Botany Bay Council)	<ol style="list-style-type: none"> <li>1 That Council displays the City of Botany Bay Mayoral Chains in an enclosed display case in the Botany Town Hall Chamber.</li> <li>2 That Council places the historical Mayoral Chair in an enclosed clear case by March 2024 to ensure it is protected for years to come and visible in the Botany Chamber.</li> <li>3 That Council holds a morning tea to be held in May 2024 for locals to visit the Chamber and tour the Town Hall.</li> </ol>	Director City Life	<p><a href="#">Status Change</a></p> <p>Council has accepted a quote for a display cabinet and polishing of the Mayoral Chains and the Mayoral Chair. In the interim the Chair has been on display in the Town Hall foyer.</p>
25/10/2023	10.8	Response to Notice of Motion – Accessible Beaches	<ol style="list-style-type: none"> <li>1 That Council notes this report.</li> <li>2 That Council undertakes more publicity for the current facility (ie the beach wheelchair) through its newsletter, social media and possibly Summer Foreshore Program, particularly targeting nursing homes and Cairnsfort School.</li> <li>3 That Council be provided with information within the next week on where the chair is, how it is used and when it can be used.</li> </ol>	Director City Life	<p><a href="#">Status Change</a></p> <p>Email was sent to all Councillors 26/10/2023 about the location of the current wheelchair from the Director of City Life. This project has been included in the draft Operational Plan 2024/25 to assess appropriate locations, access and management of the beach wheelchair(s).</p>



Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
25/10/2023	12.5	Notice of Motion – Mascot Library Hours	<p>1 That Council trials a return to Saturday opening hours of Mascot Library over the summer 2023/24 period.</p> <p>2 That Council conducts a survey via the Mascot Library Branch, 'Have Your Say' and Bayside News prior to the trial to determine whether morning or afternoon hours are the most suitable.</p>	Director City Life	<p><a href="#">Status Change</a></p> <p>The trial of Saturday opening hours of Mascot Library from 9am-12pm commenced Saturday 6 January 2024. An evaluation to be provided to Council at the end of the trial, Saturday 29 June 2024.</p> <p>What have we done to date to promote?</p> <p>Posters were placed in all libraries and media screens Social Media Posts Advising Mascot Library members when attending the library that we are open</p> <p>What do we plan to do to boost promotion?</p> <p>Boost on Bayside main social pages, promote in Council newsletter and e-newsletter, email out to our member data base, run programs / activities on</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
					Saturdays, update some of the furniture to create more comfort and function for patrons
25/10/2023	12.4	Notice of Motion – Renaming Hensley Field Grandstand	<p>1 That Council names the Grandstand in the Hensley Field in honour of Tony Vecellio for his 50 years dedication to Athletics.</p> <p>2 That an unveiling be organised for the one-year anniversary in May 2024 in consultation with the family.</p>	General Manager	<p><a href="#">Status Change</a></p> <p>Mock up design was provided to Cr Curry to consult with the family.</p> <p>Current feedback is they have selected a design but want to see the wording in different fonts.</p> <p>They have asked for Tony's wife, Judy, to be included as she passed shortly after Tony.</p> <p>The Motion was amended at the February 24 Council meeting to include both Judy and Tony's names.</p>

					Designs now agreed and sent to external vendor for fabrication and installation.
22/11/2023	12.5	Notice of Motion - Aquatic Centres - Cash Facility	<p>1 That Bayside Council, as owner and operator of the Angelo Anestis Aquatic Centre and Botany Aquatic Centre take immediate steps so that patrons can use cash at the Centres.</p> <p>2 That, because of the financial implication of the Notice Of Motion, a report back to Council will be made on the financial implications to the Extraordinary Council Meeting on 6 December 2023 if possible.</p>	Director City Life	<p><a href="#">Status Change</a></p> <p>Council agreed in the Council Meeting 28 Feb 2024 to reinstate cash transactions at all service points in the AAAC. CCTV &amp; cash handling systems &amp; equipment is currently being upgraded with the aim to commence accepting cash after Easter 2024.</p>
22/11/2023	12.2	Notice of Motion - Bike Repair Stations	<p>1 That Council investigates the performance and costs associated with providing Bike Repair Stations in metropolitan Sydney where these stations have been installed.</p> <p>2 That Council receives a report in early 2024 on the feedback from other councils on the performance and costs associated with providing Bike Repair Stations.</p>	Director City Futures	<p><a href="#">Status Change</a></p> <p>A report was submitted to the City Works &amp; Assets Committee on 13 March 2024.</p>
28/2/2024	12.1	Notice of Motion - Renaming of Hensley Grand Stand	<p>1 That Council renames Hensley Grand Stand (Council motion 2023) to Tony Vecellio OAM.</p> <p>2 That Tony Vecellio's wife, Judy Vecellio, be also added in memory of their shared dedication to Randwick Botany Little Athletics for 50 years.</p>	General Manager	<p><a href="#">Status Change</a></p> <p>See previous comment 12.4 (25/10/23) – Design updated to include Judy Vecellio.</p>

					Designs now agreed and sent to external vendor for fabrication and installation.
28/2/2024	12.2	Notice of Motion - Residential Christmas Lights Competition	<p>1 That Council allocates up to \$5,000 in the 2024/25 budget, and thereafter on a yearly basis, as prize money for up to five individual residential Christmas Light Displays, with an additional amount allocated from the prize pool for an overall Bayside LGA winner.</p> <p>2 That Council advertises the competition to ensure maximum interest from residents.</p> <p>3 That the General Manager structures the competition in a similar manner to other Councils who run Christmas Lights Competitions.</p> <p>4 That a report comes back to the City Services Committee encompassing the following suggestions for further consideration:</p> <ul style="list-style-type: none"> <li>• That Council work with the Economic Development Team to offer a Best Business Display category as part of the competition, and possible category for schools.</li> <li>• That Council collates information and promotes all local Christmas market activity alongside this Christmas initiative.</li> <li>• That the business team look at 1<sup>st</sup>, 2<sup>nd</sup> and 3<sup>rd</sup> prizes for residential Christmas Light Displays.</li> <li>• That Council seek business sponsorship for the awards.</li> </ul>	General Manager	New

28/2/2024	12.3	Notice of Motion - State Resources for Cooks River	That Council writes to the NSW Minister for the Environment, as well as Bayside State Members of Parliament, to urge the NSW Government to commit resources to naturalise the Cooks River and mitigate storm water issues.	General Manager	<a href="#">New</a>
28/2/2024	12.5	Notice of Motion - Walking and Cycling Committee	That the establishment of a Walking and Cycling Advisory Committee be considered by the next Council (post September 2024) when Council committees, advisory groups and working parties are agreed and set up for the next Council term.	General Manager	<a href="#">New</a>
28/2/2024	12.6	Notice of Motion - Crush the Car	That Council formally request (lobby) the NSW Government, including the Premier, Local State Members, Minister of Police, Minister of Roads, Minister for the Environment and others to investigate legislating tougher 'Anti-Hoon Laws: Crush the Cars and Motorbikes after 3 Strikes across NSW to combat Dangerous Speeding, Hooning and Anti-Social Behaviour'.	General Manager	<a href="#">New</a>
28/2/2024	12.8	Notice of Motion - Sydney Water Application to Allow Raw Sewage Overflow into Mill Stream	<ol style="list-style-type: none"> <li>1 That Bayside Council continues its opposition to allow Sydney Water to continue to allow raw sewage to overflow into the Mill Stream.</li> <li>2 That Council provides a submission to the Sydney Airport Environment Officer to confirm our Community's view: that Bayside does not accept "diluted wastewater overflows" into the Mill Stream.</li> <li>3 That the submission includes a demand for a clear and deliverable timeline as to when Sydney Water will stop this environmentally reckless practice. It is noted the submission period was over the 2023/24 holiday season and closed on 21/01/2024.</li> </ol>	Director City Futures	<a href="#">New</a>

			<p>4 That Council provides a status report and timeline of events since this issue was last raised in September 2020, to the next City Planning &amp; Environment Committee meeting.</p> <p>5 That Council demands transparent and regular community updates, on at least a quarterly basis, from Sydney Water on the program of work designed to remove the need to discharge into the Mill Stream.</p> <p>6 That a copy of relevant correspondence be provided to our local State and Federal MPs, including a note of thanks to the Hon. Matt Thistlethwaite MP for advocating on behalf of Bayside residents.</p>		
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## 11 MINUTES AND REPORTS OF COMMITTEES

### Council Meeting

27/03/2024

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Item No	11.1
Subject	<b>Minutes of the City Services Committee Meeting - 6 March 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF23/8070

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### Officer Recommendation

That the Minutes of the City Services Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

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### Summary of Substantial Recommendations

The minutes of this Committee contains the following substantial recommendations:

#### **\*CS24.005 Changes to NSW BeachWatch Program**

#### Committee Recommendation

- 1 That Council supports the Sydney Coastal Councils position to join in a letter to urge NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW) to maintain the NSW BeachWatch program as a fully funded state government program without shifting cost to Councils.
  - 2 That Council informs Sydney Coastal Councils Group Committee of its formal position.
- 

### Present

Councillor Joe Awada, Chairperson  
Councillor Scott Morrissey  
Councillor Jennifer Muscat  
Councillor Jo Jansyn  
Councillor Paul Sedrak (via audio-visual link)  
Councillor Christina Curry - alternate

### Also present

Councillor Heidi Lee Douglas  
Councillor Greta Werner  
Meredith Wallace, General Manager  
Debra Dawson, Director City Life  
Richard Sheridan, Director City Performance  
Luke Phillips, Manager Finance  
Hong Nguyen, Manager Environment & Resilience



Karen Barrass, Acting Coordinator Governance  
Gina Nobrega, Governance Officer  
Nabin Bhattarai, IT Service Management Officer

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The Chairperson opened the meeting in the Committee Meeting Room, Botany Town Hall at 6:30pm.

## **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** (Councillors Jansyn and Muscat)

That the following apology be received:

- Councillor Bill Saravinosvski, Mayor
- Councillor Michael Nagi

### **Attendance Via Audio Visual Link**

#### **Committee Recommendation** (Councillors Jansyn and Morrissey)

That Councillor Sedrak'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**

### **[4.1 Minutes of the City Services Committee Meeting - 7 February 2024](#)**

#### **Committee Recommendation Muscat and Morrissey**

That the Minutes of the City Services Committee meeting held on 7 February 2024 be noted.

### **4.2 Business Arising**

The Committee notes that the Minutes of the City Services Committee of Wednesday 7 February 2024 were received and the recommendations therein were adopted by the

Council at its meeting of 28 February 2024 with the exception of the following items outlined below. The Council resolution for these item/s are shown below:

**11.1 CS24.003 Wild Things and Gardens for Wildlife Programs**

**RESOLUTION**

Minute No. 2024/022

Resolved on the motion of Councillors Morrissey and Jansyn

That this item be deferred to the next City Services Committee for consideration.

**5 Items by Exception**

There were no Items by Exception.

**6 Public Forum**

There were no speakers for Public Forum.

**7 Reports**

**CS24.005 Changes to NSW BeachWatch Program**

**Committee Recommendation** (Councillors Jansyn and Morrissey)

- 1 That Council supports the Sydney Coastal Councils position to join in a letter to urge NSW Department of Climate Change, Energy, the Environment and Water (DCCEEW) to maintain the NSW BeachWatch program as a fully funded state government program without shifting cost to Councils.
- 2 That Council informs Sydney Coastal Councils Group Committee of its formal position.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 3 April 2024.

The Chairperson closed the meeting at 6:45pm.

**Attachments**

Nil

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## Council Meeting

**27/03/2024**

Item No	11.2
Subject	<b>Minutes of the Corporate Performance Committee Meeting - 6 March 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF23/8070

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## Officer Recommendation

That the Minutes of the Corporate Performance Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

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## Summary of Substantial Recommendations

The minutes of this Committee contain the following substantial recommendations:

### **CP24.005 2023/24 Proposed Budget Variations**

#### **Committee Recommendation**

- 3 That the proposed budget variations be adopted by Council at its ordinary meeting scheduled for 27 March 2024.
- 4 That matters raised at the committee be taken on notice by officers and responded to prior to the next Ordinary Council meeting.

### **CP24.006 IPART - Review of Council's financial model in NSW**

#### **Committee Recommendation**

- 2 That Council delegates the General Manager to provide feedback to SSROC for the joint council submission to IPART.
  - 3 That Council starts implementing the suggested improvements outlined by the Director City Performance immediately and that all quarterly and annual budgets be presented at Committee in the first instance.
- 

## Present

Councillor Scott Morrissey, Chairperson  
Councillor Christina Curry  
Councillor Paul Sedrak (via audio-visual link)  
Councillor Jo Jansyn  
Councillor Jennifer Muscat  
Councillor Greta Werner

## Also present

Councillor Heidi Lee Douglas (via audio-visual link)  
Meredith Wallace, General Manager  
Richard Sheridan, Director City Performance  
Louise Farrell, Manager City Projects  
Luke Phillips, Manager Finance  
Waisale Iowane, Head Financial Strategy & Reporting  
Karen Barrass, Lead Governance  
Gina Nobrega, Governance Officer  
Nabin Bhattarai, IT Service Management Officer

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The Chairperson opened the meeting in the e Committee Meeting Room, Botany Town Hall at 6:50pm

### 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

#### Committee Recommendation (Councillors Curry and Muscat)

That the following apologies be received:

Councillor Ann Fardell  
Councillor Michael Nagi  
Councillor Andrew Tsounis

#### Attendance Via Audio Visual Link

#### Committee Recommendation (Councillors Curry and Muscat)

That Councillor Sedrak'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

### 4.1 Minutes of the Corporate Performance Committee Meeting - 7 February 2024

#### **Committee Recommendation** (Councillors Morrissey and Werner)

That the Minutes of the Corporate Performance Committee meeting held on 7 February 2024 be noted.

#### **4.2 Business Arising**

There was no Business Arising.

The Committee notes that the Minutes of the Corporate Performance Committee of Wednesday 7 February 2024 were received and the recommendations therein were adopted by the Council at its meeting of 28 February 2024.

## 5 Items by Exception

There were no Items by Exception.

## 6 Public Forum

There were no speakers for Public Forum.

## 7 Reports

### CP24.005 2023/24 Proposed Budget Variations

#### **Committee Recommendation** (Councillors Curry and Werner)

- 1 That the proposed budget review statement by the Responsible Accounting Officer (RAO) be received and noted.
- 2 That in accordance with Clauses 202 and 211 of the Local Government (General) Regulations 2021, the proposed variations to the revised budget detailed in Attachment 1 to this report be received and noted.
- 3 That the proposed budget variations be adopted by Council at its ordinary meeting scheduled for 27 March 2024.
- 4 That matters raised at the committee be taken on notice by officers and responded to prior to the next Ordinary Council meeting.

**CP24.006 IPART - Review of Council's financial model in NSW****Committee Recommendation** (Councillors Curry and Werner)

- 1 That Council notes the presentation on the review of the financial model.
- 2 That Council delegates the General Manager to provide feedback to SSROC for the joint council submission to IPART.
- 3 That Council starts implementing the suggested improvements outlined by the Director City Performance immediately and that all quarterly and annual budgets be presented at Committee in the first instance.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 3 April 2024.

The Chairperson closed the meeting at 8:22 pm.

**Attachments**

Nil

## Council Meeting

27/03/2024

Item No	11.3
Subject	<b>Minutes of the City Planning &amp; Environment Committee Meeting - 13 March 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF23/8070

## Officer Recommendation

That the Minutes of the City Planning & Environment Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted.

## Summary of Substantial Recommendations

The minutes of this Committee contain the following substantial recommendations:

### **\*CPE24.010 Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

#### Committee Recommendation

- 1 That Council endorse the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the exhibition of the *Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing*.
- 2 That interested Councillors provide any further input into the draft submission to the Director, City Futures by Tuesday 19 March for incorporation into an amended draft submission for consideration by Council at its March 2024 meeting.
- 3 That a copy of Council submission be forwarded to all Local State Members of Parliament.

## Present

Councillor Jo Jansyn, Chairperson  
Councillor Bill Saravinovski, Mayor  
Councillor Heidi Lee Douglas  
Councillor Liz Barlow  
Councillor Christina Curry  
Councillor Jennifer Muscat  
Councillor Greta Werner

## Also present

Councillor Andrew Tsounis  
Meredith Wallace, General Manager  
Peter Barber, Director City Futures  
David Smith, Manager Strategic Planning



Robert McKinlay, Senior Urban Planner  
Maze Hammond, Urban Planner  
Anh Hoang, Governance Officer  
Gina Nobrega, Governance Officer  
Nabin Bhattarai, IT Service Management Officer

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The Chairperson opened the meeting in the Committee Room, Botany Town Hall, at 6:45pm.

## **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**

There were no Committee members in attendance via audio-visual link.

## **3 Disclosures of Interest**

### **Councillor Saravinovski**

#### **CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that he only has an interest in land being his principal place of residence though not impacted, and stated he would remain in the meeting for consideration and voting on the matter.

### **Councillor Douglas**

#### **CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

### **Councillor Barlow**

**CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Barlow declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

**Councillor Jansyn****CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Jansyn declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

**Councillor Curry****CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Curry declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

**Councillor Muscat****CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Muscat declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, and stated she would remain in the meeting for consideration and voting on the matter.

**Councillor Werner****CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Werner declared a Less than Significant Non-Pecuniary Interest in Item CP24.010 on the basis that she only has an interest in land being her principal place of residence though not impacted, 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 - 14 February 2024](#)****Committee Recommendation** (Councillors Douglas and Muscat)

That the Minutes of the City Planning & Environment Committee meeting held on 14 February 2024 be noted.

#### **.4.2 Business Arising**

There was no Business Arising.

The Committee notes that the Minutes of the City Planning & Environment Committee of Wednesday 14 February 2024 were received and the recommendations therein were adopted by the Council at its meeting of 28 February 2024.

### **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.

#### **CPE24.011 Planning Proposal Request - 263, 273 & 273A Coward Street, Mascot**

The following people spoke at the meeting:

- Mrs Athlene Kyle, Applicant, speaking FOR the Officer Recommendation
- Mrs Erin Dethridge, Applicant, speaking FOR the Officer Recommendation

#### **CPE24.012 Post Exhibition Report - Planning Proposal to Create Heritage Conservation Areas and supporting DCP Amendment**

Written submissions were received from the following person:

- Mr Joseph Harper, Affected neighbour, speaking FOR the Committee Recommendation
- Mr John Titley, Interested resident, speaking AGAINST the Committee Recommendation

and were distributed to Councillors prior to the Committee Meeting.

The following people spoke at the meeting:

- Dr Livett, Affected neighbour, speaking FOR the Officer Recommendation

### **7 Reports**

### **CPE24.010 Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

#### **Committee Recommendation** (Councillors Saravinovski and Douglas)

- 1 That Council endorse the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the exhibition of the *Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing*.
- 2 That interested Councillors provide any further input into the draft submission to the Director, City Futures by Tuesday 19 March for incorporation into an amended draft submission for consideration by Council at its March 2024 meeting.
- 3 That a copy of Council submission be forwarded to all Local State Members of Parliament.

### **CPE24.011 Planning Proposal Request - 263, 273 & 273A Coward Street, Mascot**

The following people spoke at the meeting:

- Mrs Athlene Kyle, Applicant, speaking FOR the Officer Recommendation
- Mrs Erin Dethridge, Applicant, speaking FOR the Officer Recommendation

#### **Committee Recommendation** (Councillors Saravinovski and Curry)

- 1 That the City Planning & Environment Committee notes the advice of the Bayside Local Planning Panel.
- 2 That Council, pursuant to s3.33 of the Environmental Planning and Assessment Act 1979, the Planning Proposal Request for land known as 263, 273 & 273A Coward Street, Mascot be submitted to the Department of Planning, Housing and Infrastructure for a Gateway Determination.
- 3 That should a Gateway Determination be issued to proceed to public exhibition, a further report be presented to the City Planning and Environment Committee following the exhibition period addressing any submissions received.
- 4 That the Bayside Development Control Plan 2022 be reviewed and updated concurrently with the Planning Proposal post-Gateway, to ensure consistency with the concept scheme and the controls contained in these documents and the Planning Proposal.

### **CPE24.012 Post Exhibition Report - Planning Proposal to Create Heritage Conservation Areas and supporting DCP Amendment**

The following people spoke at the meeting:

- Dr Livett, Affected neighbour, speaking FOR the Officer Recommendation

#### **Committee Recommendation** (Councillors Douglas and Barlow)

- 1 That Council notes the submissions received during exhibition of the Planning Proposal and DCP amendment and the analysis of the submissions by the independent heritage consultant.
- 2 That Council approves a change to the status of 1 Brighton Parade, Brighton-Le-Sands from “Contributory” to “Neutral” status in *Appendix 11 – Brighton Le Sands Inventory Sheet* of the Planning Proposal.
- 3 That Council exercises its delegation as Local Plan Making Authority to make the LEP pursuant to Section 3.36(2)(a) of the Environmental Planning and Assessment Act 1979.
- 4 That Council adopts the amendments to Bayside Development Control Plan 2022 and for the DCP amendment to come into effect once the LEP has been made.
- 5 That Council delegates authority to the General Manager (or her delegate) to make any formatting, grammatical, and other minor changes to the Development Control Plan provided these do not change the intent of the amendment.
- 6 That all persons and organisations who made submissions be advised of Council's decision.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 10 April 2024.

The Chairperson closed the meeting at 8:24 pm.

## **Attachments**

Nil

## **Council Meeting**

**27/03/2024**

Item No	11.4
Subject	<b>Minutes of the City Works &amp; Assets Committee Meeting - 13 March 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF23/8070

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## **Officer Recommendation**

That the Minutes of the City Works & Assets Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted.

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## **Summary of Substantial Recommendations**

There were no Substantial Recommendations identified.

## **Present**

Councillor Ed McDougall, Chairperson  
Councillor Liz Barlow  
Councillor Christina Curry  
Councillor Heidi Lee Douglas  
Councillor Jo Jansyn  
Councillor Andrew Tsounis

## **Also present**

Councillor Jennifer Muscat  
Councillor Greta Werner  
Meredith Wallace, General Manager  
Peter Barber, Director City Futures  
Colin Clissold, Director City Presentation  
Louise Farrell, Manager City Projects  
Bryce Spelta, Manager City Infrastructure  
Anh Hoang, Governance Officer  
Gina Nobrega, Governance Officer  
Nabin Bhattarai, IT Service Management Officer

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The Chairperson opened the meeting in the Committee Room, Botany Town Hall, at 8:30pm.

## **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**

**Committee Recommendation** (Councillors Curry and Jansyn)

That the following apology be received:

Councillor Ann Fardell

### **Attendance Via Audio Visual Link**

There were no Committee members in attendance via audio-visual link.

## **3 Disclosures of Interest**

There were no disclosures of interest.

## **4 Minutes of Previous Meetings**

### **4.1 Minutes of the City Works & Assets Committee Meeting - 8 November 2023**

**Committee Recommendation** (Councillors Jansyn and Tsounis)

That the Minutes of the City Works & Assets Committee meeting held on 8 November 2023 be noted.

### **4.2 Business Arising**

The Committee notes that the Minutes of the City Works & Assets Committee of Wednesday 8 November 2023 were received and the recommendations therein were adopted by the Council at its meeting of 22 November 2023 with the exception of the following item outlined below. The Council resolution for this item is shown below:

#### **11.4 CWA23.029 Heath Street, Bexley - Community Feedback for New footpath**

##### **RESOLUTION**

Minute No. 2023/207

Resolved on the motion of Councillors Hanna and Barlow

- 1 That a concrete footpath generally 1.2m in width be constructed on the odd numbered side of Heath Street Bexley North.
- 2 That the path be located between the kerb and front property boundaries such that there is a grass strip on either side of the path.
- 3 That street tree planting be undertaken on both sides of the street in conjunction



with the construction of the footpath, subject to the usual pre-planting community consultation.

- 4 That tree removal and pruning be kept to the minimum required to facilitate construction and safe use of the footpath.

## 5 Items by Exception

There were no Items by Exception.

## 6 Public Forum

There were no speakers for Public Forum.

## 7 Reports

### **CWA24.001 Booralee Park playspace renewal concept design**

**Committee Recommendation** (Councillors Curry and Jansyn)

That the Committee endorses the playspace renewal proposal and proceeds to community engagement.

### **CWA24.002 Response to Notice of Motion - Bike Repair Stations**

**Committee Recommendation** (Councillors Douglas and Jansyn)

- 1 That Council receives and notes this report.
- 2 That Council, with consideration of bike usage data, pursues grant funding.
- 3 That Council advocates to other bike path owners within the LGA to include facilities such as bike repair stations.

The next meeting will be held in the Committee Meeting Room, Botany Town Hall, at 6:30 pm on Wednesday, 10 April 2024.

The Chairperson closed the meeting at 8:59 pm.

## **Attachments**

Nil

## Council Meeting

**27/03/2024**

Item No	11.5
Subject	<b>Minutes of the Bayside Traffic Committee Meeting - 13 March 2024</b>
Report by	Peter Barber, Director City Futures
File	SF23/8070

## Officer Recommendation

That the Minutes of the Bayside Traffic Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted.

## Summary of Substantial Recommendations

There were no Substantial Recommendations identified.

## Present

Councillor Christina Curry (Chair)  
Councillor Liz Barlow  
George Perivolarellis, representing State Member for Rockdale and Heffron  
Les Crompton, representing State Member for Kogarah  
Vinoth Srinivasan, representing Transport for NSW  
Senior Constable Matt Chaplin, St George Police Area Command

## Also present

Bryce Spelta, Manager City Infrastructure, Bayside Council  
Robert Ristevski, Coordinator Traffic & Road Safety, Bayside Council  
Scipio Tam, Senior Traffic & Road Safety Engineer, Bayside Council  
Romel Ayoub, Traffic Engineer, Bayside Council  
Raj Shah, Traffic Engineer, Bayside Council  
Shivam Patel, Student/Graduate Engineer, 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:

Senior Constable Peter Scott, Eastern Beaches Police Area Command  
Phoebe Mikhiel, Manager Compliance & Community Safety, Bayside Council

## 2 Disclosures of Interest

There were no disclosures of interest.

## 3 Minutes of Previous Meetings

### 3.1 Minutes of the Bayside Traffic Committee Meeting - 14 February 2024

#### **Committee Recommendation**

That the Minutes of the Bayside Traffic Committee meeting held on 14 February 2024 be confirmed as a true record of proceedings.

#### **Business Arising**

The Committee notes that the Minutes of the Bayside Traffic Committee meeting of 14 February 2024 were received and the recommendations therein were adopted with the exception of BTC24.006 which was separately dealt with:

#### **Item 11.5 BTC24.006 Intersection of Sutherland Street and Lyon Street, Mascot - Proposed 10m Statutory 'No Stopping' Restrictions**

- 1 That approval be given for the installation of yellow line marking instead of statutory 10m 'No Stopping' signs at the intersection of Sutherland Street and Lyon Street, Mascot.
- 2 That the Communications & Engagement team undertake an education drive via E-news regarding the reasons and benefits of 'Yellow Edge Line Marking'.
- 3 That Council investigates options for disability parking or alternative arrangements in the area.

## 4 Reports

### BTC24.021 27 Albyn Street, Bexley - Renewal of 21.5-metre Works Zone for 5 weeks

#### **Committee Recommendation**

- 1 That approval be given to the installation of a 21.5m 'Works Zone, 7 am – 5 pm, Mon – Fri and 8 am – 1 pm Sat' restriction along the northern kerb line of Albyn Street, for the duration of 5 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within Albyn Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.

- 3 That the existing parking restrictions in Albyn Street not be changed on account of this proposal and two-way traffic flow be maintained in Albyn Street at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That approval not be given to the movement of 'Heavy Rigid Vehicles' due to constraints in the existing road infrastructure and be limited to 'Medium Rigid Vehicle'.
- 5 That the applicant notifies Council six weeks in advance of required extension to the 5 week 'Works Zone'.
- 6 That the applicant notifies the adjacent properties of the approved Work Zone and provides a copy to Council for record.

**BTC24.022 ANZAC March 2024 - Mascot RSL - Botany Road, King Street and Coward Street, Mascot**

**Committee Recommendation**

That the following recommendations be approved by the Bayside Traffic Committee for electronic circulation and approval:

- 1 That the 2024 ANZAC 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 2024 ANZAC March event.
- 3 That all relevant agencies not present at the meeting be notified by Council's Events Team.
- 4 That the attached TMP be approved for the proposed road closures along the state road network.

**BTC24.023 ANZAC March 2024 - Ramsgate RSL - Chuter Avenue and Ramsgate Road, Ramsgate**

**Committee Recommendation**

That the following recommendations be approved by the Bayside Traffic Committee for electronic circulation and approval:

- 1 That the 2024 ANZAC 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 2024 ANZAC March event.
- 3 That all relevant agencies not present at the meeting be notified by Council's Events Team.

#### **BTC24.024 Brittain Crescent, Hillsdale - Proposed 10m Statutory No Stopping Restrictions**

##### **Committee Recommendation**

That approval be given for the installation of statutory 10m of 'No Stopping' restrictions, in the form of 'Yellow Edge Line Marking', at the following locations:

- Brittain Crescent, Hillsdale – Adjacent to properties No.23 and No.29
- Brittain Crescent, Hillsdale – At the intersection of Podmore Place
- Brittain Crescent, Hillsdale – Adjacent to properties No.31 and No.34

#### **BTC24.025 2 Chalmers Crescent, Mascot - Renewal of 30-metre Works Zone for 27 weeks**

##### **Committee Recommendation**

- 1 That approval be given to the installation of a 30m 'Works Zone, 7:00 am – 6:00 pm, Monday – Friday and 8:00 am – 1:00 pm Saturday' restriction along the eastern kerb line of Chalmers Crescent, for a duration of 27 weeks subject to relevant conditions, including (but not limited to):
  - a. Conditions outlined in association with DA-2019/463/A.
  - b. Conditions outlined as part of the Notice of Approval as supplied by Development Services.
- 2 The applicant must ensure that construction vehicles do not queue within Chalmers Crescent or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions on the southern and western kerb line of Chalmers Crescent not be changed in view of this proposal and the two-way traffic flow be maintained in Chalmers Crescent at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council's Traffic and Road Safety Team and Public Domain & Referrals team of any proposed applications through the 'National Heavy Vehicle Regulator' authority.
- 5 That the developer and associated sub-contractors comply with conditions

imposed by the 'National Heavy Vehicle Regulator' approved Permits.

- 6 That the applicant notifies Council, six (6) Weeks in advance of required extension to the 27 week 'Works Zone'.

**BTC24.026 Guess Avenue & Bonar Street, Arncliffe - Proposed Give Way control sign and associated linemarking**

**Committee Recommendation**

That approval be given for the installation of a designated 'Give Way' control signage and associated line marking at the intersection of Guess Avenue and Bonar Street, Arncliffe as indicated in the attached Plan.

**BTC24.027 648-652 Princes Highway, Rockdale - Renewal of 24-metre Works Zone on Chandler Street for 53 weeks**

**Committee Recommendation**

- 1 That approval be given to the installation of a 24m 'Works Zone, 7 am – 5 pm, Mon – Fri' restrictions along the northern kerb line of Chandler Street, immediately after the statutory 10m 'No Stopping', for the duration of 53 weeks, subject to relevant conditions.
- 2 That the applicant must ensure that construction vehicles do not queue within Chandler Street or any other local roads in the vicinity especially concrete trucks during the construction period waiting to deliver goods to the site.
- 3 That the existing parking restrictions in Chandler Street not be changed on account of this proposal and two-way traffic flow be maintained in Chandler Street at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.
- 4 That the developer and associated sub-contractors notify Council's Traffic and Road Safety Team of any proposed applications through the 'National Heavy Vehicle Regulator' authority.
- 5 That the developer and associated sub-contractors comply with conditions imposed by the 'National Heavy Vehicle Regulator' approved Permits.
- 6 That all inbound construction vehicles approaching the site must use Princes Highway. All outbound construction vehicles must manoeuvre within the site and turn right onto Chandler Street and proceed into Princes Highway.
- 7 That the applicant notifies Council 6 Weeks in advance of required extension to the 53 week 'Works Zone'.
- 8 That the applicant notifies the adjacent properties of the approved Work Zone and provides a copy to Council for record.

**BTC24.028 1-3 Queen Street, Arncliffe - Parking arrangements****Committee Recommendation**

That approval be given for the proposed '5 Minute Parking' restriction as indicated in the attached plan.

**BTC24.029 Rawson Avenue, Bexley - Proposed Timed 'P15' Restrictions****Committee Recommendation**

That approval be given to the proposed conversion of 8-metre unrestricted parking to 'P15 8 am – 9:30 am and 2:30 pm – 4 pm School Days' along the frontage of 15 Rawson Avenue, Bexley, provided the child care centre operator agrees to meeting the cost installing the signs.

**BTC24.030 45 The Grand Parade, Brighton Le Sands - Renewal of 15m Works Zone for 30 weeks****Committee Recommendation**

- 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 30 weeks subject to relevant DA conditions.
- 2 That 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 along The Grand Parade at all times unless separate road occupancy approvals have been obtained through Council's Public Domain and Referrals team.

**BTC24.031 Teralba Road and Wycombe Avenue intersection, Brighton Le Sands - Proposed Statutory No Stopping Restrictions****Committee Recommendation**

- 1 That approval be given for the installation of statutory 10m 'No Stopping – C3 Yellow Edge Lines' on the southern side of Teralba Road, Brighton Le Sands, east and west of its intersection with Wycombe Avenue.
- 2 That approval be given for the installation of statutory 10m 'No Stopping – C3 Yellow Edge Lines' on both sides of Wycombe Avenue, Brighton Le Sands, south of its intersection with Teralba Road.



**BTC24.032 The Boulevarde, Brighton Le Sands - Proposed change to direction of parking for previously unchanged 90 degree angle parking spaces between Crighton Lane and The Grand Parade**

**Committee Recommendation**

That approval be given for the removal of the 'Front to Kerb' parking restriction for the 90-degree angle parking spaces along the northern side of The Boulevarde, Brighton Le Sands outside the open café between Crighton Lane and The Grand Parade.

**BTC24.033 Walz Street, Rockdale Ramadan Festival - Proposed temporary changes and closures**

**Committee Recommendation**

That the proposed street food fair in Walz Street, Rockdale, from 7:00 pm to 11:30 pm, proposed on Saturday 6 April 2024, be approved to proceed subject to relevant conditions.

**BTC24.034 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair**

**Committee Recommendation**

That the update on outstanding matters referred to the Bayside Traffic Committee by the Chair be noted.

**BTC24.035 Matters referred to the Bayside Traffic Committee by the Chair**

The following matter was raised by the Chair:

Intersection of Wentworth Avenue & Page Street, Pagewood – Request for left turn pedestrian signalised crossing from Wentworth Ave into Page Street due to safety concerns as cars are not giving way to pedestrians at the crossing. Council has investigated a number of measures and undertaken compliance however the situation has not improved. Council to ensure the current upgrade planned for this intersection addresses the pedestrian safety issue.

**Committee Recommendation**

That the matters raised by the Chair be received, noted and action taken as necessary.

### **BTC24.036 General Business**

The following matters were raised:

1. Parking behind Stoney Creek Road and Forest Road, Bexley. The Representative for State Member for Kogarah requested Council to investigate and implement timed parking as cars & trucks tend to park for longer periods restricting parking for visitors.
2. Council's Manager City Infrastructure advised the Committee that Robert Ristevski, Coordinator, Traffic & Road Safety was leaving Bayside Council and thanked Robert for his input and contribution to the Committee and his achievements at Bayside Council.

### **Committee Recommendation**

That the matters raised in General Business be received, noted and action taken as necessary.

The Convenor closed the meeting at 10.00 am.

### **Attachments**

Nil

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## Council Meeting

**27/03/2024**

Item No	11.6
Subject	<b>Minutes of the Botany Historical Trust Meeting - 5 February 2024</b>
Report by	Debra Dawson, Director City Life
File	SF23/8070

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## Officer Recommendation

That the Minutes of the Botany Historical Trust meeting held on 5 February 2024 be received and the recommendations therein be adopted.

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## Summary of Substantial Recommendations

There were no Substantial Recommendations identified.

## Present

Christopher Hanna, Senior Vice President / Chairperson  
Jacqueline Milledge, Vice President  
Richard Smolenski, Treasurer  
Warren Hensley, Secretary  
Carole Nestor, Committee Member  
Cr Jennifer Muscat, Committee Member

## Also present

Bobbi Mayne, Manager Libraries and Lifestyle  
Natalie Funston – Senior Specialist Librarian

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The Chairperson opened the meeting in the Mascot Library and George Hanna Memorial Museum at 6:31pm.

## 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

The following apologies were received:  
Robert Hanna, President  
Cr Jo Jansyn, Committee Member

Dr Peter Orlovich, Committee Member  
Alison Wishart, Local History Librarian  
Christopher Mackey, Coordinator Development Assessment

### **Attendance Via Audio Visual Link**

There were no Committee members in attendance via audio-visual link.

Bobbi Mayne introduced Natalie Funston as Programs and Projects Librarian who will be attending the meetings instead of Alison for 2024. Natalie is the Senior Specialist Librarian and Local History sits within her portfolio.

## **3 Disclosures of Interest**

There were no disclosures of interest.

## **4 Minutes of Previous Meetings**

### **4.1 Minutes of the Botany Historical Trust Meeting - 6 November 2023**

#### **Committee Resolution**

That the Minutes of the Botany Historical Trust meeting held on 6 November 2023 be confirmed as a true record of proceedings.

Moved by Warren Hensley  
Seconded by Richard Smolenski

#### **4.2 Business Arising**

**Note:** That Committee note that the Minutes of the Botany Historical Trust of Monday 6 November 2023 were received, and the recommendations therein be adopted by the Council at its meeting of 28 February 2024.

## **5 Reports**

### **5.1 Planning, Development & Compliance Matters**

Planning, Development and Compliance matters were tabled for discussion with the BHT Executive.

1. DA-2023/363 – 1393 Botany Road, Botany:
  - Proposed alternations and additions to an existing building including change of use to commercial premises and two story dwelling above carparking at rear.
  - Note there is no proposal to change the façade.

- No issues raised by BHT
2. DA-2024/9 - 31 Colonel Braund Crescent, DACEYVILLE NSW 2032:
- Alterations and first floor addition to an existing semi-detached dwelling
  - Submissions need to be in by 8 February.
  - Concerns around the colour scheme, that it be in keeping with heritage
  - Keeping to the integrity of the heritage building
  - No issues raised by BHT
3. DA- 2024/17 – 160 King Street, MASCOT
- Demolition of existing rear structures, alterations and additions to existing heritage listed dwelling, and construction of a rear garage with first floor studio.
  - No issues raised by BHT.
4. 776, 792-794 Botany Road & 33-37 Henry Kendall Crescent, Mascot –
- Alison Wishart was asked to share a submission by Elizabeth Roth with the BHT executive.
  - Councillor Muscat said this proposal went to Council and they deferred it but the State Government want to proceed with the assessment.
  - The development is on Crown Land, with no heritage listing.
  - The scale of the development is of concern and the height increase.
  - There was also concern about the future of the historic Ambulance Station in current operation.
  - Carole Nestor suggested to read the information in the submission and for the BHT to consider their own submission.
5. Marina Theatre–  
Manager Libraries and Lifestyle, Bobbi Mayne advised that the development consent expires on 13 December 2025.

### **Committee Recommendation**

1. That Council provide an update on the status of the proposal for 776, 792-794 Botany Road & 33-37 Henry Kendall Crescent, Mascot and if the BHT can has

time to provide a formal submission.

2. That Council investigate the age of Mascot Ambulance station and whether there are heritage controls or considerations for the station.

### **Committee Resolution**

That the Executive decide whether to make a submission.

Moved by Richard Smolenski

Seconded by Christopher Hanna

## **5.2 President's Report - Robert Hanna**

The President Rob Hanna was an apology to the meeting. Vice President, Chris Hanna presented the President's report on his behalf. The key points were:

- Rob's apology for being absent due to health issues.
- An update on Rob's work to update the Botany War Memorial. Currently he is working with Council to apply for a grant from the NSW Office of Veterans Affairs (OVA) for funds to implement the proposed changes.
- Scheduling BHT member excursions to the State Parliament House and other places of historical interest in and around Macquarie Street, including the War Memorial in Hyde Park.

### **Committee Resolution**

1. That the President's Report be noted.
2. That application for a Grant for the Botany War Memorial will be added to the agenda for next meeting.
3. The Executive commend Rob Hanna for preparing the President's Report despite being ill.

Moved by Jacqueline Milledge

Seconded by Richard Smolenski

## **5.3 Local History Update**

Manager Libraries and Lifestyle, Bobbi Mayne provided information about Bayside's Inaugural Historical Markers program that will be open for nominations from the community during February 2024, with up to 5 selected. Announcement of the successful nominations will occur in May. Bobbi will distribute more information about the program to BHT members.

Warren asked for an update on the digitisation of the oral history recordings. Natalie Funston advised a number of options and technology is currently being assessed to determine the most efficient method.

**Committee Resolution**

That the BHT Executive note the report.

**5.4 Program and Activities for 2024**

Richard Smolenski suggested reinstating the regular talks at Mascot Library on Saturday mornings now that the library is open on Saturdays again. Manager Libraries and Lifestyle agreed to investigate opportunities for Local History talks on Saturdays in future and report back to the BHT.

BHT Executive members provided feedback on the Christmas Function held on November 2023. The food and service was disappointing. Portions were small, some food cold and no information on the food items. BHT suggested Council consider more substantial and simplified platters e.g. sandwiches, pies/sausage roles, cheese platters. The BHT also suggested to have round tables to enable BHT members to engage with each other better and allow more circulation around the tables particularly for less mobile members.

**Committee Resolution**

That the BHT Executive note the report.

That Council review the catering in consultation with the BHT Executive for 2024.

Moved by Richard Smolenski  
Seconded by Jacqueline Milledge

**5.5 General Business****Committee Resolution**

- 1 That the BHT accept the nomination from Amanda Wilson as general (non-Executive) member.
- 2 That the BHT Executive note the general items discussed.

Moved by Christopher Hanna  
Seconded by Warren Hensley

**6 General Business****6.1 Membership**

- The BHT reviewed and discussed the BHT Constitution and BHT Membership form.
- It was agreed that membership form be amended as it is not a mandatory requirement in the constitution the applicants to seek referees from current BHT member referees to submit their application.
- Applicants can complete the nomination form without referees which is



tabled for endorsement at the BHT Executive Meeting.

- Applications will need to meet the terms of the constitution which includes being of good character, have an interest in Local History and have a relationship with the Botany Area.

### **Committee Recommendation**

That Council updates the Botany Historical Trust membership form and removes the need for BHT referees.

Moved by Jacqueline Milledge

Seconded by Richard Smolenski

## **6.2 Botany Golf Club**

BHT Vice President, Chris Hanna enquired about the status of the former Botany Golf Club.

Bobbi Mayne advised that Council has resolved to grant 5 year (plus 2 x 5yr options) lease to Three Olives following a formal EOI process. The lease is currently being finalised.

### **Committee Resolution**

Noted

## **6.3 Passing of a BHT General Member**

Chris Hanna advised that BHT General Member Gerard King passed away. Chris attend the funeral.

### **Committee Resolution**

Noted

## **6.6 Botany Historical Trust AGM**

The date of the AGM for November is wrong. The correct date is Monday 4 November.

### **Committee Resolution**

That the date is changed to Monday 4 November.

## **7 Next Meeting**

That the next meeting be held in the Mascot Library and George Hanna Memorial Museum at 6:30pm on Monday, 6 May 2024. The Chairperson closed the meeting at 8:25pm.

## **Attachments**

Nil

## **Council Meeting**

**27/03/2024**

Item No	11.7
Subject	<b>Minutes of the Bayside Floodplain Risk Management Committee Meeting - 6 March 2024</b>
Report by	Peter Barber, Director City Futures
File	SF23/8070

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## **Officer Recommendation**

That the Minutes of the Bayside Floodplain Risk Management Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

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## **Summary of Substantial Recommendations**

There were no Substantial Recommendations identified.

## **Present**

Peter Barber, Director City Futures, Bayside Council (Chairperson)  
David Smith, Manager Strategic Planning, Bayside Council  
Bryce Spelta, Manager City Infrastructure, Bayside Council  
Neville Naicker, Coordinator Asset Planning, Bayside Council  
Andrew Ford, Coordinator Design, Bayside Council  
Aaron Biffin, Stormwater and Floodplain Engineer, Bayside Council  
Caleb Reed, Student/Graduate Engineer, Bayside Council  
Pat Hill, Administrative Officer, Bayside Council

## **Also present**

Prion Rahman, Senior Natural Resource Officer, Department of Planning & Environment

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The Chairperson opened the meeting in the Rockdale Town Hall, Pindari Room, Level 1, 448 Princes Highway, Rockdale at 2:34 pm.

## **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:

David Grasby, Senior Planner, Systems 7 Asset Planning, Sydney Water  
Sabina Lohani, JWP (consultant for Bayside Council)  
Troy McLeod, JWP (consultant for Bayside Council)  
Laura Taberner, Unit Commander, NSW State Emergency Service  
Michael Hoynes, Local Commander, NSW State Emergency Service – Metro Zone  
Nicholas Sharpe, Planning & Research Officer, Metro Zone.  
Shelley Stingmore, Metro Zone Coordinator Planning Strategic Risk

## 3 Disclosures of Interest

There were no disclosures of interest.

## 4 Minutes of Previous Meetings

### [4.1 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 29 March 2023](#)

#### Committee Recommendation

That the Minutes of the Bayside Floodplain Risk Management Committee meeting held on 29 March 2023 be confirmed as a true record of proceedings.

### 4.2 Business Arising

There was no Business Arising.

**Note:** That Committee note that the Minutes of the Bayside Floodplain Risk Management Committee of Wednesday 6 March 2024 were received and the recommendations therein be adopted by the Council at its meeting of Wednesday 28 June, 2023.

## 5 Reports

### [5.1 Feasibility Study of Flood Risk Mitigation Options in Botany Bay Foreshore Beach Catchment Stage 2 Report](#)

Note:

- Shelly (SES):

- Advised the SES can provide information regarding building damage and other information caused by storm events.
- Queried if the SES has been involved in the technical working group. Bryce advised Michael Hoynes was attending previous FRMC meetings.
- David Grasby (Sydney Water):
  - Advised there is a trunk sewer main (3.403m x 3.048m) that runs through the Council Works Depot and is near the corner of William and Swinbourne Streets and may impact design..
  - JWP advised they will investigate further.
- Prion (DCCEEW):
  - Advised damages assessment would be required at this stage to investigate the actual benefit of the options prior to proceeding to the next stage of the project.
  - JWP advised this was to be carried out for one option at each location, but can complete for multiple options but this would be subject to a variation.
  - Agreed to discuss variations offline to the FRMC.

### **Committee Recommendation**

- 2.1 Booralee Park is not progressing to the next stage of investigations. This is due to reasons raised in meeting by various members: community value and utilisation of the open space, heritage listing of park, potential closure of park following storm events.
- 2.2 William Street Options 1 and 2 need to be assessed in regards to constructability regarding the sewer main in Aylesbury Street. Damages assessment may need to be carried out if both options are shown to be feasible.
- 2.3 Dent Street Options 2 and 3 will require damages assessment to be completed prior to selection of the option to proceed with to the next stage.

## **6 General Business**

### **6.1**

Prion Rahman, Senior Natural Resource Officer:

- Intellectual property email from DCCEEW – required response. Aaron advised we are awaiting internal advice and will follow up.
- Floodplain Risk Management Grant applications open in March/April

## **7 Next Meeting**

That the next meeting be held in the Pindari Room, Townhall Building, Rockdale at 2:30 pm on Wednesday, 5 June, 2024.

The Chairperson closed the meeting at 3:45 pm.

## **Attachments**

Nil

## Council Meeting

27/03/2024

Item No	11.8
Subject	<b>Minutes of the Strategic Land &amp; Property Working Group Meeting - 21 February 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF22/3453

## Officer Recommendation

That the Minutes of the Strategic Land & Property Working Group meeting held on 21 February 2024 be received and the recommendations therein be adopted.

## Summary of Substantial Recommendations

### 6.1 Property Matters Update

#### Committee Recommendation

The Strategic Land & Property Working Group received and noted the presentation and recommends that:

- 1 Council rescinds the offer to enter into a 20-year lease for 141 Coward Street, Mascot with Windgap.
- 2 Council receives a report via the City Works & Assets Committee on the demolition and future uses of 141 Coward Street Mascot, including its use for public parking, public open space, and to accommodate Council's holding nursery in Robey Street.
- 3 Council takes the required steps to accommodate advertising signs and structures on roadways in the following locations:
  - a. Novotel footbridge, Grand Parade, Brighton Le Sands;
  - b. Wentworth Avenue east of Southern Cross Drive, Eastlakes;
  - c. Foreshore Drive between Hale Street and General Holmes Drive, Botany:including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to make *signage* permissible, or as required.
- 4 Council proceed with the demolition and semi-permanent fencing of 72 Laycock Street, Bexley, and takes the required steps to allow the land to be sold as residential lots, including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to zone the land R2 Low Density Residential and to classify the land as Operational under the Local Government Act 1993.
- 5 Council takes the required steps to accommodate advertising on bus shelters provided by Council, including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to make signage permissible, or as required.

## Present

Scott Morrissey, Chairperson  
Liz Barlow, Councillor  
Christina Curry, Councillor  
Paul Sedrak, Councillor  
Meredith Wallace, General Manager  
Richard Sheridan, Director City Performance  
Josie Hodgson, Acting Manager Property

## Also present

Heidi Lee Douglas, Councillor  
Mark Hanna, Councillor  
Ann Fardell, Councillor  
Jennifer Muscat, Councillor  
Great Werner, Councillor  
Perter Barber, Director City Futures  
Eli Cowley, Coordinator Strategic Property  
Nik Simonovic, Property Project Officer

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The Chairperson opened the meeting in the Yarra Conference Room at 7.50 pm.

### 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

There were no apologies received.

### 3 Disclosures of Interest

Councillor Heidi Lee Douglas declared a Less than Significant Non-Pecuniary Interest in Current EOIs topic - Muddy Creek on the basis that she is a member of the Community Garden nearby, but stated she would remain in the meeting for discussion on the matter because it was a Less than Significant Non-Pecuniary Interest.

Councillor Heidi Lee Douglas declared a Less than Significant Non-Pecuniary Interest in Current EOIs topic - Barton Park Sporting Complex on the basis that she lives near the site, but stated she would remain in the meeting for discussion on the matter because it was a Less than Significant Non-Pecuniary Interest.

Councillor Jenny Muscat declared a Less than Significant Non-Pecuniary Interest in Ongoing Projects topic - Botany Golf Club on the basis that she is part of local community group that uses the premises for meetings, but stated she would remain in the meeting for discussion on the matter because it was a less than Significant Non-Pecuniary Interest.

## 4 Confidentiality

Councillors were reminded of their obligations, in accordance with Council's Code of Conduct, not to disclose information with respect to the business of this Working Group. All Councillors who attended the meeting signed a Confidentiality agreement to further emphasise this.

## 5 Minutes of Previous Meetings

### 5.1 Minutes of the Strategic Land & Property Working Group Meeting - 18 October 2023

#### Committee Recommendation

That the Minutes of the Strategic Land & Property Working Group meeting held on 18 October 2023 be confirmed as a true record of proceedings.

### 5.2 Business Arising

There was no Business Arising.

**Note:** The Minutes of the Strategic Land & Property Working Group of Wednesday 18 October 2023 were received, and the recommendations therein be adopted by the Council at its meeting of 22 November 2023.

## 6 Reports

### 6.1 Property Matters Update

The presentation to this meeting covered the following topics:

#### Ongoing projects

- 141 Coward Street Mascot
- Botany Golf Club
- 72 Laycock Street Bexley
- Childcare Centres in Council Buildings
- Advertising Road Signs

#### Current EOIs

- 96 Mutch Avenue Kyeemagh
- 2 Laycock Street Bexley
- Muddy Creek
- Barton Park Sporting Complex

#### Operational updates

- C-Side Building - 2 Cook Park, General Holmes Drive, Kyeemagh
- Cahill Park Café
- Property income over 4 years



### Committee Recommendation

The Strategic Land & Property Working Group received and noted the presentation and recommends that:

- 1 Council rescinds the offer to enter into a 20-year lease for 141 Coward Street, Mascot with Windgap.
- 2 Council receives a report via the City Works & Assets Committee on the demolition and future uses of 141 Coward Street Mascot, including its use for public parking, public open space, and to accommodate Council's holding nursery in Robey Street.
- 3 Council takes the required steps to accommodate advertising signs and structures on roadways in the following locations:
  - d. Novotel footbridge, Grand Parade, Brighton Le Sands;
  - e. Wentworth Avenue east of Southern Cross Drive, Eastlakes;
  - f. Foreshore Drive between Hale Street and General Holmes Drive, Botany;including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to make *signage* permissible, or as required.
- 4 Council proceed with the demolition and semi-permanent fencing of 72 Laycock Street, Bexley, and takes the required steps to allow the land to be sold as residential lots, including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to zone the land R2 Low Density Residential and to classify the land as Operational under the Local Government Act 1993.
- 5 Council takes the required steps to accommodate advertising on bus shelters provided by Council, including the preparation of a Planning Proposal under Part 3 of the Environmental Planning and Assessment Act 1979 to make signage permissible, or as required.

### Attachments

- 1 Presentation Strategic Land & Property Working Group - 21 February 2024(confidential)

## 7 General Business

Nil

The Chairperson closed the meeting at 8.30 pm.

### Attachments

Nil

## **Council Meeting**

**27/03/2024**

Item No	11.9
Subject	<b>Minutes of the Lydham Hall Advisory Committee Meeting - 27 February 2024</b>
Report by	Richard Sheridan, Director City Performance
File	SF24/982

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## **Officer Recommendation**

That the Minutes of the Lydham Hall Advisory Committee meeting held on 27 February 2024 be received and the recommendations therein be adopted.

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## **Summary of Substantial Recommendations**

There were many substantial recommendations from this meeting, and they are being considered by the Executive Committee.

## **Present**

Andrew Tsounis, Chairperson  
Greta Werner, Councillor  
Liz Barlow, Councillor  
Ann Fardell, Councillor  
Wesley Fairhall, Member  
Anne Field, Member  
Laurice Bondfield, Member

## **Also present**

Richard Sheridan, Director City Performance  
Joanne Butler, Executive Assistant Director City Performance  
Tina Workman, St George Historical Society Inc

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The Chairperson opened the meeting in the Pindari Meeting Room at 6.38 pm.

## **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**

Apologies were received from Meredith Wallace

### 3 Disclosures of Interest

There were no disclosures of interest.

### 4 Minutes of Previous Meetings

#### 4.1 Minutes of the Lydham Hall Advisory Committee Meeting - 31 October 2023

##### Committee Recommendation

That the Minutes of the Lydham Hall Advisory Committee meeting held on 31 October 2023 be confirmed as a true record of proceedings with the words added:

- 7.1 add remember 'to' consider; and
- 7.4 add potential future 'immediate' maintenance needs.

#### 4.2 Business Arising

There was no Business Arising.

**Note:** That Committee note that the Minutes of the Lydham Hall Advisory Committee of Tuesday 31 October 2023 were received, and the recommendations therein be adopted by the Council at its meeting of 22 November 2023.

### 5 Reports

#### 5.1 Update on Lydham Hall Issues

##### Committee Recommendation

The Lydham Hall Advisory Committee note the requests.

### 6 General Business

Discussion from the 'Update on Lydham Hall Issues' report and new issues were addressed. The outcomes are below:

##### **New request - Building waste in the Attic**

Council to get the dust left after the ceiling repair cleaned up.

##### **Ongoing - Feral Cats**

Council to investigate opportunities to manage the cats accessing under the house.

**New request - Flooring in the Orientation Room**

St George Historical Society requested that Council investigate options and consider budgeting for the remediation work on the floor.

**Ongoing - Signage**

St George Historical Society requested that Council investigate options and consider budgeting for a new sign.

**New request - Heritage Week**

St George Historical Society requested information on Council's plans for celebrating Heritage Week and opportunities for Lydham Hall to be involved.

**New request - Booking / Use of the House**

St George Historical Society requested that Council, when planning events, consider using Lydham Hall as a venue.

**New request - Accessibility to the House**

Council to look at opportunities to enable better access to the house for visitors and report back to the advisory group.

**Re requested - Electrical and data upgrade to the Blue room**

St George Historical Society requested that Council investigate options and consider budgeting for an Electrical and data upgrade to the Blue room.

**Re requested - Electrical upgrade to the Kitchen**

St George Historical Society requested that Council investigate options and consider budgeting for an Electrical upgrade to the Kitchen.

**New request - Local History Room**

St George Historical Society requested that Council investigate other flooring options and consider budgeting for them.

**Re requested - Keys to the House**

St George Historical Society requested that Council consider allocating 4 more keys to enable easier access for volunteers and other members.

**Garden Tap**

St George Historical Society requested that Council fix the tap on the south side at the back of the house.

## 7 Next Meeting

That the next meetings be held in the Pindari Meeting Room at 6.30pm on Tuesday 26 March 2024.

The Chairperson closed the meeting at 8 pm

## Attachments

Nil

## 12 NOTICES OF MOTION

### Council Meeting

27/03/2024

Item No	12.1
Subject	<b>Rescission Motion - Notice of Motion - Change to the Code of Meeting Practice</b>
Submitted by	Christina Curry, Councillor Scott Morrissey, Councillor Paul Sedrak, Councillor
File	SF23/5085

### Summary

This Motion was submitted by Councillors Sedrak, Morrissey and Curry.

This Motion proposes to rescind the resolution relating to Item 12.9 adopted at the Council Meeting held on 28 February 2024. Should the Rescission Motion be adopted, an alternative motion is proposed separately in the Business Paper.

### Motion

That Council rescinds the following Council resolution relating to Item 12.9 adopted at the Council Meeting held on 28 February 2024:

- That Council amends Section 15.23 of the Code of Meeting Practice to say "Councillors, Council staff and members of the public must ensure that mobile phones are turned to silent during meetings of Council and Committees of Council. Councillors that need to use their phone for any purpose, eg text, talk or engage in social media activity, must leave the Chamber to do so."*
- That a further report be prepared for Council following public exhibition of the Code of Meeting Practice.*

### Background

The above Rescission Motion has been lodged by Councillors Sedrak, Morrissey and Curry in accordance with Section 372 of the Local Government Act and the Council's Code of Meeting Practice.

In the event of this Motion being adopted the Councillors have given notice that it is their intention to move the following Motion listed separately in the Business Paper:

*That the Social Media Policy include that no Councillor is to post to social media during Council Meetings.*

### Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

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### **Attachments**

Nil

## Council Meeting

27/03/2024

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Item No	12.2
Subject	<b>Notice of Motion - Addition to Social Media Policy</b>
Submitted by	Christina Curry, Councillor Scott Morrissey, Councillor Paul Sedrak, Councillor
File	SF23/5085

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## Summary

This Motion was submitted by Councillors Sedrak, Morrissey and Curry.

Note, this item will be considered if the Rescission Motion, considered earlier in this meeting, be adopted.

## Motion

That the Social Media Policy include that no Councillor is to post to social media during Council Meetings.

---

## Background

### Supporting Statement by Councillors

Councillors Sedrak, Morrissey and Curry have foreshadowed that they intend to move the above Motion should the following Rescission Motion (in relation to Item 12.9 adopted at the Council Meeting held on 28 February 2024) be adopted:

- 1 *That Council amends Section 15.23 of the Code of Meeting Practice to say "Councillors, Council staff and members of the public must ensure that mobile phones are turned to silent during meetings of Council and Committees of Council. Councillors that need to use their phone for any purpose, eg text, talk or engage in social media activity, must leave the Chamber to do so."*
- 2 *That a further report be prepared for Council following public exhibition of the Code of Meeting Practice.*

### Comment by General Manager:

This Notice of Motion is in order and can be dealt with, however the Code of Meeting Practice is the most relevant document to outline the behaviour expected of Councillors at a Council or Committee Meeting.

It is recommended that the Code of Meeting Practice be updated to prohibit posting to social media during meetings (in addition to keeping phones on silent) and that the Social Media Policy also reference this change.

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## **Attachments**

Nil



## Council Meeting

27/03/2024

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Item No	12.3
Subject	<b>Notice of Motion - Increasing Parking Availability: The Boulevard Brighton Car Park</b>
Submitted by	Paul Sedrak, Councillor
File	F08/752P02

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## Summary

This Motion was submitted by Councillor Sedrak.

## Motion

- 1 That Council writes/lobbies our local and appropriate State Members to assist with the funding required for the redevelopment of the Boulevard Brighton Car Park (long term solution).
  - 2 That Council investigates (by June Council Meeting) suitable measures, including a 'paid parking system' with boom gate, to increase parking availability in the Boulevard Brighton Car Park (short term solution).
- 

## Background

### Supporting Statement by Councillors

#### Recent Boulevard Car Park Motions:

At the Council Meeting on 14 July 2021 a Notice of Motion was submitted by Councillors James Macdonald and Andrew Tsounis regarding the Boulevard Brighton Car Park – Options Analysis.

At the Council Meeting on the 27 April 2022 a Notice of Motion was submitted by Councillors Paul Sedrak and Andrew Tsounis requesting an update on The Boulevard Car Park, Brighton Le Sands - Options Analysis.

### Summary

The primary objective for these previous and current motions is to address the shortfall in available public car parking spaces within the Brighton Le Sands town centre during peak periods. Availability of car parking in Brighton has been an ongoing issue for decades, not only for the surrounding residents and businesses, but for the whole Bayside community, as well as visitors to our area.

Council has previously considered many options to move forward on this issue with no real success. Hence, in the long term, we must partner with the State Government to help revitalise Brighton and redevelop the existing car park. Furthermore, in the short term we must find a solution to create greater turn-over of cars and alleviate traffic congestion caused by vehicles circulating in search of available parking on the weekends.

These proposed short and long term solutions aim to maximise the service potential of an existing asset to provide both immediate and long-term term financial, community and social benefits for Bayside businesses, residents and visitors.

It is imperative to see real progress made on upgrading this carpark so that the long standing issue of under supply of parking within Brighton Le Sands can finally be addressed.

**Comment by General Manager:**

This Notice of Motion is in order and can be dealt with.

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**Attachments**

Nil

## Council Meeting

**27/03/2024**

Item No	12.4
Subject	<b>Notice of Motion - Bee Policy</b>
Submitted by	Heidi Lee Douglas, Councillor
File	F09/598.002

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## Summary

This Motion was submitted by Councillor Douglas.

## Motion

That Council reviews its current Keeping of Animals Policy to ensure it is adequate to deal with emerging community interests around private and public beekeeping, including:

- Comparing the Council's Keeping of Animals Policy to other Councils' Local Orders Policy.
  - Considering how to make requirements for beekeeping clear and accessible to local Bayside residents and community groups, including where to find important State Government requirements for keeping bees on private property and Department of Primary Industry requirements for keeping bees on public property.
  - Considering ways the Council could provide information about native bees, and native beekeeping including our council-run native bee-keeping program; and how to protect and support both European and native bees.
  - Considering whether the development and implementation of a specific Bee Policy is necessary.
- 

## Background

### Supporting Statement by Councillor

Bees are a vital part of our food chain. They pollinate our food crops and our gardens. Without bees life on Earth would collapse.

Due to the threats to bee populations, there has been increasing interest in hobby beekeeping in private and public places. Meanwhile, the contagious disease Varroa Mite is badly impacting NSW bee populations. In Bayside, a local community garden has requested guidelines for both native and European beekeeping.

Australia also has more than 2,000 species of native bees which are important pollinators. Locally we have Australian blue-banded bees and some Bayside residents host Australian stingless bees, supported by a program previously run by Bayside Council.

**References:**

Wheen Bee Foundation:

<https://www.wheenbeefoundation.org.au/about-bees-pollination/australian-native-bees/>

Randwick Council:

<https://www.randwick.nsw.gov.au/environment-and-sustainability/get-involved/food-gardens/chooks-and-bees>

Canterbury Bankstown Council:

<https://webdocs.bankstown.nsw.gov.au/api/publish?documentPath=aHR0cDovL2lzaGFyZS9zaXRlcy9Db21tdW5pY2F0aW9ucy9QdWJsaWNhdGlvbMvV2Vic2I0ZSBEb2N1bWVudHMvTG9jYWwucGRm&title=Local.pdf>

Department of Primary Industries

[https://www.dpi.nsw.gov.au/animals-and-livestock/bees/beekeeping-on-public-land#:~:text=To%20keep%20bee%20hives%20\(an,are%20issued%20across%20all%20agencies.](https://www.dpi.nsw.gov.au/animals-and-livestock/bees/beekeeping-on-public-land#:~:text=To%20keep%20bee%20hives%20(an,are%20issued%20across%20all%20agencies.)

Bee2Bee

<https://bee2bee.com.au/legal-requirements-for-beekeeping/>

**Comment by General Manager:**

This Notice of Motion is in order and can be dealt with.

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**Attachments**

Nil

## Council Meeting

**27/03/2024**

Item No	12.5
Subject	<b>Notice of Motion - Social and Affordable Housing</b>
Submitted by	Greta Werner, Councillor
File	F23/493

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## Summary

This Motion was submitted by Councillor Werner.

## Motion

That Council develops a report on options for participating in new Australian and NSW government programs that support councils and other organisations to deliver social and affordable housing and provide recommendations to the relevant committee before the end of the current council term.

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## Background

### Supporting Statement by Councillor

Bayside has had a net relative loss of essential workers of more than 6% in the five years to the 2021 census (Gilbert et al., 2023, p. 45), and housing costs (rental and mortgage) have only increased since then. This is one of the symptoms of the housing affordability crisis impacting cities and towns across Australia, pushing young families and essential workers to the margins of our cities, increasing commuting times, and negatively impacting their wellbeing. The productivity commission has warned this year that the trend could lead to Sydney becoming a city without grandchildren (NSW Government, 2024), because households with young children can't afford to live near their extended families.

To make sure people in the health, and education sectors, cleaners, and hospitality workers can live close to where they work, will require all levels of government to step in and play a bigger role in housing provision.

This includes Bayside Council. Both the Australian and NSW governments have announced measures to assist organisations, including local councils, to directly finance and commission social and affordable housing projects (Australian Government, 2023). This means we, Bayside Council, have an opportunity to take advantage of this support and meet at least some of the housing needs of our residents.

## References

Australian Government. (2023). Housing Australia Future Fund and National Housing Accord Facility. <https://www.housingaustralia.gov.au/housing-australia-future-fund-facility-and-national-housing-accord-facility>

Gilbert, C., Nasreen, Z., & Gurran, N. (2023). Tracking the housing situation, commuting patterns and affordability challenges of essential workers: A report prepared for HOPE Housing, Sydney. The University of Sydney and HOPE

Housing. <https://urbanism.sydney.edu.au/wp-content/uploads/2023/03/Gilbert-Nasreen-and-Gurran-w-HOPE-Housing-FINAL-March-2023.pdf>

NSW Government. (2024). Sydney is at risk of becoming a city with no grandchildren – Productivity Commission report finds. <https://www.nsw.gov.au/media-releases/sydney-at-risk-of-becoming-a-city-no-grandchildren-%e2%80%93-productivity-commission-report-finds>

**Comment by General Manager:**

This Notice of Motion is in order and can be dealt with. A similar action is in the current Operational Plan for delivery by June 2024.

While the Housing Australia Future Fund Facility (HAFFF) and the National Housing Accord Facility (NHAF) offer little opportunity for councils to grow their affordable housing portfolios (capital loans to be repaid with an undefined level of funding for ongoing maintenance) Council will be provided with an Affordable Housing options paper at the June Planning Committee.

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**Attachments**

Nil

## Council Meeting

27/03/2024

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Item No	12.6
Subject	<b>Notice of Motion - Develop a Business Case for the De-amalgamation of Bayside Council</b>
Submitted by	Christina Curry, Councillor Jo Jansyn, Councillor Scott Morrissey, Councillor Jennifer Muscat, Councillor
File	F16/749

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## Summary

This Motion was submitted by Councillors Curry, Morrissey, Jansyn and Muscat.

## Motion

- 1 That Council resolves to engage a suitably qualified company to complete a business case and financial modelling and any boundary adjustments associated with that, so that Council can consider giving residents a say on the de-amalgamation of Bayside Council, to enable the re-establishment of the City of Botany Bay and Rockdale City Councils.
  - 2 That the report, including a business case and de-amalgamation costings, be brought back to Council no later than the May 2024 meeting. Such a report to include the analysis and data for presentation to the Council without conclusions and recommendations.
  - 3 That the General Manager allocate funds to allow for the business case and financial modelling to be completed.
- 

## Background

### Supporting Statement by Councillors

This motion is in response to ongoing community concerns and expectations since the forced amalgamation of the City of Botany Bay and Rockdale City Council in 2016. A business case will allow the Council to make an informed decision on the calling of a referendum at the 2024 Local Government Elections to give our community a say in the decision making.

### Comment by General Manager:

The Local Government Act s218CC allows a council to submit to the Minister for Local Government a business case supporting a proposal to de-amalgamate. The Minister must then forward the business case to the NSW Local Government Boundaries Commission within 28 days.

The Local Government Amendment (De-amalgamation) Bill 2024 currently before the NSW Parliament proposes additional requirements including the holding of a constitutional referendum on the proposal, the postponement of Local Government Elections while the

proposal is before the Boundaries Commission, specific requirements for inclusion in the business case, the estimated financial impacts of the de-amalgamation and how the amalgamated council will fund the de-amalgamation, and a requirement to undertake community consultation on the proposed business case prior to submitting any business case to the Minister.

There is significant cost in resources (financial and otherwise) in developing the business case which is currently not included in the annual budget or the operational plan adopted by Council.

In consultation with neighbouring councils and consultants who have recently been commissioned to develop de-merger business cases, it is estimated that the preparation of the business case will cost between \$175k-\$250k, noting that the NSW Government allocated a further \$160k to assess the business case developed for the Inner West de-amalgamation proposal.

Based on the experiences of other councils, the minimum timeframe to develop a business case that will satisfy the Minister's requirements (two new Profit and Loss statements, service plans, staffing, assets etc, sufficient to show the true financial sustainability of the proposed new entities), 4 months from appointment of the successful consultancy will be required.

Should Council resolve to do so, a funding source will need to be determined to meet the costs and Council resources will be diverted from other activities to undertake this process.

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## **Attachments**

Nil



## Council Meeting

**27/03/2024**

Item No	12.7
Subject	<b>Notice of Motion - Eastlakes Shopping Centre</b>
Submitted by	Christina Curry, Councillor Jo Jansyn, Councillor
File	F23/447

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## Summary

This Motion was submitted by Councillors Curry and Jansyn.

This motion aims to address the stagnant state of the Eastlakes Shopping Centre development and compel the owners to take action towards its completion while ensuring that the site is adequately maintained in the interim period.

## Motion

- 1 That Council directs the drafting of a letter to the owner of the Eastlakes Shopping Centre, urging them to expedite the commencement of works on the approved development.
  - 2 That, in the interim period until substantial progress is made on the development, the owners are mandated to maintain the site to a higher standard in order to mitigate further deterioration and to uphold an acceptable level of aesthetics and functionality.
  - 3 That a copy of the letter be shared with The Hon. Ron Hoenig, MP.
- 

## Background

### Supporting Statement by Councillors

Eastlakes Shopping Centre was originally approved as a shovel-ready project under the auspices of the Liberal State Government on 19 September, 2013 and has subsequently been modified on five occasions. Since its approval, there has been no progress on the development of southern part of the site, resulting in continued deterioration, visual blight, and substandard maintenance of the facilities.

### Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Note: Substantial commencement has been met with the construction on the northern section of the development. Additionally Council's powers regarding land and existing structures relate to public health and safety. Council will write to the owners again about maintaining their property until redevelopment commences.

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## **Attachments**

Nil

## Council Meeting

27/03/2024

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Item No	12.8
Subject	<b>Notice of Motion - Flooding Investigation</b>
Submitted by	Christina Curry, Councillor Jo Jansyn, Councillor Scott Morrissey, Councillor
File	F22/167

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This Motion was submitted by Councillors Curry, Morrissey and Jansyn.

## Motion

- 1 That Council notes the concern of its residents about the increasing frequency and impact of recurrent flooding.
- 2 That a report be provided to the June 2024 Works and Assets Committee detailing:
  - progress on the current design and feasibility projects which have been prioritised for implementation in the Bayside Flood Risk Management Plan and
  - the specifications, frequency and forward scheduling of Council's proactive maintenance of drainage assets, including the clearing and cleaning of drainage pits and pipes
- 3 That the flooding hotspot map be reinstated immediately on Council's website to encourage resident feedback about their experiences of intense rain events and to inform Council's flood mitigation priorities. This be promoted on socials and enews. That results be included in the June report.
- 4 That Council look at areas where claims have been submitted due to property damage caused by recent flooding as a priority and undertake immediate and ongoing action to ensure the drains are maintained and monitored prior to predicted rainfall. That an update be provided to the May Works and Assets Committee of key areas and what has been done.

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## Background

### Supporting Statement by Councillors

Bayside has been severely impacted by recurrent flooding over the past year, resulting in substantial damage to property, infrastructure and disruption to residents' lives.

The frequency and severity of these flooding events raise concerns regarding the adequacy of current drainage systems, land management practices, and urban planning strategies.

This motion also seeks to provide greater transparency around the proactive maintenance of Council's drainage assets, particularly the frequency of cleaning of pits and pipes to ensure that they can operate to their maximum capacity during weather events.

**Comment by General Manager:**

This motion is in order and can be dealt with.

**Attachments**

Nil

## Council Meeting

27/03/2024

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Item No	12.9
Subject	<b>Notice of Motion - Preserving our Historic Wetlands</b>
Submitted by	Christina Curry, Councillor Jo Jansyn, Councillor Scott Morrissey, Councillor
File	S15/123

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## Summary

This Motion was submitted by Councillors Curry, Morrissey and Jansyn.

This motion seeks to harness the potential of the vacant land at 73 and 75 Gardeners Road, Eastlakes, by advocating for its transformation into a public open space, aligning with the community's needs and strategic objectives of environmental sustainability and resilience, particularly with increasing housing density in the area.

## Motion

- 1 That Council urges Sydney Water and the NSW State Government to transfer ownership of the vacant land at 75 Gardeners Road, Eastlakes, back to the community, thereby fulfilling the critical need for vital public open space in the area.
  - 2 That Council commence a community campaign for its transformation into public open space.
- 

## Background

### Supporting Statement by Councillors

The property at 75 Gardeners Road, Eastlakes, previously occupied by "Gardens R Us" landscaping nursery until 2015, has remained neglected and deteriorated. This significant land parcel is intricately linked to the heritage-listed Botany Water Reserves Area and serves as a vital component of the precious Sydney wetlands system, which is the largest coastal freshwater wetlands in the Sydney region.

The significance of this land parcel should not be underestimated. Sydney Water's own promotional material states that

"As well as its importance to the water supply, the Botany Swamps area includes two regionally rare and distinct remnant vegetation communities of State significance - the Sydney Freshwater Wetlands and Eastern Suburbs Banksia Scrub. They are listed separately as 'Endangered Ecological Communities' under the Threatened Species Conservation Act 1995 (NSW). The Eastern Suburbs Banksia Scrub is also protected under the Environmental Protection and Biodiversity Conservation Act 1995. The Botany Swamps are of regional environmental importance as a major recharge source for the Botany Sands Aquifer. The wetlands also have regional ecological value as native animal habitat and movement corridors, and may include animal species of conservation significance"

Recognising its potential, this site could be transformed into an aesthetically pleasing and accessible public open space, serving as a valuable recreational and educational asset for the community, rather than its current status as an eyesore.

The preservation of this area as public open space is imperative given the increasing housing density in the immediate vicinity (Eastlakes public housing, Eastlakes shopping centre development (357 dwellings), the new Grand apartment complex (133 dwellings) and Meriton's Pagewood Green (over 2000 dwellings in stage 2), ensuring that residents of all ages and abilities have access to green spaces for recreation, relaxation and environmental well-being.

With the rise in population density, protecting and enhancing green open spaces becomes increasingly important to maintain the quality of life, physical and mental health of residents, and to mitigate the impacts of urbanization on the remaining natural habitats. This parcel of land overlooks and drains into a chain of ponds which provides important habitat for a wide range of native birds and animals in a densely populated urban area.

Such a preservation initiative aligns strategically with Council's Green, Resilient, and Sustainable strategy, fostering environmental stewardship and community well-being. The return of this land to public space also strongly aligns with Sydney Waters Botany Wetlands Plan of Management (2018-2028), which is that, "Botany Wetlands will make a unique and **important contribution to the liveability of Sydney** through its **significant natural environment, recreational, and heritage values**. The values of the wetland are protected and enhanced by infrastructure that is sustainably planned, operated, and maintained."

**Comment by General Manager:**

This Notice of Motion is in order and can be dealt with.

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**Attachments**

Nil

## Council Meeting

**27/03/2024**

Item No	12.10
Subject	<b>Notice of Motion - Net Zero Council Operations Strategy</b>
Submitted by	Heidi Lee Douglas, Councillor
File	F19/305

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## Summary

This Motion was submitted by Councillor Douglas.

In order for Bayside Council to access funding opportunities to help reduce greenhouse gas emissions in our operations, this Motion asks for Bayside Council to prioritise adopting a strategy to achieve net zero emissions in council operations.

This Motion notes that work on a net zero strategy is currently being developed and will be presented to the Council as part of the Environment and Resilience Strategy.

## Motion

- 1 That Council notes that work on a net zero strategy is currently being developed and will be presented to the Council as part of the Environment and Resilience Strategy
  - 2 That Council prioritises adopting a strategy to achieve net zero emissions in council operations.
- 

## Background

### Supporting Statement by Councillor

#### Funding opportunities

The Australian Local Government Association (ALGA), with support from the Cities Power Partnership and the International Council for Local Environmental Initiatives (ICLEI), is seeking \$50 million per year over four years to help local governments reduce greenhouse gas emissions.

Having a council strategy to achieve net zero will better enable Bayside Council to access funding opportunities to achieve this goal. Bayside Council has already made steps towards net zero emissions but we do not yet have a formal strategy to achieve net zero emissions.

Many other councils across NSW and Australia have set their own net-zero targets. At the Local Government Climate Conference in 2023, it was asked that delegates ensure their councils have set targets for net zero emissions.

#### Why Net Zero

Climate science shows that the extent of global warming is proportional to the total amount of carbon dioxide that human activities add to the atmosphere. So, in order to stabilise climate change, CO<sub>2</sub> emissions need to fall to zero.

In the Paris Agreement, governments agreed to keep global warming 'well below' 2° Celsius, and to 'make efforts' to keep it to 1.5°C. The Intergovernmental Panel on Climate Change (IPCC) released a report in October 2018 on the 1.5°C target; it concluded that global emissions need to reach net zero around mid-century to give a reasonable chance of limiting warming to 1.5°C.

### **NSW Government support for councils to reach net zero**

The NSW Government calls on councils to demonstrate leadership in our community by reducing our emissions and environmental impact. Many councils across NSW are already taking action to set emissions targets and strategies to reduce their emissions.

Most councils first prepare a strategy to achieve net zero in their own operations to lead by example and gain knowledge and experience before subsequently developing their community net zero strategy. A net zero emissions strategy will always be unique to place but there are universal steps that can be followed by all councils.

The [Net zero community emissions guide for NSW councils](#) is a high-level roadmap including an overview of key concepts and a step-by-step process to develop your own ongoing community net zero strategy.

The report [Australian Local Government Climate Review 2021](#), by ICLEI and partners, showed around three-quarters of Australian councils have set or are in the process of developing community emissions reduction targets, with a commitment that anything other than a net zero target is not acceptable from a climate risk perspective.

### **References:**

Office of Energy and Climate Change, plan your emissions journey:  
<https://www.energy.nsw.gov.au/government-and-local-organisations/ways-get-started-local/plan-your-net-zero-emissions-journey>

Success stories  
<https://www.energy.nsw.gov.au/government-and-local-organisations/stories-success-local>

Net Zero Emissions guide for NSW Councils 2023  
[https://www.energy.nsw.gov.au/sites/default/files/2023-12/Net zero community emissions guide for NSW councils 202312.pdf](https://www.energy.nsw.gov.au/sites/default/files/2023-12/Net%20zero%20community%20emissions%20guide%20for%20NSW%20councils%20202312.pdf)

ALGA: Funding for councils will help reduce Australia's emissions  
<https://alga.com.au/funding-for-councils-will-help-reduce-australias-emissions/>

### **2021 Australian Local Government Climate Review**

<https://www.icleioceania.org/icleioceanianews/2021/8/17/launch-of-the-2021-australian-local-government-climate-review>

### **Energy and Climate: Intelligence Unit Net zero: why is it necessary?**

<https://eciu.net/analysis/briefings/net-zero/net-zero-why#:~:text=Climate%20science%20is%20clear%20that,need%20to%20fall%20to%20zero.>



Paris Agreement

[https://unfccc.int/files/meetings/paris\\_nov\\_2015/application/pdf/paris\\_agreement\\_english.pdf](https://unfccc.int/files/meetings/paris_nov_2015/application/pdf/paris_agreement_english.pdf)

IPCC Report 2018

<https://www.ipcc.ch/sr15/>

**Comment by General Manager:**

This Notice of Motion is in order and can be dealt with.

Development and implementation of a Net Zero Emission Pathway for council operations and the community has been identified as one of the key actions in the draft Environment and Resilience Plan which will be presented to the April City Services Committee.

The Net Zero Emissions Pathway will review 4 key areas; energy efficiency/electrification, sustainable transport, waste management and offsetting (tree planting /carbon credits). The Pathway is due to come to council in the second half of 2024.

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**Attachments**

Nil

## **Council Meeting**

**27/03/2024**

Item No	12.11
Subject	<b>Notice of Motion - Fitness Station at Booralee Park</b>
Submitted by	Christina Curry, Councillor Jennifer Muscat, Councillor
File	F08/669P02

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## **Summary**

This Motion was submitted by Councillors Muscat and Curry.

Booralee Park serves as a significant recreational area for the local community, providing opportunities for outdoor activities and social interaction. Incorporating fitness stations into public parks encourages physical activity, promotes health and well-being, and enhances the overall user experience.

## **Motion**

That Council allocates funding in the 2024/2025 budget for the installation of a fitness station at Booralee Park, to be incorporated into the design of the new playground.

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## **Background**

### **Supporting Statement by Councillors**

Integrating a fitness station into the new playground design at Booralee Park would complement existing amenities and further promote healthy lifestyles among park users.

The upcoming budget for the fiscal year 2024/2025 presents an opportunity to allocate funds for park improvements and enhancements.

The addition of a fitness station aligns with the community's desires for diverse recreational opportunities and contributes to the overall vibrancy and attractiveness of Booralee Park.

### **Comment by General Manager:**

This Notice of Motion is in order and can be dealt with.

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## **Attachments**

Nil

**13      QUESTIONS WITH NOTICE**

**14      CONCLUSION OF THE MEETING**