



Ordinary Council Meeting

7:00pm Wednesday 24 April 2024

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

Contact Us:

1300 581 299 or 9562 1666

council@bayside.nsw.gov.au

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 24 April 2024** at **7:00 PM**

AGENDA

1	OPENING MEETING	
2	ACKNOWLEDGEMENT OF COUNTRY	
3	OPENING PRAYER	
4	APOLOGIES	
5	DISCLOSURES OF INTEREST	
6	MINUTES OF PREVIOUS MEETINGS	9
	6.1 Minutes of the Council Meeting - 27 March 2024.....	9
7	MAYORAL MINUTES	40
	7.1 Bondi Junction and Church Leader Attacks	40
	7.2 Supt. Rohan Cramsie	41
8	ITEMS BY EXCEPTION	
9	PUBLIC FORUM	
10	REPORTS TO COUNCIL	43
	10.1 Greek Festival 26th May 2024 - Bay Street Brighton-Le-Sands - Request for Support	43
	10.2 Councillor Expenses & Facilities Six Monthly Report (July - December 2023).....	45
	10.3 Progress Report on Councillor Notices of Motion	49
	10.4 Statutory Financial Report - March 2024	69
	10.5 Response to Question - 72 Laycock Street, Bexley North	75

11	MINUTES AND REPORTS OF COMMITTEES	78
11.1	Minutes of the City Services Committee Meeting - 3 April 2024	78
	CS24.006 Bayside Environment and Resilience Strategy 2032	80
	CS24.007 Sustainable Waste Management Strategy 2032 - Draft.....	80
	CS24.008 NSW Child Safe Standards and Compliance.....	80
	CS24.009 Supporting Women's Sport.....	81
	CS24.010 Wild Things and Gardens for Wildlife Programs	81
	CS24.011 Arts and Culture Program 2023.....	81
11.2	Minutes of the Corporate Performance Committee Meeting - 3 April 2024.....	82
	CP24.007 6 Month Progress Report - Operational Plan 2023/24	83
	CP24.008 Draft 2024/25 Budget & Operational Plan - Approval for Public Exhibition.....	84
11.3	Minutes of the City Planning & Environment Committee Meeting - 10 April 2024.....	85
	CPE24.013 Draft Riverine Park Masterplan	87
	CPE24.014 Post Exhibition Report - Draft Electric Vehicle Charging Infrastructure (EVCI) Policy.....	87
	CPE24.015 Post Exhibition Report - Draft Car Share Policy.....	87
	CPE24.016 Draft Submission on Short Term Rental Accommodation Discussion Paper	87
	CPE24.017 Proposed Planning Agreement - 1637, 1639 and 1647 Botany Road, Botany	88
11.4	Minutes of the City Works & Assets Committee Meeting - 10 April 2024	89
	CWA24.003 Mascot Oval - Project Update.....	91
	CWA24.004 Expressions of Interest - Barton Park Sports Complex	92
	CWA24.005 Expressions of Interest - Muddy Creek Foreshore.....	92
	CWA24.006 Outcome of the Expression of Interest Campaign for the Lease and Refurbishment of 2 Laycock St, Bexley North	93
	CWA24.008 Proposed Sale of Council Asset - 405 Forest Road, Bexley	95
11.5	Minutes of the Bayside Traffic Committee Meeting - 10 April 2024.....	97
	BTC24.037 M6 Project - Installation of Stormwater Drainage along President Avenue, Kogarah.....	98
	BTC24.038 Flack Avenue Hillsdale - Proposed Parking Restrictions	98
	BTC24.039 Intersection of Gibbes Street and Pitt Street, Rockdale - Proposed Give Way and Double BB lines	99
	BTC24.040 Intersection of Scarborough Street and Chuter Avenue, Monterey - Proposed 10m Statutory 'No Stopping' Restrictions	99

BTC24.041	Intersection of Short Street and Bent Street Carlton - Proposed 10m Statutory 'No Stopping' Restrictions	99
BTC24.042	Kingsgrove Avenue, Kingsgrove - Proposed 45m Works Zone for 52 Weeks.....	99
BTC24.043	Kingsland Road North, Bexley North - Extension of No Stopping restrictions.....	99
BTC24.044	Proposed Pole mounted EV charging unit - Coward Street, Mascot.	100
BTC24.045	St Catherine Greek Orthodox Church, Coward Street, Mascot - Road Closures for the Easter Service on Friday 3 May 2024 and Saturday 4 May 2024.....	100
BTC24.046	11A Tramway Street, Roseberry - Proposed No Parking Zone.....	100
BTC24.047	Tenterden Road, Botany - Proposed changes to parking restrictions.....	101
BTC24.048	Tyrrell Street and Fredrick Street intersection, Rockdale - 10m 'No Stopping' restriction.....	101
BTC24.049	Waines Crescent, Rockdale - Proposed relocation of 'No Stopping' restriction.....	101
BTC24.050	Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair.....	101
BTC24.051	Matters referred to the Bayside Traffic Committee by the Chair	101
BTC24.052	General Business.....	102
11.6	Minutes of the Extraordinary Bayside Traffic Committee Meeting - 12 April 2024.....	103
BTC24.054	Greek Festival - Road Closure of Bay Street (between Queens Road and The Grand Parade), and Moate Avenue, Brighton Le Sands - 26 May 2024	103
11.7	Minutes of the Audit Risk & Improvement Committee Meeting - 14 March 2024	105
12	NOTICES OF MOTION.....	114
12.1	Notice of Motion - Grace Campbell Playground.....	114
12.2	Notice of Motion - Upgrade Mutch Park.....	116
12.3	Notice of Motion - L'Estrange Park Playspace Renewal	117
12.4	Notice of Motion - Linear Park Enhancement	118
12.5	Notice of Motion - Rideshare Operators	119
12.6	Notice of Motion - Investigate Stormwater Management at Gardiner Park...	120
12.7	Notice of Motion - Cut Military Ties with Israel	122

13	QUESTIONS WITH NOTICE	
14	CONFIDENTIAL REPORTS / MATTERS	125
	Closed Council Meeting	
	14.1 Confidential - Proposed Purchase of Land Reserved for Acquisition.....	125
	Resumption of Open Council Meeting	
15	CONCLUSION OF THE MEETING	

The meeting will be video recorded and live streamed to the community via Council's YouTube channel, 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

24/04/2024

Item No	6.1
Subject	Minutes of the Council Meeting - 27 March 2024
Report by	Richard Sheridan, Director City Performance
File	SF23/8071

Officer Recommendation

That the Minutes of the Council meeting held on 27 March 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 Ed McDougall
Councillor Scott Morrissey
(initially via audio-visual link at commencement of meeting, then in Chambers)
Councillor Jennifer Muscat
Councillor Paul Sedrak
Councillor Andrew Tsounis
Councillor Greta Werner

Also Present

Meredith Wallace, General Manager
Guy Hancock, Acting Director City Presentation
Debra Dawson, Director City Life
Peter Barber, Director City Futures
Richard Sheridan, Director City Performance
Warwick Lawrence, Acting Manager Governance & Risk
Josie Hodgson, Acting Manager Property
Hong Nguyen, Manager Environment and Resilience (via audio-visual link)
Lorraine Olmedo, Manager Communication & Engagement
Luke Phillips, Manager Finance
Bryce Spelta, Manager City Infrastructure (via audio-visual link)
Danijel Andric, Chief Information Officer (via audio-visual link)
Karen Barrass, Lead Governance
Sally Fernandez, Rates and Revenue Lead

Andrew Ford, Acting Manager City Projects (via audio-visual link)
Wolfgang Gill, IT Service Management Officer
Rakshya Rawat, IT Service Management Officer
Anne Suann, Governance Officer
Anh Hoang, Governance Officer

1 Opening Meeting

The Mayor opened the meeting in the Council Chambers, Rockdale Town Hall, Level 1, 448 Princes Highway, Rockdale at 7:22 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

Reverend Jim Ferguson, from Bexley Baptist Church, Bexley, opened the meeting in prayer.

Presentations

Presentation of Certificate to Mr Jeffrey Tullock

The Mayor, Councillor Saravinovski, presented a Certificate to Mr Jeffrey Tullock, the President of the Bexley Chamber of Commerce, who was accompanied by the Vice President, Yasmina Kovacevic, and a member of the Management Committee, Ahmad Sleitini, recognising and congratulating the Bexley Chamber of Commerce on the occasion of its 100th anniversary.

4 Apologies and Attendance via audio-visual link

Apologies

RESOLUTION

Minute No. 2024/040

Resolved on the motion of Councillors Tsounis and Awada

That the following apology be received:

- Councillor Michael Nagi

Leave of Absence

There were no applications for Leave of Absence received.

Attendance Via Audio-Visual Link

RESOLUTION

Minute No. 2024/041

Resolved on the motion of Councillors Jansyn and Muscat

That Councillor Morrissey's attendance at tonight's meeting via audio-visual link be granted.

5 Disclosures of Interest

Councillor Saravinovski

12.3 Notice of Motion - Increasing Parking Availability: The Boulevard Brighton Car Park

Councillor Saravinovski declared a Less than Significant Non-Pecuniary Interest in Item 12.3 on the basis that in the past he has declared a Less than Non-Pecuniary Interest on items in relation to the Boulevard Car Park, but as this item is about future parking provision in Brighton he stated he would remain in the meeting for consideration and voting on the matter.

11.3 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 11.3 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 Curry

11.3 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 11.3 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**11.3 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 11.3 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.

11.8 SLPWG24-6.1 – Property Matters Update

Councillor Muscat declared a Less than Significant Non-Pecuniary Interest in Item 11.8 SLPWG24-6.1 on the basis that she is a member of the Botany RSL Sub Branch, and stated she would remain in the Chamber for consideration and voting on the matter.

Councillor Jansyn**11.3 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 11.3 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**11.3 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 11.3 CP24.010 on the basis that she only has an interest in land being her principal place of residence and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Awada**11.3 CPE24.010 - Draft Submission on Explanation of Intended Effect: Changes to Create Low and Mid-Rise Housing**

Councillor Awada declared a Less than Significant Non-Pecuniary Interest in Item 11.3 CP24.010 on the basis that he has property in the Local Government Area, and stated he would remain in the meeting for consideration and voting on the matter.

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

Councillor Awada declared that a conflict of duties arises in Item 11.3 CPE24.011 on the basis that he is a delegate on the Sydney Eastern City Planning Panel at this meeting, and stated he would leave the meeting for consideration and voting on the matter.

Councillor Barlow**11.3 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 11.3 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 Douglas**10.1 Tender - Riverside Drive Smart CCTV Expansion**

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 10.1 on the basis of perception as she is a Founder 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.

11.3 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 11.3 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.

11.8 SLPWG24-6.1 - Property Matters Update

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item 11.8 SLPWG24-6.1 on the basis that she is a member of The Bay Community Garden, she is a former member of the Fisherman's Club at Muddy Creek and a former 'social member' of Bayside Community Recreation Club, and lives in the vicinity of Barton Park, and stated she would remain in the meeting for consideration and voting on the matter.

6 Minutes of Previous Meetings**[6.1 Minutes of the Council Meeting - 28 February 2024](#)**

RESOLUTION

Minute No. 2024/042

Resolved on the motion of Councillors Fardell and Tsounis

That the Minutes of the Council Meeting held on 28 February 2024 be confirmed as a true record of proceedings rewording of Councillor Saravinovski's declaration:

Councillor Saravinovski**Item 11.3 CPE24.002 – Proposed Local 11.3 CPE24.002 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 he, as Mayor, was briefed on past proposals but has not been briefed on this proposal, and stated he would remain in the meeting for consideration and voting on the matter.

7 Mayoral Minutes

7.1 Supplementary - Mayoral Minute - ANZAC Day

RESOLUTION

Minute No. 2024/043

Resolved on the motion of Councillors Tsounis and McDougall

- 1 That Council notes the ANZAC Day Dawn Services to be held the Bayside area.
- 2 That Council notes the Mascot RSL Sub-Branch Pre-ANZAC Day march taking place on Sunday, 21 April 2024.
- 3 That Council encourages all residents to attend one of these ceremonies.

8 Items by Exception

Procedural Motion

RESOLUTION

Minute No. 2024/044

Resolved on the motion of Councillors Awada and McDougall

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

Multiple Business Items

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

- 10.1 Tender - Riverside Drive Smart CCTV Expansion
- 10.5 Australian Local Government Association (ALGA) National General Assembly 2024 - Proposed Motion
- 10.6 Statutory Financial Report - February 2024
- 10.7 Progress Report on Councillor Notices of Motion
- 11.1 Minutes of the City Services Committee Meeting - 6 March 2024
CS24.005 Changes to NSW BeachWatch Program

- 11.2 Minutes of the Corporate Performance Committee Meeting - 6 March 2024
 - CP24.005 2023/24 Proposed Budget Variations
 - CP24.006 IPART - Review of Council's financial model in NSW
- 11.3 Minutes of the City Planning & Environment Committee Meeting - 13 March 2024
- 11.4 Minutes of the City Works & Assets Committee Meeting - 13 March 2024
 - CWA24.029 Booralee Park playspace renewal concept design
 - CWA24.002 Response to Notice of Motion - Bike Repair Stations
- 11.5 Minutes of the Bayside Traffic Committee Meeting - 13 March 2024
 - BTC24.021 27 Albyn Street, Bexley - Renewal of 21.5-metre Works Zone for 5 weeks
 - BTC24.022 ANZAC March 2024 - Mascot RSL - Botany Road, King Street and Coward Street, Mascot
 - BTC24.023 ANZAC March 2024 - Ramsgate RSL - Chuter Avenue and Ramsgate Road, Ramsgate
 - BTC24.024 Brittain Crescent, Hillsdale - Proposed 10m Statutory No Stopping Restrictions
 - BTC24.025 2 Chalmers Crescent, Mascot - Renewal of 30-metre Works Zone for 27 weeks
 - BTC24.026 Guess Avenue & Bonar Street, Arncliffe - Proposed Give Way control sign and associated linemarking
 - BTC24.027 648-652 Princes Highway, Rockdale - Renewal of 24-metre Works Zone on Chandler Street for 53 weeks
 - BTC24.028 1-3 Queen Street, Arncliffe - Parking arrangements
 - BTC24.029 Rawson Avenue, Bexley - Proposed Timed 'P15' Restrictions
 - BTC24.030 45 The Grand Parade, Brighton Le Sands - Renewal of 15m Works Zone for 30 weeks
 - BTC24.031 Teralba Road and Wycombe Avenue intersection, Brighton Le Sands - Proposed Statutory No Stopping Restrictions
 - 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
 - BTC24.033 Walz Street, Rockdale Ramadan Festival - Proposed temporary changes and closures
 - BTC24.034 Update on Outstanding Matters Referred to the Bayside Traffic Committee by the Chair

- BTC24.035 Matters referred to the Bayside Traffic Committee by the Chair
- BTC24.036 General Business
- 11.6 Minutes of the Botany Historical Trust Meeting - 5 February 2024
- 11.7 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 6 March 2024
- 11.9 Minutes of the Lydham Hall Advisory Committee Meeting - 27 February 2024

9 Public Forum

Councillor Morrissey arrived at the commencement of Public Forum at 7:42 pm.

12.6 Notice of Motion - Develop a Business Case for the De-amalgamation of Bayside Council

The following person spoke at the meeting:

- Mr Adam Krslovic, interested resident, speaking for the Motion. (via audio-visual link).

12.9 Notice of Motion - Preserving our Historic Wetlands

The following person spoke at the meeting:

- Ms Amanda Wilson AM, interested resident, speaking for the Motion.

10 Reports to Council

[10.1 Tender - Riverside Drive Smart CCTV Expansion](#)

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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.

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

RESOLUTION

Minute No. 2024/048

Resolved on the motion of Councillors Curry and Morrissey

- 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.

10.3 Response to Corporate Performance Committee Questions - 2023/24 Proposed Budget Variations

RESOLUTION

Minute No. 2024/049

Resolved on the motion of Councillors Curry and Morrissey

That Council notes the responses in this report.

10.4 St. George Business Chamber of Commerce Charity Dinner Fundraiser

RESOLUTION

Minute No. 2024/050

Resolved on the motion of Councillors Tsounis and Sedrak

That Councillors Werner (plus one), Saravinovski (plus one), Tsounis (plus one) and Sedrak attend the St George Business Chamber of Commerce charity event on Friday, 5 April 2024.

10.5 Australian Local Government Association (ALGA) National General Assembly 2024 - Proposed Motion

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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.

10.6 Statutory Financial Report - February 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

10.7 Progress Report on Councillor Notices of Motion

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

11 Minutes and Reports of Committees

11.1 Minutes of the City Services Committee Meeting - 6 March 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

CS24.005 Changes to NSW BeachWatch Program

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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.

11.2 Minutes of the Corporate Performance Committee Meeting - 6 March 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

CP24.005 2023/24 Proposed Budget Variations

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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.

11.3 Minutes of the City Planning & Environment Committee Meeting - 13 March 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the City Planning & Environment Committee meeting held on 13 March 2024 be received and the recommendations therein be adopted with the exception of 11.1 CPE24.010, 11.1 CPE24.011 AND 11.1 CPE24.012 which were separately dealt with.

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

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

RESOLUTION

Minute No. 2024/051

Resolved on the motion of Councillors Saravinovski and Curry

- 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.

Division called by Councillors Saravinovski and Curry

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

Against: Councillors Werner (abstention) and Barlow (abstention)

The Motion was declared carried.

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

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

RESOLUTION

Minute No. 2024/052

Resolved on the motion of Councillors Saravinovski and Morrissey

- 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.

Division (Planning Matter)

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

Against: Councillor Barlow (abstention)

The Motion was declared carried.

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

RESOLUTION

Minute No. 2024/053

Resolved on the motion of Councillors Tsounis and Werner

- 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.

Division called by Councillors Tsounis and Werner

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

The Motion was declared carried.

11.4 Minutes of the City Works & Assets Committee Meeting - 13 March 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

CWA24.001 Booralee Park playspace renewal concept design

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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.

11.5 Minutes of the Bayside Traffic Committee Meeting - 13 March 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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.

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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](#)

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

- 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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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 Boulevard, 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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

BTC24.036 General Business

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

11.6 Minutes of the Botany Historical Trust Meeting - 5 February 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

11.6 BHT24-5.1 Planning, Development & Compliance Matters

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

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

11.7 Minutes of the Bayside Floodplain Risk Management Committee Meeting - 6 March 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Bayside Floodplain Risk Management Committee meeting held on 6 March 2024 be received and the recommendations therein be adopted.

11.8 Minutes of the Strategic Land & Property Working Group Meeting - 21 February 2024

RESOLUTION

Minute No. 2024/054

Resolved on the motion of Councillors Morrissey and Tsounis

That the Minutes of the Minutes of the Strategic Land & Property Working Group Meeting held on 21 February 2024 be received and the recommendations therein be adopted and the following Committee Recommendations to Council be adopted.

11.8 Minutes of the Strategic Land & Property Working Group Meeting - 21 February 2024

Councillors Muscat and Douglas had previously declared a Less than Significant Non-Pecuniary Interest.

RESOLUTION

Minute No. 2024/055

Resolved on the motion of Councillors Morrissey and Tsounis

- 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.

11.9 Minutes of the Lydham Hall Advisory Committee Meeting - 27 February 2024

RESOLUTION

Minute No. 2024/045

Resolved on the motion of Councillors Awada and McDougall

That the Minutes of the Lydham Hall Advisory Committee meeting held on 27 February 2024 be received and the recommendations therein be adopted.

12 Notices of Motion

12.1 Rescission Motion - Notice of Motion - Change to the Code of Meeting Practice

RESOLUTION

Minute No. 2024/056

Resolved on the motion of Councillors Curry and Sedrak

That Council rescinds the following Council resolution relating to Item 12.9 adopted at the Council Meeting held on 28 February 2024:

- 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.*

12.2 Notice of Motion - Addition to Social Media Policy

RESOLUTION

Minute No. 2024/057

Resolved on the motion of Councillors Curry and Morrissey

That the Social Media Policy include that no Councillor is to post to social media during Council Meetings.

12.3 Notice of Motion - Increasing Parking Availability: The Boulevard Brighton Car Park

RESOLUTION

Minute No. 2024/058

Resolved on the motion of Councillors Sedrak and Tsounis

- 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), and the consideration of the impact of such measures on residents and the business community.

12.4 Notice of Motion - Bee Policy

RESOLUTION

Minute No. 2024/059

Resolved on the motion of Councillors Douglas and Barlow

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.

Procedural Motion – Adjournment of Meeting

Councillor Saravinovski adjourned the meeting at 9:55 pm in response to a fire alarm and Councillors vacated the Chamber.

The meeting reconvened at 10:20 pm with all Councillors present.

12.5 Notice of Motion - Social and Affordable Housing

RESOLUTION

Minute No. 2024/060

Resolved on the motion of Councillors Werner and Douglas

That Council includes options for participating in new Australian and NSW government programs in the affordable rental housing options paper coming to the June meeting, that support councils and other organisations to deliver social and affordable rental housing and provide recommendations.

12.6 Notice of Motion - Develop a Business Case for the De-amalgamation of Bayside Council

The following person spoke at the meeting:

- Mr Adam Krslovic, interested resident, speaking for the Motion. (via audio-visual link).

MOTION

- 1 That Council resolves to complete a desktop business case and financial modelling internally 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.

Division called by Councillors Curry and Morrissey

For: Councillors Saravinovski, Curry, Morrissey, Muscat, Fardell, Jansyn, Awada, McDougall and Sedrak

Against: Councillors Tsounis, Werner, Barlow, Hanna and Douglas

The Motion was declared carried.

FORESHADOWED MOTION

Foreshadowed Motion moved by Councillors Douglas and Barlow

That Council provides a report into ways to inform and engage the community across Bayside so that Council can provide more information and more consultation to residents about de-amalgamation. The report to include:

- What the process is for de-amalgamation.
- Options for community engagement including deliberative democracy, citizens assembly's or peoples assemblies.

The Foreshadowed Motion lapsed as a result of the Motion being Adopted.

RESOLUTION

Minute No. 2024/046

Resolved on the motion of Councillors Curry and Morrissey

- 1 That Council resolves to complete a desktop business case and financial modelling internally 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.

12.7 Notice of Motion - Eastlakes Shopping Centre**RESOLUTION**

Minute No. 2024/061

Resolved on the motion of Councillors Curry and Morrissey

- 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 and provide a timeline for completion so residents are informed.
- 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.

12.8 Notice of Motion - Flooding Investigation

RESOLUTION

Minute No. 2024/062

Resolved on the motion of Councillors Morrissey and Muscat

- 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 City 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.

12.9 Notice of Motion - Preserving our Historic Wetlands

The following person spoke at the meeting:

- Ms Amanda Wilson AM, interested resident, speaking for the Motion.

RESOLUTION

Minute No. 2024/047

Resolved on the motion of Councillors Curry and Jansyn

- 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 commences a community campaign for its transformation into public open space.
- 3 That Council writes to the Local and State members and the Minister for Water for their support.

12.10 Notice of Motion - Net Zero Council Operations Strategy

RESOLUTION

Minute No. 2024/063

Resolved on the motion of Councillors Douglas and Werner

- 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.

12.11 Notice of Motion - Fitness Station at Booralee Park

RESOLUTION

Minute No. 2024/064

Resolved on the motion of Councillors Curry and Muscat

That Council allocates funding in the 2024/2025 budget for the installation of a fitness station and cycle/walking track at Booralee Park, to be incorporated into the design of the new playground.

13 Questions With Notice

13.1 Question with Notice - Waste Services and Cleaning in Hillsdale

Councillor Curry asked the following question:

What cleansing services as well as management of dumped rubbish and street sweeping is currently undertaken in the suburb of Hillsdale?

This has become a concern for residents and I would like a response provided to the April Council Meeting. Could a timetable be provided?

13.2 Question with Notice - F6 Corridor Between AS Tanner Reserve and Scotts Park

Councillor Douglas asked the following question:

Can Council please provide information and mapping about the various tenures/landholders that cover the F6 Corridor between AS Tanner Reserve and Scotts Park?

13.3 Question with Notice - 72 Laycock Street, Bexley North

Councillor Tsounis asked the following question:

- 1 Can details of the process including a timeline be provided for the change in land use to the proposed R2 be provided in a report to Councillors?
- 2 Are there any other options available to Council outside of the R2 zoning similar to the adjoining properties?
- 3 Why is the extent of community consultation required?

14 Conclusion of Meeting

The Mayor closed the meeting at 10:46 pm.

Councillor Bill Saravinovski
Mayor

Meredith Wallace
General Manager

Attachments

Nil

7 MAYORAL MINUTES

Council Meeting

24/04/2024

Item No	7.1
Subject	Bondi Junction and Church Leader Attacks
File	F24/38

Motion

That Council offers our deepest sympathies to the families and friends of the victims and condolences to everyone affected.

That Council acknowledges the work of our emergency services, doctors, nurses, retailers and community members who provided critical care in such a difficult time.

Mayoral Minute

On Monday 15 April Council flags flew at half-mast as a tribute to the memory of the six people killed in the tragic events at Bondi Junction.

I also personally laid flowers at Westfield Bondi Junction to pay respects, and honour and mourn the victims of the tragic incident on behalf of Councillors and our community.

This was a senseless attack in an open community space where people have a right to feel safe.

It was loss of life that left our community in a state of shock and many of us are still struggling to make sense of what took place.

I would also like to commend our first responders, Police and Paramedics, retailers and bystanders as well as the ongoing efforts of doctors and nurses in hospitals who provided critical care in such a difficult time.

Our thoughts are also with the Church Leaders injured during a knife attack at a recent church in front of horrified worshipers.

There is no place for such violence in our diverse, multicultural community.

Our hearts go out the people affected by this mindless violence.

On behalf of Council, I once again offer our deepest sympathies to the families and friends of the victims and condolences to everyone affected by these attacks.

I would ask that we take a minute of silence to honour those who lost their lives.

Attachments

Nil

Council Meeting

24/04/2024

Item No 7.2
Subject **Supt. Rohan Cramsie**
File F24/38

Motion

That Council commends and congratulates Supt Rohan Cramsie for his for his outstanding service as Commander of the St George Police Area Command and dedication to the residents of the Bayside Local Government Area.

Mayoral Minute

On behalf of Bayside Council and our community I would like to congratulate Supt. Rohan Cramsie for his outstanding service as Commander of the St George Police Area Command and dedication to the residents of the Bayside Local Government Area.

Supt. Rohan Cramsie since his appointment to the St George Area Command on 15 May 2022 has worked closely with Council to help reduce crime and incidents of domestic violence.

He has developed strong relationships in our community, and his experience in working in a diverse multicultural community has been exceptionally valuable.

He has also worked closely with Council offering help and support for our many events like the trial closure of Bay Street, our Summer Foreshore Program, and our annual Walk Against Family and Domestic Violence.

On behalf of Bayside Council and our community, I would like to thank Supt. Rohan Cramsie for his service to Bayside, and wish him all the best in his future role.

Attachments

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

24/04/2024

Item No	10.1
Subject	Greek Festival 26th May 2024 - Bay Street Brighton-Le-Sands - Request for Support
Report by	Meredith Wallace, General Manager
File	SF23/8071

Summary

The Greek Festival of Sydney is planning to return to Brighton-Le-Sands next month and have requested financial and in kind support from Council to ensure that a successful event is delivered.

The organisers anticipate that up to 5000 people will attend across the eleven hour event to be held in Bay Street and Moate Avenue. Details about the entertainment program and the exact number of food and market stall holders are not confirmed at this time.

Cost estimates for the funding required for temporary amenities, banner installation and waste collection are based on the actual costs for last year's Streets Alive Program.

Officer Recommendation

That in-kind and financial support to a maximum of \$28k be allocated to support the Greek Festival at Brighton-Le-Sands on 26 May 2024.

Background

The Greek Festival of Sydney plans to return to its original location, Brighton-Le-Sands, in May 2024. Councillors will note that the Traffic Management Plan for the event is included elsewhere in this Business Paper.

The Festival is supported by the State Government, TfNSW and the Novotel Brighton (for an offsite liquor licence). The festival organisers have requested that council provide an in-kind and financial contribution for the installation of temporary amenities blocks, waste collection throughout the day and evening with a full clean at the conclusion of the event, banner installation on Bay St and distribution of notification letters to local residents.

The cost of hiring 'port-a-loos' is a major component of the funding request, with an approximate cost of \$20k. Waste and cleansing is estimated at \$3k and the balance of the funding will cover banners, flyer distribution and other incidentals.

The event will provide local residents with an opportunity to experience a variety of Greek cultural activities, performances, food and products. It will build on the successful Streets

Alive program funded by the NSW Government and the closures of Bay Street on several weekends last year.

Financial Implications

- | | | |
|--------------------------------------|-------------------------------------|--|
| Not applicable | <input type="checkbox"/> | |
| Included in existing approved budget | <input type="checkbox"/> | |
| Additional funds required | <input checked="" type="checkbox"/> | Program not included in current budget. Request for financial support outside of budget cycle. |

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"/> |

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

Not applicable.

Attachments

Nil

Council Meeting

24/04/2024

Item No	10.2
Subject	Councillor Expenses & Facilities Six Monthly Report (July - December 2023)
Report by	Richard Sheridan, Director City Performance
File	F20/1025

Summary

In accordance with Council's Expenses & Facilities Policy, this report provides a detailed summary of expenses claimed by each Councillor and facilities provided to them during the period 1 July – 31 December 2023.

Officer Recommendation

That the six-monthly report for the period July to December 2023 on the Councillor Expenses & Facilities be received and noted.

Background

As referred to in the Council's Councillor Expenses & Facilities Policy, a report on the provision of expenses and facilities will be publicly tabled at a Council meeting every six months and published in full on Council's website. The annual expenses and facilities provided to Councillors is reported in the Annual Report.

The Councillor Expenses & Facilities Policy enables the reasonable and appropriate reimbursement of expenses and provision of facilities to Councillors to help them undertake their civic duties.

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

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

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

The Policy requires a compliance audit to be undertaken every two years to verify that claims made by Councillors are paid are in accordance with the Policy. All Councillors will be regularly reminded of the various Policy requirements, timeframes and limits. A new declaration will form part of future claims whereby Councillors will be required to indicate whether they have a conflict of interest in a claim they are submitting eg whether they are related to a carer, taxi driver or other service provider. To ensure compliance with the Policy,

Councillors are encouraged to submit their claims using the online portal. This facilitates the maintenance of an effective audit trail of expense claims, the relevant supporting documents and the relevant declarations by each councillor acknowledging compliance with the Policy.

The Tables 1 below provide payments made to all Councillors and relates to the period from 1 July - 31 December 2023. The categorisation of expenditure is in accordance with the Local Government Regulations for annual reporting purposes.

Table 1 – Grouped Councillor Fees, Facilities and Expenses

Item	Amount
Mayoral Fee	\$47,475
Mayoral Superannuation	\$5,222
Councillors Fee	\$244,425
Councillor Superannuation	\$20,314
Facilities & Expenses Breakdown	Amount
Dedicated office equipment to Councillor (including computers & mobile phones) (a1)(i)	\$0
Communication charges (including phone calls, facsimile and internet charges) (a1)(ii)	\$6,145
Seminars and conferences attended by Councillor (incl interstate travel) (a1)(iii)	\$8,688
Councillor/Mayor Induction Training and Councillor Professional Development Programs (a1)(iiia)	\$0
Councillor other training and skills development (a1)(iv)	\$0
Interstate travel by Councillor while representing Council (a1)(v)	\$0
Overseas visits by Councillor while representing Council (a1)(vi)	\$0
Expenses of spouse, partner, or person accompanying a Councillor (a1)(vii)	\$0
Provision of care for a child or family member of a Councillor (a1)(viii)	\$0
Other expenses*	\$8,119
Total	\$22,952

*Other expenses comprise, motor vehicle expenses (including an internal charge for mayoral car), attendance at Sydney Eastern Planning Panel, stationery, IT consumables, local travel and meals, and Meeting catering.

Table 2 below itemises the payments made to individual Councillors for the same period.

Table 2 – Individual Councillor expenditure

Councillor	Equipment (a1)(i)	Communication & Internet (a1)(ii)	Conferences (includes Travel, Accommodation and Meals) (a1)(iii)	Induction & Councillor Professional Development (a1)(iia)	Interstate & Overseas Travel (a1)(iv) & (v)	Training (a1)(iv)	Partner & Child Care Expenses (a1)(vii) & (viii)	Other Expenses	Total
Joe Awada	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$2,600	\$2,900
Liz Barlow	\$0	\$300	\$990	\$0	\$0	\$0	\$0	\$0	\$1,290
Christina Curry	\$0	\$300	\$990	\$0	\$0	\$0	\$0	\$0	\$1,290
Heidi Lee Douglas	\$0	\$758	\$1,644	\$0	\$0	\$0	\$0	\$0	\$2,402
Ann Fardell	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300
Mark Hanna	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$19	\$319
Jo Jansyn	\$0	\$300	\$990	\$0	\$0	\$0	\$0	\$0	\$1,290
Ed McDougall	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300
Scott Morrissey	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300
Jennifer Muscat	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300
Michael Nagi	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$5,500	\$5,800
Bill Saravinovski	\$0	\$300	\$0	\$0	\$0	\$0	\$0	\$0	\$300
Paul Sedrak	\$0	\$1,105	\$990	\$0	\$0	\$0	\$0	\$0	\$2,095
Andrew Tsounis	\$0	\$502	\$990	\$0	\$0	\$0	\$0	\$0	\$1,492
Greta Werner	\$0	\$480	\$2,094	\$0	\$0	\$0	\$0	\$0	\$2,574
Councillors Generally	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0	\$0
TOTAL	\$0	\$6,145	\$8,688	\$0	\$0	\$0	\$0	\$8,119	\$22,952

Financial Implications

- Not applicable
- Included in existing approved budget
- Additional funds required

Community Strategic Plan

- Theme One – In 2032 Bayside will be a vibrant place
- Theme Two – In 2032 Our people will be connected in a vibrant place
- Theme Three – In 2032 Bayside will be green, resilient and sustainable
- Theme Four – In 2032 Bayside will be a prosperous community

Risk Management – Risk Level Rating

- No risk
 - Low risk
 - Medium risk
 - High risk
 - Very High risk
 - Extreme risk
-

Community Engagement

Not applicable.

Attachments

Nil

Council Meeting

24/04/2024

Item No 10.3
Subject **Progress Report on Councillor Notices of Motion**
Report by Richard Sheridan, Director City Performance
File F16/908

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.

Officer Recommendation

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

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 thirty one (31) 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 two Notices of Motions completed since the last report.

Financial Implications

Not applicable
Included in existing approved budget
Additional funds required

Community Strategic Plan

- Theme One - In 2032 Bayside will be a vibrant place
- Theme Two - In 2032 Our people will be connected in a creative City
- Theme Three - In 2032 Bayside will be green, resilient and sustainable
- Theme Four - In 2032 Bayside will be a prosperous community

Risk Management - Risk Level Rating

- No risk
- Low risk
- Medium risk
- High risk
- Very High risk
- Extreme risk

Community Engagement

Not applicable.

Attachments

Notices of Motion in Progress and Completed as at April 2024

Notices of Motion in Progress

There are thirty one (31) 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"> 1 That Council create an annual program, which provides residents the chance to 'Nominate a Significant Historical Site, Person or Event'. 2 That a policy statement and procedure be developed for the proposed program to recognise our history, heritage, and culture. 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. 4 That funding for the program be considered at part of the development of the 2022/23 budget. 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'. 6 That a report be provided to the next appropriate Committee meeting. 	Director City Life	<p><u>Status Change</u></p> <p>Nominations opened online on 13 February 2024. The nominations period was extended to 25 March 2024 due to low participation.</p>
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:	Director City Futures	<p><u>Status Change</u></p> <p>A project has been included in the current Capital Projects</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
			<ul style="list-style-type: none"> • Zebra crossings or traffic lights at the pedestrian traffic islands on Bestic St and the corner of Francis Ave, to make the existing crossing safer; • Or a footbridge/pedestrian and bike overpass nearby as part of the M6 active travel route; • Or another safe pedestrian traffic island with zebra crossings along Bestic St between Francis Ave and General Holmes Drive. 		Program to construct a pedestrian crossing on 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, was approved at the February Council meeting and will now move to construction.
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>Status Change</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 & Property Working Group on 21 February 24 and the Minutes were adopted by Council in March 2024. A Planning proposal to make advertising</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
					permissible will be required for all new signs and this will be the subject of a further report to Council in mid 2024.
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>Status Unchanged</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>
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 1st 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>Status Change</p> <p>A further report was submitted to the City Services Committee in April 2024.</p>

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
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"> • The entrance of Malua Street from The Grand Parade opposite Pine Park, Sans Souci - two speed humps appropriate distance apart. • Russell Avenue opposite Noel Seiffert Reserve, Dolls Point: two speed humps appropriate distance apart. • Ida Street, Sans Souci, opposite Stan Moses Reserve: two speed humps appropriate distance apart. • Riverside Drive, Sans Souci: One additional speed hump just north of the public toilet in Scott Park. <p>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.</p> <p>3 Ensure that community consultation takes place.</p>	Director City Futures	<p>Status Unchanged</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. The works have been allocated to City Projects for construction.</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>	Director City Life	Status Change

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
			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.		Report to be submitted to the May 2024 City Services Committee.
25/10/2023	12.1	Notice of Motion – Bexley Heritage	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: <ul style="list-style-type: none"> • 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. • The area including Carrington, Lymington and Glenfarne Streets. 	Director City Futures	Status Change 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 following the CPE recommendation being endorsed by Council at its April meeting.
25/10/2023	12.2	Notice of Motion – Petition to protect Fig Tree at Alfred St, Sans Souci	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. 2 That Council receive and note the petition to save the fig tree in Alfred Street next to the Ramsgate Beach Plaza, Sans Souci. 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.	Director City Life	Status Change A community consultation was undertaken by Sydney Water. The Tree Canopy data will be presented to the City Services Committee April 2024 (along with the Urban Forest Strategy).

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Current Status
			4 That the new data regarding Bayside Local Government Area's tree canopy be reported back to the next relevant Committee Meeting.		
25/10/2023	12.3	Notice of Motion – Display of Mayoral Chains (former City of Botany Bay Council)	<p>1 That Council displays the City of Botany Bay Mayoral Chains in an enclosed display case in the Botany Town Hall Chamber.</p> <p>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.</p> <p>3 That Council holds a morning tea to be held in May 2024 for locals to visit the Chamber and tour the Town Hall.</p>	Director City Life	<p>Status Change</p> <p>Mayoral Chains and Chair installed.</p>
25/10/2023	10.8	Response to Notice of Motion – Accessible Beaches	<p>1 That Council notes this report.</p> <p>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.</p> <p>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.</p>	Director City Life	<p>Status Change</p> <p>Email was sent to all Councillors 26/10/2023 about the location of the wheelchair from the Director of City Life. Scheduled to action in 24/25 Operational Plan and budget.</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	<ol style="list-style-type: none"> 1 That Council trials a return to Saturday opening hours of Mascot Library over the summer 2023/24 period. 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. 	Director City Life	<p>Status Change</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>
25/10/2023	12.4	Notice of Motion – Renaming Hensley Field Grandstand	<ol style="list-style-type: none"> 1 That Council names the Grandstand in the Hensley Field in honour of Tony Vecellio for his 50 years dedication to Athletics. 2 That an unveiling be organised for the one-year anniversary in May 2024 in consultation with the family. 	General Manager	<p>Status Change</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>Motion to be amended at the February 24 Council meeting.</p>

					Designs now agreed and ready for installation in May 2024
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>Status Change Council agreed in the Council Meeting 28 Feb 2024 to reinstate cash transactions at all service points in the AAAC. CCTV & cash handling systems & equipment is currently being upgraded with the aim to commence accepting cash after Easter 2024.</p> <p>Cash facility installed.</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>Status Change Designs now agreed which include Judy Vecellio and ready for installation in May 2024</p>
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>	General Manager	New

			<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"> • 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 1st, 2nd and 3rd prizes for residential Christmas Light Displays. • That Council seek business sponsorship for the awards. 		
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	New
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	New

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	New
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"> 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 our Hon. Matt Thistlethwaite MP for advocating on behalf of Bayside residents. 	Director City Life	New

27/3/2024	12.2	Notice of Motion - Addition to Social Media Policy	That the Social Media Policy include that no Councillor is to post to social media during Council Meetings.	General Manager	New
27/3/2024	12.3	Notice of Motion - Increasing Parking Availability: The Boulevard Brighton Car Park	<ol style="list-style-type: none"> 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), and the consideration of the impact of such measures on residents and the business community. 	Director City Futures	New
27/3/2024	12.4	Notice of Motion - Bee Policy	<p>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:</p> <ul style="list-style-type: none"> ▪ 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. 	Director City Life	New

			<ul style="list-style-type: none"> ▪ 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. 		
27/3/2024	12.5	Notice of Motion - Social and Affordable Housing	That Council includes options for participating in new Australian and NSW government programs in the affordable rental housing options paper coming to the June meeting, that support councils and other organisations to deliver social and affordable rental housing and provide recommendations.	Director City Futures	New
27/3/2024	12.6	Notice of Motion - Develop a Business Case for the De-amalgamation of Bayside Council	<ol style="list-style-type: none"> 1 That Council resolves to complete a desktop business case and financial modelling internally 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. 	Director City Performance	New A Business case is being developed
27/3/2024	12.7	Notice of Motion – Eastlakes Shopping Centre	<ol style="list-style-type: none"> 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 and provide a timeline for completion so residents are informed. 	Directors City Futures and City Life	New

			<p>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.</p> <p>3 That a copy of the letter be shared with The Hon. Ron Hoenig, MP.</p>		
27/3/2024	12.8	Notice of Motion - Flooding Investigation	<p>1 That Council notes the concern of its residents about the increasing frequency and impact of recurrent flooding.</p> <p>2 That a report be provided to the June 2024 City Works and Assets Committee detailing:</p> <ul style="list-style-type: none"> - 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. <p>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.</p> <p>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.</p>	Director City Futures	New In progress.

27/3/2024	12.9	Notice of Motion - Preserving our Historic Wetlands	<ol style="list-style-type: none"> 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 commences a community campaign for its transformation into public open space. 3 That Council writes to the Local and State members and the Minister for Water for their support. 	General Manager and Director City Futures	New Letter addressing Points 1 and 3 have been sent.
27/3/2024	12.10	Notice of Motion - Net Zero Council Operations Strategy	<ol style="list-style-type: none"> 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. 	Director City Life	New
27/3/2024	12.11	Notice of Motion - Fitness Station at Booralee Park	That Council allocates funding in the 2024/2025 budget for the installation of a fitness station and cycle/walking track at Booralee Park, to be incorporated into the design of the new playground.	General Manager	New

Completed Notices of Motion

Two Notices of Motions were completed since the last report as listed below.

Meeting	Item No.	Notice of Motion Title	Council Resolution	Responsible Executive	Completion Status
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>Status Change</p> <p>A report was submitted to the City Works & Assets Committee on 13 March 2024 and then resolved at the 27 March 2024 Council Meeting.</p> <p>NOM Finalised.</p>
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</p>	Director City Life	<p>Status Change</p> <p>This report can now be closed. The Environment & Resilience Unit will now include "items listed under point 4" in the Biodiversity Strategy & Action Plan in preparation for FY24/25</p>

			<p>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 conservation of shorebirds, leveraging the Wildlife Conservation Plan for Migratory Shorebirds, including reviewing, 8.3 Anthropogenic Disturbance, and specifically noting</p>		
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			<p>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</p>	
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			Council to notify if it is likely to have an impact.		
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Council Meeting

24/04/2024

Item No	10.4
Subject	Statutory Financial Report - March 2024
Report by	Richard Sheridan, Director City Performance
File	F24/229

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 31 March 2024, Bayside Council had \$504.2m in cash and investments with an adjusted portfolio return on investments of 5.25%. Our income and expenditure cash-flow movements for the period primarily comprised the following:

- Income from operating activities totalled \$21.7m from rates, grants, childcare subsidies, bookings/leases, and construction fees.
- Expenses from operating activities totalled \$27.8m for payments for employee costs, utilities, waste, contracts, and infrastructure work.

Cash & Investment Reserve Balances as at 31 March 2024 amounts to \$504.2m:

Council's cash and investments balance of \$504.2m comprises externally restricted funds of \$386.7m and internally restricted and unrestricted funds of \$117.5m

Officer Recommendation

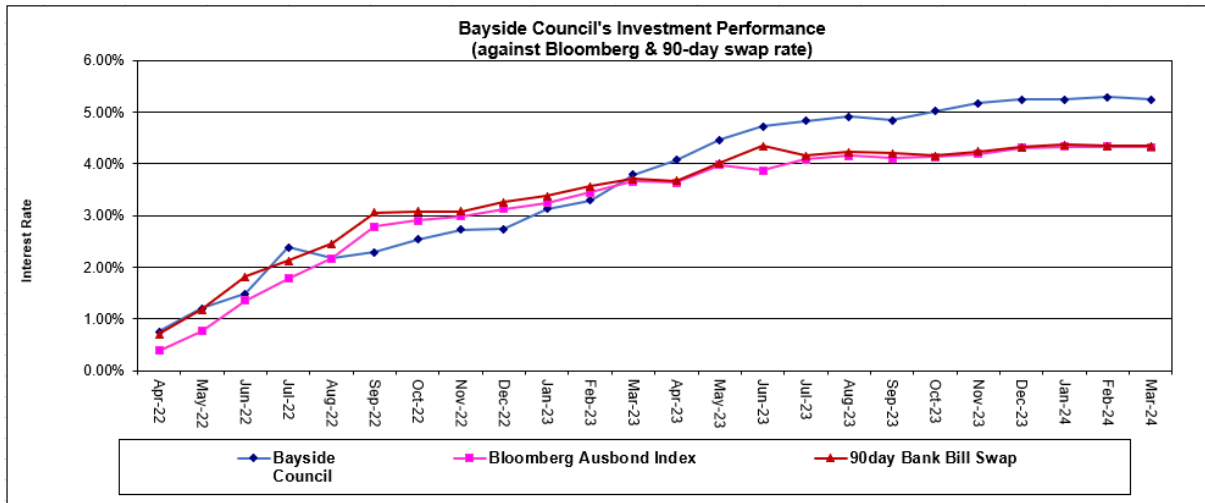
That the Statutory Financial Report by the Responsible Accounting Officer be received and noted.

Background

The following table shows the performance of Council's investments since April 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 changed the official cash rate was in November 2023 by increasing 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 0.93% 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 March 2024.

STATEMENT OF BANK BALANCE AS AT 31 MARCH 2024		
Cash at bank as per general ledger as at:	29-Feb-24	19,992,066
Income from operating activities		
Rates and annual charges received	\$ 4,102,236	
User fees and charges received	\$ 2,723,298	
Grant and contributions received	\$ 3,282,380	
Interest revenue received	\$ 413,920	
Bonds received / (paid)	\$ -	
Rates received / (paid)	\$ -	
GST received / (paid)	\$ 10,198,775	
Other income received	\$ 1,053,216	
Total Income from Operating Activities for the Period	\$ 21,773,824	
Expenses from operating activities		
Accounts paid for period (includes cheques and refunds)	-\$ 18,729,721	
Direct payroll	-\$ 9,068,414	
Borrowing costs	-\$ 42,337	
Total Expenses from Operating Activities for the Period	-\$ 27,840,473	
Total Net Movement from Operating Activities		-\$ 6,066,650
Investment Activities for the Period		
(Purchase) / Redemption of TD's	-\$ 5,000,000	
Net Funding Flows for the Period	-\$ 5,000,000	
		-\$ 5,000,000
Funding Activities for the Period		
Proceeds from borrowings	\$ -	
Loan repayments	-\$ 873,419	
Net Funding Flows for the Period	-\$ 873,419	
		-\$ 873,419
Cash at bank as per general ledger as at:	31-Mar-24	8,051,997

Difference - 0.00

NB: above table may include minor rounding's.

Schedule of Investments

Bayside Council currently holds \$504.2m 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:							31/03/2024	
	Credit Rating	Purchase Price	Purchase Date	Maturity Date	Term Days	Prop %	Interest Rate	Market Value
Term Deposits								
National Australia Bank	AA-	\$10,000,000	13-Jul-23	10-Jul-24	363	2.13%	5.40%	\$10,000,000
National Australia Bank	AA-	\$5,000,000	13-Jul-23	10-Jul-24	363	1.06%	5.40%	\$5,000,000
National Australia Bank	AA-	\$15,000,000	19-Jul-23	17-Jul-24	364	3.19%	5.35%	\$15,000,000
National Australia Bank	AA-	\$15,000,000	10-Jan-24	7-Aug-24	210	3.19%	5.09%	\$15,000,000
National Australia Bank	AA-	\$20,000,000	29-Nov-23	27-Nov-24	364	4.26%	5.35%	\$20,000,000
National Australia Bank	AA-	\$5,000,000	24-Jan-24	22-Jan-25	364	1.06%	5.13%	\$5,000,000
National Australia Bank	AA-	\$10,000,000	7-Feb-24	5-Feb-25	364	2.13%	5.08%	\$10,000,000
						<u>17.02%</u>		
CBA	AA-	\$25,000,000	24-May-23	22-May-24	365	5.32%	5.20%	\$25,000,000
CBA	AA-	\$5,000,000	31-May-23	29-May-24	365	1.06%	5.02%	\$5,000,000
CBA	AA-	\$80,000,000	7-Jun-23	5-Jun-24	365	17.02%	5.50%	\$80,000,000
CBA	AA-	\$40,000,000	13-Sep-23	13-Sep-24	367	8.51%	5.29%	\$40,000,000
						<u>31.91%</u>		
ING Direct	A	\$5,000,000	10-May-23	8-May-24	365	1.06%	4.85%	\$5,000,000
ING Direct	A	\$5,000,000	10-May-23	8-May-24	365	1.06%	4.85%	\$5,000,000
ING Direct	A	\$20,000,000	10-May-23	8-May-24	365	4.26%	4.85%	\$20,000,000
ING Direct	A	\$15,000,000	17-May-23	15-May-24	365	3.19%	4.93%	\$15,000,000
ING Direct	A	\$15,000,000	17-May-23	15-May-24	365	3.19%	4.93%	\$15,000,000
ING Direct	A	\$10,000,000	12-Apr-23	10-Apr-24	365	2.13%	4.88%	\$10,000,000
ING Direct	A	\$20,000,000	5-Jul-23	3-Jul-24	365	4.26%	5.87%	\$20,000,000
ING Direct	A	\$10,000,000	13-Sep-23	17-Sep-25	736	2.13%	5.06%	\$10,000,000
						<u>21.28%</u>		
Suncorp	A	\$10,000,000	7-Mar-24	11-Mar-26	735	2.13%	4.92%	\$10,000,000
						<u>2.13%</u>		
Westpac	AA-	\$10,000,000	3-May-23	1-May-24	365	2.13%	4.75%	\$10,000,000
Westpac	AA-	\$5,000,000	4-Oct-23	4-Oct-24	367	1.06%	5.25%	\$5,000,000
Westpac	AA-	\$10,000,000	25-Oct-23	25-Oct-24	367	2.13%	5.36%	\$10,000,000
Westpac	AA-	\$25,000,000	1-Nov-23	1-Nov-24	367	5.32%	5.50%	\$25,000,000
Westpac	AA-	\$15,000,000	13-Dec-23	13-Dec-24	367	3.19%	5.23%	\$15,000,000
Westpac	AA-	\$5,000,000	28-Sep-23	28-Sep-25	732	1.06%	5.24%	\$5,000,000
Westpac	AA-	\$20,000,000	18-Oct-23	18-Oct-28	1828	4.26%	5.38%	\$20,000,000
Westpac	AA-	\$10,000,000	25-Oct-23	25-Oct-28	1828	2.13%	5.44%	\$10,000,000
Westpac	AA-	\$10,000,000	17-Jan-24	17-Jan-29	1828	2.13%	4.85%	\$10,000,000
Westpac	AA-	\$5,000,000	7-Feb-24	9-Feb-26	734	1.06%	4.80%	\$5,000,000
						<u>24.47%</u>		
AMP	BBB	\$5,000,000	22-Dec-23	11-Dec-24	366	1.06%	5.35%	\$5,000,000
AMP	BBB	\$10,000,000	22-Dec-23	18-Dec-24	363	2.13%	5.35%	\$10,000,000
						<u>3.19%</u>		

SCHEDULE OF INVESTMENTS HELD ON BEHALF OF COUNCIL AS AT:							31/03/2024		(Continued)
	Credit Rating	Purchase Price	Purchase Date	Maturity Date	Term Days	Prop %	Interest Rate	Market Value	
Unlisted Community Bank Shares									
NRMA/IAG Shares		\$8,316				0.00%		\$8,316	
Bendigo Bank	BBB	\$5,000				0.00%		\$5,000	
						<u>0.00%</u>			
Total Investments		\$470,013,316				97.9%		\$470,013,316	
Total Investments and Cash (at FV)									
Total Investments		\$470,013,316							
CASH: Operating Account		\$8,051,997							
CASH: Management Account (CDA)		\$26,188,318							
		<u>\$504,253,632</u>							
Movement in total investments and cash:									
		29-Feb-24	31-Mar-24	Net Movement					
Total investments		\$ 465,013,316	\$ 470,013,316	\$ 5,000,000					
Operating accounts		\$ 19,992,066	\$ 8,051,997	-\$ 11,940,069					
Short term money market		\$ 26,107,027	\$ 26,188,318	\$ 81,292					
		<u>\$ 511,112,409</u>	<u>\$ 504,253,632</u>	<u>-\$ 6,858,777</u>					

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

Credit Ratings

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

Financial Implications

- Not applicable
- Included in existing approved budget
- Additional funds required

Community Strategic Plan

- Theme One – In 2032 Bayside will be a vibrant place
- Theme Two – In 2032 Our people will be connected in a creative City
- Theme Three – In 2032 Bayside will be green, resilient and sustainable
- Theme Four – In 2032 Bayside will be a prosperous community

Risk Management – Risk Level Rating

- No risk
- Low risk
- Medium risk
- High risk
- Very High risk
- Extreme risk

Community Engagement

Not applicable

Attachments

Nil

Council Meeting

24/04/2024

Item No	10.5
Subject	Response to Question - 72 Laycock Street, Bexley North
Report by	Peter Barber, Director City Futures
File	F24/239

Question

The following Question With Notice was submitted at Council's Meeting of 27 March 2024 by Councillor Tsounis:

- 1 Can details of the process including a timeline be provided for the change in land use to the proposed R2 be provided in a report to Councillors?
- 2 Are there any other options available to Council outside of the R2 zoning similar to the adjoining properties?
- 3 What is the extent of community consultation required?

Response

Responses to each of the three questions are outlined below.

1 *Can details of the process including a timeline be provided for the change in land use to the proposed R2 be provided in a report to Councillors?*

The table below provides a summary of the general timeframes that could reasonably be expected to prepare a Planning Proposal (PP) for the rezoning and reclassification of the site commencing 1 July 2024:

Action	Timeframe
Procurement of Consultants - Planning Proposal and/or any Supporting Technical Studies	July 2024- August 2024
Preparation of Planning Proposal & Supporting Studies	September 2024-December 2024
Bayside Local Planning Panel Meeting: Report Requesting Panel's Pre-Gateway Advice and Recommendations to Council	December 2024
City Planning & Environment Committee Meeting – Report Requesting Endorsement to Submit PP to DPHI for Gateway Determination	February 2025
Council Meeting – Request to Endorse CP&EC Minutes	February 2025
Submit PP to DPHI to request a Gateway Determination	End of February 2025

Action	Timeframe
Receive Gateway Determination	April 2025
Engage Independent Chairperson to Facilitate Public Hearing – Reclassification of Community to Operational Land	April 2025
Public Hearing, Community and Agency Consultation	May-June 2025
Assessment of Submissions & Preparation of Independent Chairperson’s Report	June 2025
City Planning and Environment Committee: Post-Exhibition Report to consider Submissions and Recommend Planning Proposal be submitted to DPHI for Finalisation	July 2025
Council Meeting – Request to Endorse CP&EC Minutes	July 2025
Submit Final draft LEP Amendment to DPHI for Notification/finalisation.	End of July 2025

These timeframes are indicative only, and are subject to change based on factors outside the control of Council. These might include factors such as availability of consultants, DPHI response/actioning timeframes, and State agency responses.

2 Are there any other options available to Council outside of the R2 zoning similar to the adjoining properties?

72 Laycock Street comprises 11 allotments. The lots are generally consistent in size, shape, and dimensions as those allotments adjoining the site along both Laycock Street and Oliver Street. Both streets exhibit an existing defined streetscape and allotment/street block pattern.

These surrounding low density residential properties are currently zoned R2 Low Density Residential, with an 8.5m height of building control, floor space ratio control of 0.5:1 and minimum lot size of 450sqm. The average lot size is generally 650sqm in the street block that the site exists within, being land bounded by Laycock Street, Park Street and Oliver Street. The R2 zone permits the following types of development with development consent:

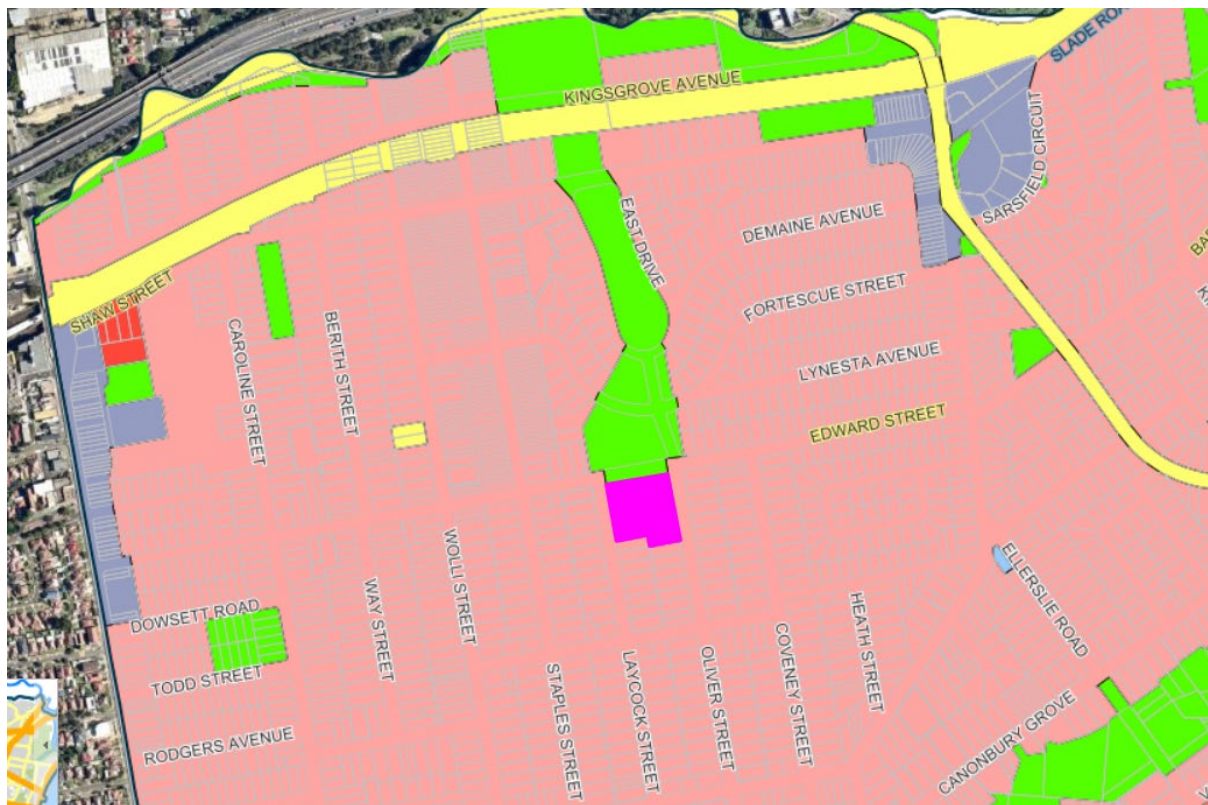
Attached dwellings; Bed and breakfast accommodation; Building identification signs; Business identification signs; Centre-based child care facilities; Community facilities; Dual occupancies; Dwelling houses; Educational establishments; Environmental protection works; Exhibition homes; Flood mitigation works; Group homes; Health consulting rooms; Home businesses; Home industries; Hostels; Neighbourhood shops; Oyster aquaculture; Places of public worship; Pond-based aquaculture; Recreation areas; Respite day care centres; Roads; Secondary dwellings; Semi-detached dwellings; Seniors housing; Tank-based aquaculture; Water supply systems

(Extract from Bayside LEP 2021 Land Use Table)

The site is identified as being within the radius that would allow additional development potential under the draft Low/Mid Rise Housing State policy changes recently exhibited. The outcome of this draft policy proposal will not be known until late 2024.

When assessing privately initiated Planning Proposals for similar scenarios in the past, Council has taken the approach of applying zoning and planning controls that are consistent with (not over and above) land immediately adjoining those sites.

An example of this is 119 Barton Street, Monterey, where land previously zoned RE2 Private Recreation zone was rezoned to R3 Medium Density Residential zone, consistent with all immediately adjoining land. Height of building, floor space ratio and minimum lot size planning controls were also applied consistent with immediately adjoining sites in that example.



The site is shown above in the centre of the map in bright purple. The map shows the Kingsgrove centre to the left and Bexley North centre top right in grey. The dominant zone around the site is R2, and the above map illustrates that it would be difficult to justify a higher density residential zone in this context.

The zoning map above also identifies Public Recreation zoned land in green, and shows that there is a large area located adjacent the site to serve nearby residents.

3 What is the extent of community consultation required?

If a Planning Proposal to amend zoning and planning controls was to be supported by Council and the NSW Department of Planning, Housing and Infrastructure (DPHI), it would require public exhibition for a specified minimum period.

This minimum public exhibition period is typically 28 days, but is subject to conditions in the Gateway determination that would be issued by DPHI.

Attachments

Nil

11 MINUTES AND REPORTS OF COMMITTEES

Council Meeting

24/04/2024

Item No	11.1
Subject	Minutes of the City Services Committee Meeting - 3 April 2024
Report by	Richard Sheridan, Director City Performance
File	SF23/8071

Officer Recommendation

That the Minutes of the City Services Committee meeting held on 3 April 2024 be received and the recommendations therein be adopted.

Present

Councillor Scott Morrissey
Councillor Bill Saravinovski (via audio-visual link)
Councillor Paul Sedrak
Councillor Jennifer Muscat

Also present

Councillor Christina Curry
Councillor Andrew Tsounis
Councillor Greta Werner
Councillor Heidi Lee Douglas (via audio-visual link)
Meredith Wallace, General Manager
Debra Dawson, Director City Life
Richard Sheridan, Director City Performance (from 7:05pm)
Bobbi Mayne, Manager Libraries & Lifestyle
Hong Nguyen, Manager Environment & Resilience
Patricia Chamberlain, Coordinator Sustainable Waste Management
Jessica Respall, Executive Officer - Customer Relationship Analyst • City Life
Patrick Cremin, Arts & Culture Specialist
Karen Barrass, Lead Governance
Gina Nobrega, Governance Officer
Nabin Bhattarai, IT Service Management Officer

Note: In the absence of the Chairperson and Deputy Chairperson for this meeting, the Committee members resolved to elect a substitute Chairperson, as the first item of business at the commencement of the meeting.

Procedural Motion (Councillor Muscat and Sedrak)

That Councillor Morrissey be nominated as chairperson for this meeting.

Note: Councillor Morrissey was elected unopposed as Chairperson.

Commencement of Meeting

The Chairperson opened the meeting in the Committee Room, Botany Town Hall, at 6:37pm.

The Chairperson opened the meeting in the Committee Meeting Room, Botany Town Hall at 6:37pm.

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 Tsounis and Sedrak)

That the following apologies be received:

- Councillor Joe Awada
- Councillor Jo Jansyn
- Councillor Michael Nagi

Attendance Via Audio Visual Link

Committee Recommendation (Councillors Sedrak and Muscat)

That Councillor Saravinovski's attendance at tonight's meeting via audio-visual link be granted.

3 Disclosures of Interest

There were no disclosures of interest.

4 Minutes of Previous Meetings

[4.1 Minutes of the City Services Committee Meeting - 6 March 2024](#)

Committee Recommendation (Councillors Muscat and Sedrak)

That the Minutes of the City Services Committee meeting held on 6 March 2024 be noted.

4.2 Business Arising

There was no Business Arising.

The Committee notes that the Minutes of the City Services Committee of Wednesday 6 March 2024 were received and the recommendations therein were adopted by the Council at its meeting of 27 March 2024.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

There were no speakers for Public Forum.

7 Reports

[CS24.006 Bayside Environment and Resilience Strategy 2032](#)

Committee Recommendation (Councillors Curry and Werner)

- 1 That the draft Bayside Environment & Resilience Strategy 2032 (Attachment 1) be endorsed by Council for public exhibition for 28 days.
- 2 That a post exhibition report on submissions, feedback received and any amendments to the plan be provided to the City Services Committee and Council.
- 3 That an Action Plan be developed to achieve the targets outlined in this Strategy, subject to resources and funding sources.

[CS24.007 Sustainable Waste Management Strategy 2032 - Draft](#)

Committee Recommendation (Councillors Curry and Sedrak)

That the Draft Sustainable Waste Management Strategy 2032 be endorsed by the City Services Committee and Council for public exhibition for a period of 28 days.

[CS24.008 NSW Child Safe Standards and Compliance](#)

During discussion of this item, Councillor Saravinovski left the meeting at 8:20pm.

Committee Recommendation (Councillors Curry and Muscat)

- 1 That Council notes the report regarding information on Child Safe Legislation and Child Safe Standards and endorses the following;

- a. Bayside Council's Statement of Commitment to Child Safety
 - b. Child Safe Policy
 - c. Child Safe Code of Conduct
- 2 That Council endorses the final draft of the child safe action plan to be presented at a future City Services meeting once community and staff engagement is completed.

CS24.009 Supporting Women's Sport

Committee Recommendation (Councillors Curry and Muscat)

- 1 That Council notes the progress report.
- 2 That Council endorses Mutch Park as the location for a future dedicated women's sport and recreation hub.
- 3 That Council endorses a functional design be prepared for a women's sport hub in Mutch Park that includes a modified size grass sports field, new outdoor fitness station, renewal of existing cricket nets, children's playground and amenity building, and removal of the deteriorated rotunda.
- 4 That a report, including a delivery program, time frames and cost, be provided to Council in line with budget timing for 2024/2025 Financial Year.

CS24.010 Wild Things and Gardens for Wildlife Programs

Committee Recommendation (Councillors Sedrak and Werner)

That in light of investigations summarised in the report, it is recommended that Council continue to support the existing Wild Things program currently operating in Bayside.

CS24.011 Arts and Culture Program 2023

Committee Recommendation (Councillors Curry and Werner)

That the report Arts and Culture Program 2024 be approved and adopted.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 1 May 2024.

The Chairperson closed the meeting at 9:00pm.

Attachments

Nil

Council Meeting

24/04/2024

Item No	11.2
Subject	Minutes of the Corporate Performance Committee Meeting - 3 April 2024
Report by	Richard Sheridan, Director City Performance
File	SF23/8071

Officer Recommendation

That the Minutes of the Corporate Performance Committee meeting held on 3 April 2024 be received and the recommendations therein be adopted.

Present

Councillor Scott Morrissey, Chairperson
Councillor Paul Sedrak
Councillor Andrew Tsounis
Councillor Greta Werner
Councillor Christina Curry

Also present

Councillor Heidi Lee Douglas (via audio-visual link)
Meredith Wallace, General Manager
Richard Sheridan, Director City Performance
Luke Phillips, Manager Finance
Karen Barrass, Lead Governance
Gina Nobrega, Governance Officer
Nabin Bhattarai, IT Service Management Officer

The Chairperson opened the meeting in the Committee Meeting Room, Botany Town Hall at 9:09pm.

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 Sedrak and Tsounis)

That the following apologies be received:

Councillor Ann Fardell
Councillor Michael Nagi

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 Corporate Performance Committee Meeting - 6 March 2024](#)

Committee Recommendation (Councillors Werner and Morrissey)

That the Minutes of the Corporate Performance Committee meeting held on 6 March 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 6 March 2024 were received, and the recommendations therein were adopted by the Council at its meeting of 27 March 2024.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

There were no speakers for Public Forum.

7 Reports

[CP24.007 6 Month Progress Report - Operational Plan 2023/24](#)

Committee Recommendation (Councillors Tsounis and Sedrak)

That Council receives and notes the attached 6 Month progress Report on the Bayside Delivery program 2022-2026 and Operational Plan 2023/24 for the period 1 July 23 to

31 December 2023.

Attachments

- 1 6 Month Progress Report Presentation

CP24.008 Draft 2024/25 Budget & Operational Plan - Approval for Public Exhibition**Committee Recommendation** (Councillors Sedrak and Tsounis)

- 1 That the Draft Delivery Program and Operational Plan be received and noted.
- 2 That the Proposed 2024/25 Budget which includes the proposed City Projects Program be received and noted.
- 3 That the 2024/25 Draft Fees and Charges be received and noted.
- 4 That Council endorses the Draft Delivery Program and Operational Plan which includes the Proposed 2024/25 Budget, Draft City Projects Program and Draft Fees and Charges to be placed on public exhibition.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 1 May 2024.

The Chairperson closed the meeting at 9:40pm.

Attachments

Nil

Council Meeting

24/04/2024

Item No	11.3
Subject	Minutes of the City Planning & Environment Committee Meeting - 10 April 2024
Report by	Richard Sheridan, Director City Performance
File	SF23/8071

Officer Recommendation

That the Minutes of the City Planning & Environment Committee meeting held on 10 April 2024 be received and the recommendations therein be adopted.

Present

Councillor Jo Jansyn, Chairperson
Councillor Bill Saravinovski, Mayor (via audio-visual link)
Councillor Heidi Lee Douglas
Councillor Liz Barlow
Councillor Christina Curry

Also present

Meredith Wallace, General Manager
Peter Barber, Director City Futures
Louise Farrell, Manager City Projects
David Smith, Manager Strategic Planning
Maritza Abra, Coordinator City Design
Karen Barrass, Lead Governance
Anh Hoang, Governance Officer
Gina Nobrega, Governance Officer
Wolfgang Gil, IT Service Management Officer

The Chairperson opened the meeting in the Committee Room, Botany Town Hall, at 6:36pm.

1 Acknowledgement of Country

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

2 Apologies and Attendance via Audio Visual link

Apologies

Committee Recommendation (Councillors Curry and Barlow)

That the following apologies be received:

- Councillor Greta Werner
- Councillor Jennifer Muscat

Attendance Via Audio Visual Link

Committee Recommendation (Councillors Curry and Barlow)

That Councillor Saravinovski attendance at tonight's meeting via audio-visual link be granted.

3 Disclosures of Interest

Councillor Douglas

CPE24.013 Draft Riverine Park Masterplan LSNP

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item CPE24.013 on the basis that she lives in proximity to the area, and stated she would stay in the meeting for consideration and voting on the matter.

CPE24.014 Post Exhibition Report - Draft Electric Vehicle Charging Infrastructure (EVCI) Policy

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item CPE24.014 on the basis that she works for small non-government organisations that advocate for everyday Australians to access clean energy and clean transport to address cost of living and climate issues, 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 - 13 March 2024](#)

Committee Recommendation (Councillors Barlow and Curry)

That the Minutes of the City Planning & Environment Committee meeting held on 13 March 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 13 March 2024 were received and the recommendations therein were adopted by the Council at its meeting of 27 March 2024.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

There were no speakers for Public Forum.

7 Reports

[CPE24.013 Draft Riverine Park Masterplan](#)

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

Committee Recommendation (Councillors Douglas and Barlow)

That the draft Riverine Park Masterplan is endorsed for public exhibition in May 2024.

[CPE24.014 Post Exhibition Report - Draft Electric Vehicle Charging Infrastructure \(EVCI\) Policy](#)

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

Committee Recommendation (Councillors Douglas and Curry)

- 1 That Council adopts the Electric Vehicle Charging Infrastructure (EVCI) Policy.
- 2 That proposed on-street EV charging sites be referred to the Traffic Committee for advice and to Council for approval.

[CPE24.015 Post Exhibition Report - Draft Car Share Policy](#)

Committee Recommendation (Councillors Douglas and Curry)

That the Car Share Policy be adopted by Council.

[CPE24.016 Draft Submission on Short Term Rental Accommodation Discussion Paper](#)

Committee Recommendation (Councillors Douglas and Curry)

That Council endorse the draft submission to the NSW Department of Planning, Housing and Infrastructure in response to the Short-Term Rental Accommodation Discussion Paper.

8 Confidential Reports / Matters

Notwithstanding the report was Confidential, this item was considered in Open Committee.

[CPE24.017 Proposed Planning Agreement - 1637, 1639 and 1647 Botany Road, Botany](#)

Committee Recommendation (Councillors Curry and Saravinovski)

- 1 That Council receives and endorses the Offer to enter into a Planning Agreement dated 27 March 2024.
- 2 That a Draft Planning Agreement consistent with the Offer be prepared with the final Draft Planning Agreement to 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 authority be delegated to the General Manager to execute all documentation (including the final Planning Agreement) necessary to give effect to this resolution.

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 8 May 2024.

The Chairperson closed the meeting at 7:19pm.

Attachments

Nil

Council Meeting

24/04/2024

Item No	11.4
Subject	Minutes of the City Works & Assets Committee Meeting - 10 April 2024
Report by	Richard Sheridan, Director City Performance
File	SF23/8071

Officer Recommendation

That the Minutes of the City Works & Assets Committee meeting held on 10 April 2024 be noted

Present

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

Also present

Meredith Wallace, General Manager
Peter Barber, Director City Futures
Colin Clissold, Director City Presentation
Louise Farrell, Manager City Projects
Karen Barrass, Lead Governance
Eli Cowley, Coordinator Strategic Property
Josie Hodgson, Acting Manager Property
Anh Hoang, Governance Officer
Gina Nobrega, Governance Officer
Wolfgang Gil, IT Service Management Officer

The Chairperson opened the meeting in the Committee Room, Botany Town Hall, at 7:27pm.

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 Douglas

CWA24.004 - Expressions of Interest - Barton Park Sports Complex

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item CWA24.004 on the basis that she lives in proximity to the park, and stated she would stay in the meeting for consideration and voting on the matter.

CWA24.005 - Expressions of Interest - Muddy Creek Foreshore

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item CWA24.005 on the basis that she is a member of The Bay Community Garden, a former member of the Fisherman's Club at Muddy Creek and a former 'social member' of Bayside Community Recreation Club, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor Barlow

CWA24.007 - Outcome of the Expression of Interest Lease Campaign for 96 Mutch Avenue, Kyeemagh

Councillor Barlow declared a Less than Significant Non-Pecuniary Interest in Item CWA24.007 on the basis that she is a member of Fix-It Sisters, which is adjoining the area to be leased, and stated she would remain in the meeting for consideration and voting on the matter.

Councillor McDougall

CWA24.005 - Expressions of Interest - Muddy Creek Foreshore

Councillor McDougall declared a Less than Significant Non-Pecuniary Interest in Item CWA24.005 as he works for the Minister for Crown Land and this site is Crown Land and may be subject to decision, and stated he would leave the meeting for consideration and voting on the matter.

4 Minutes of Previous Meetings

[4.1 Minutes of the City Works & Assets Committee Meeting - 13 March 2024](#)

Committee Recommendation (Councillors Tsounis and Douglas)

That the Minutes of the City Works & Assets Committee meeting held on 13 March 2024 be noted.

4.2 Business Arising

There was no Business Arising.

The Committee notes that the Minutes of the City Works & Assets Committee of Wednesday 13 March 2024 were received and the recommendations therein were adopted by the Council at its meeting of 27 March 2024.

5 Items by Exception

There were no Items by Exception.

6 Public Forum

Details associated with the presentations to the Committee in relation to items on this agenda can be found in the individual items.

CWA24.004 Expressions of Interest - Barton Park Sports Complex

The following person spoke at the meeting:

- Ms Irene Hatzipetros, Applicant representative, speaking AGAINST the Officer Recommendation via audio-visual link.

CWA24.005 Expressions of Interest - Muddy Creek Foreshore

The following people spoke at the meeting:

- Mr Darren Schott, Applicant, speaking FOR the Officer Recommendation via audio-visual link.
- Mr Dragi Josifovski, Applicant representative, speaking AGAINST the Officer Recommendation.

7 Reports

[CWA24.003 Mascot Oval - Project Update](#)

Committee Recommendation (Councillors Jansyn and Curry)

- 1 That the report on Mascot Oval – Project Update, be received and noted.
- 2 That Council endorses the preparation of a funding strategy for the design and construction of the upgrade of Mascot Oval.

CWA24.004 Expressions of Interest - Barton Park Sports Complex

Councillor Douglas declared a Less than Significant Non-Pecuniary Interest in Item CWA24.004 on the basis that she lives in proximity to the park, and stated she would stay in the meeting for consideration and voting on the matter.

The following person spoke at the meeting:

- Ms Irene Hatzipetros, Applicant representative, speaking AGAINST the Officer Recommendation via audio-visual link.

Committee Recommendation (Councillors Fardell and Barlow)

- 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 attachments to 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 accepts, in principle, the offer from St George Football Club for Licence #1 over fields 1 and 2 and the grandstand, subject to negotiation of the terms and details, including the intended hours of use, community access, and maintenance arrangements for buildings and other assets.
- 3 That the General Manager be authorised to negotiate final terms under (2) above and execute a licence.
- 4 That Council rejects the submissions for license #2 over playing fields 3 and 4, and licence #3 over the tennis courts, and instead offers these facilities to the community through Council for various types of bookings on a fee for use basis, with the usage, costs and income to be reviewed in 12 months.

CWA24.005 Expressions of Interest - Muddy Creek Foreshore

The Chairperson, Councillor McDougall, vacated the Chair and left the meeting due to his declaration of a Less than Significant Non-Pecuniary Interest. The Deputy Chairperson, Councillor Curry, assumed the Chair.

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

The following people spoke at the meeting:

- Mr Darren Schott, Applicant, speaking FOR the Officer Recommendation via audio-visual link.
- Mr Dragi Josifovski, Applicant representative, speaking AGAINST the Officer Recommendation.

Committee Recommendation (Councillors Tsounis and Fardell)

- 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 matters in this report that 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 accepts, in principle, the proposal from Volunteer Marine Rescue NSW subject to negotiation of the terms and details, including the location and footprint of a building, assessment and regularisation of waterfront facilities, and maintenance arrangements for buildings and other assets, and operational costs.
- 3 That the General Manager be authorised to negotiate final terms under (2) above and execute a licence.
- 4 That Council declines the proposals from the Bayside Community Recreation Club and the Bayside Boating Association thanks them for their submissions.
- 5 That the draft Masterplan for Studdert Reserve be completed and reported to Council for consideration.
- 6 Arrangements be made with the Bayside Community Recreation Club for the orderly vacation and make good of the waterfront area.

Councillor Barlow requested that her name be recorded as abstaining on the matter.

The Deputy Chairperson, Councillor Curry vacated the Chair at the conclusion of this item and the Chairperson, Councillor McDougall resumed the Chair.

CWA24.006 Outcome of the Expression of Interest Campaign for the Lease and Refurbishment of 2 Laycock St, Bexley North

Committee Recommendation (Councillors Jansyn and Tsounis)

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

With reference to Section 10(A) (2) General of the Local Government Act 1993, the attachment relates to the matters in this report are confidential, as it is considered that it is in the public interest that they are not disclosed to the public. In accordance with the Code of Conduct, the matters and the information contained within this report must not be discussed with or disclosed to any person who is not a member of the meeting or otherwise authorised.

- 2 That Council rejects all Expressions of Interest and proceed to negotiate with the two organisations that made submissions and any other interested parties.

CWA24.007 Outcome of the Expression of Interest Lease Campaign for 96 Mutch Avenue, Kyeemagh

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

Recommendation (Councillors Douglas and Fardell)

That Council declines to accept the offer submitted for the use of tenancy 2 in 96 Mutch Avenue, Kyeemagh, and that it instead be used as a bookable space or for Council operational purposes.

Procedural Motion (Councillors McDougall and Curry)

That this item be dealt with in Closed Session.

8 Confidential Reports / Matters

In accordance with Council's Code of Meeting Practice, the Chairperson 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 Committee Meeting**Committee Recommendation** (Councillors McDougall and Curry)

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

CWA24.007 Outcome of the Expression of Interest Lease Campaign for 96 Mutch Avenue, Kyeemagh

In accordance with section 10A (2) (c) of the Local Government Act 1993, the matters dealt with in this report relate to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business. 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.

CWA24.008 CONFIDENTIAL - Proposed Sale of Council Asset - 405 Forest Road, Bexley

In accordance with section 10A (2) (c) and (d)(i) of the Local Government Act 1993, the matters dealt with in this report relate to information that would, if disclosed, confer a commercial advantage on a person with whom the Committee is conducting (or proposes to conduct) business. It is considered that if the matter were discussed in an open Committee Meeting it would, on balance, be contrary to the public interest due to the issue it deals with and 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 Committee Meeting it would, on balance, be contrary to the public interest due to the issue it deals with.

- 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.

CWA24.007 Outcome of the Expression of Interest Lease Campaign for 96 Mutch Avenue, Kyeemagh

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

Recommendation (Councillors Douglas and Fardell)

That Council declines to accept the offer submitted for the use of tenancy 2 in 96 Mutch Avenue, Kyeemagh, and that it instead be used as a bookable space or for Council operational purposes.

The Recommendation was lost.

Foreshadowed Recommendation (Councillors McDougall and Curry)

That Council declines to accept the offer submitted for the tenancy 2 in 96 Mutch Avenue, Kyeemagh, and that it negotiates with the interested party and comes back to Council after those negotiations.

The Foreshadowed Recommendation became the Committee Recommendation.

Committee Recommendation (Councillors McDougall and Curry)

That Council declines to accept the offer submitted for the tenancy 2 in 96 Mutch Avenue, Kyeemagh, and that it negotiates with the interested party and comes back to Council after those negotiations.

CWA24.008 Proposed Sale of Council Asset - 405 Forest Road, Bexley

Committee Recommendation (Councillors Tsounis and Fardell)

- 1 That Council endorses the proposed sale of 405 Forest Road, Bexley by way of an Expressions of Interest (EOI) sales campaign.
- 2 That Council authorises the General Manager to execute all documentation required to finalise the matter and, where required, the application of the Council Seal, including an authorisation for the Mayor to co-sign any document pursuant to s.400 of the Local Government (General) Regulation 2005.

Resumption of Open Committee Meeting**Committee Recommendation** (Councillors McDougall and Jansyn)

That the closed part of the meeting, having concluded, the open Committee Meeting resume and it be open to the press and public at 8:23pm.

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

The next meeting will be held in the Committee Room, Botany Town Hall, on Wednesday 8 May 2024.

The Chairperson closed the meeting at 8:25 pm.

Attachments

Nil

Council Meeting

24/04/2024

Item No	11.5
Subject	Minutes of the Bayside Traffic Committee Meeting - 10 April 2024
Report by	Peter Barber, Director City Futures
File	SF23/8071

Officer Recommendation

That the Minutes of the Bayside Traffic Committee meeting held on 10 April 2024 be received and the recommendations therein be adopted.

Summary of Substantial Recommendations

There were no Substantial Recommendations identified.

Present

Councillor Liz Barlow (Chair)
George Perivolarellis, representing State Members for Rockdale and Heffron
Les Crompton, representing State Member for Kogarah
Traffic Sergeant Jeff Gould, South Sydney Police Area Command
Traffic Sergeant Adam Neale, St George Police Area Command
Senior Constable Matthew Chaplin, St George Police Area Command
Vinoth Srinivasan, representing Transport for NSW

Also present

Declan McGarry, M6 Project
Colin Mable, Executive Engineer, Bayside Council
Hong Nguyen, Manager Environment & Resilience, Bayside Council
Bryce Spelta, Manager City Infrastructure, Bayside Council
Scipio Tam, Acting Coordinator, Traffic & Road Safety, Bayside Council
Romel Ayoub, 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 9.16am and affirmed that Bayside Council acknowledges the traditional custodians: the Gadigal and Bidjigal people of the Eora nation, and pays respects to Elders past, present and emerging. The people of the Eora nation, their spirits and ancestors will always remain with our waterways and the land, our Mother Earth.

1 Apologies

The following apologies were received:

Councillor Christina Curry
Senior Constable Peter Scott, Eastern Beaches Police Area Command
Phoebe Mikhiel, Manager Compliance & Community Safety

2 Disclosures of Interest

There were no disclosures of interest.

3 Minutes of Previous Meetings

[3.1 Minutes of the Bayside Traffic Committee Meeting - 13 March 2024](#)

Committee Recommendation

That the Minutes of the Bayside Traffic Committee meeting held on 13 March 2024 be confirmed as a true record of proceedings.

Business Arising

The Committee notes that the Minutes of the Bayside Traffic Committee meeting of 13 March 2024 were received and the recommendations therein were adopted by the Council at its meeting held on 27 March 2024.

4 Reports

[BTC24.037 M6 Project - Installation of Stormwater Drainage along President Avenue, Kogarah](#)

Committee Recommendation

- 1 That the Report on the M6 stormwater drainage works along President Avenue be received and noted.
- 2 That the Traffic Committee endorse the required temporary closures of all the Moorefield Estate Streets between the Princes Highway and Civic Avenue, Kogarah.

[BTC24.038 Flack Avenue Hillsdale - Proposed Parking Restrictions](#)

Committee Recommendation

That the No Parking restrictions along the cul-de-sac on Flack Avenue, Hillsdale be extended on both sides, encompassing both kerb lengths immediately west and east of the driveway for Property No. 15 Flack Avenue, Hillsdale, as indicated in the attached plan.

[BTC24.039 Intersection of Gibbes Street and Pitt Street, Rockdale - Proposed Give Way and Double BB lines](#)

Committee Recommendation

That approval be given for the installation of Give Way priority control signage and 10m of double barrier lines; type BB line marking, in Pitt Street at its intersection with Gibbes Street, Rockdale as per attached drawings.

[BTC24.040 Intersection of Scarborough Street and Chuter Avenue, Monterey - Proposed 10m Statutory 'No Stopping' Restrictions](#)

Committee Recommendation

That approval be given for the installation of statutory 10m 'No Stopping' restrictions on the eastern side of the intersection of Scarborough Street and Chuter Avenue, Monterey, in the form of unbroken yellow lines (C3 line-marking).

[BTC24.041 Intersection of Short Street and Bent Street Carlton - Proposed 10m Statutory 'No Stopping' Restrictions](#)

Committee Recommendation

That approval be given for the installation of statutory 10m 'No Stopping' restrictions in the form of yellow C3 line-marking at the intersection of Short Street and Bent Street, Carlton, as per the attached plan.

[BTC24.042 Kingsgrove Avenue, Kingsgrove - Proposed 45m Works Zone for 52 Weeks](#)

Committee Recommendation

That approval be given to the installation of a 45m 'Works Zone, 7 am – 4 pm, Mon – Fri restrictions along the northern kerb line of Kingsgrove Avenue, for the duration of 52 weeks as per attached drawing.

[BTC24.043 Kingsland Road North, Bexley North - Extension of No Stopping restrictions](#)

Committee Recommendation

That approval be given to relocate the existing 'No Stopping' restriction outside

Property No. 115 Kingsland Road North, Bexley, 3.4 metres south, up to the adjacent vehicular access, on the southern kerb line of Kingsland Road North, Bexley North, as per the attached drawing.

BTC24.044 Proposed Pole mounted EV charging unit - Coward Street, Mascot.

Committee Recommendation

That approval be given for the installation of the regulatory “**electric-powered vehicle charging parking only**” signs and associated line marking at one of the two locations identified in this report in Coward Street, Mascot, subject to confirmation of technical feasibility.

BTC24.045 St Catherine Greek Orthodox Church, Coward Street, Mascot - Road Closures for the Easter Service on Friday 3 May 2024 and Saturday 4 May 2024

Committee Recommendation

That the following recommendations be approved subject to a TMP being submitted to the Bayside Traffic Committee for electronic approval:

- 1 That the event be classified as a Class 3 and Class 4 Special Event in accordance with the Guide to Traffic and Transport Management for Special Events.
- 2 That approval be granted for the proposed partial road closures of Oliver Street, Forster Street, Aloha Street, and Coward Street near St Catherine Greek Orthodox Church on Friday 3 May, 2024 starting from 9:00 pm to 10:30 pm and closure of Coward Street on Saturday, 4 May 2024 from 11 pm – concluding at 2:30 am, Sunday, 5 May 2024 subject to TMP approval by TfNSW.
- 3 That the Church Management be requested to organise with South Sydney Police Area Command for requirements associated with traffic control of the Class 4 Event and notify public authorities of their event.
- 4 That the Church Management be requested to instruct the participants to keep the noise levels to a minimum when participating in the street procession.
- 5 That the Church Management notify affected residents and local businesses in the area of the event at least 5 days prior to the date.

BTC24.046 11A Tramway Street, Rosebery - Proposed No Parking Zone

Committee Recommendation

- 1 That a No Parking zone be introduced along the kerb length on Tramway Street, outside Property No. 549 Gardeners Road, Rosebery and 11A Tramway Street, Rosebery, as indicated in the attached plan.

- 2 That existing signage be modified to keep the surrounding parking restrictions as an 8P (8AM-6PM MON-FRI Permit Holders Excepted AREA E) Zone.

BTC24.047 Tenterden Road, Botany - Proposed changes to parking restrictions

Committee Recommendation

That approval be given to the proposed conversion of '1P' parking restrictions to '1P 8:30 am – 5 pm' Mon-Fri restriction outside 44 Tenterden Road, Botany as per attached drawing.

BTC24.048 Tyrrell Street and Fredrick Street intersection, Rockdale - 10m 'No Stopping' restriction

Committee Recommendation

That approval be given for the installation of statutory 10m 'No Stopping' restrictions in the form of continuous yellow lines (C3 line-marking) at the intersection of Tyrrell Street and Fredrick Street, Rockdale as indicated on the attached Plan.

BTC24.049 Waines Crescent, Rockdale - Proposed relocation of 'No Stopping' restriction

Committee Recommendation

That approval be given to relocate the existing 'No Stopping' restriction, rear of Property No. 413 Princes Highway, Rockdale, by 3m east of the existing location on the eastern kerb line of Waines Crescent, Rockdale, as per attached drawings.

BTC24.050 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.

BTC24.051 Matters referred to the Bayside Traffic Committee by the Chair

The following matters were raised by the Chair:

- 1 Pedestrian Crossing in Tenterden Road, Botany – Council to investigate.
- 2 Speeding in Flint Street, Hillsdale – Council to investigate.

Committee Recommendation

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

BTC24.052 General Business

- 1 The following matter was raised by the Representative for State Member for Kogarah:

That the parking of trucks and trailers in the carpark on the corner of Forest Road and Stoney Creek Road be addressed – Council is currently investigating changes to this carpark and they will be made in consultation with the businesses in the area.
- 2 The following matter was raised by the Representative from South Sydney PAC:

Trucks using the railway underpass at Hegerty Street turning into Harrow Road – Council staff to review the placement of signage at this intersection as trucks cannot turn around anywhere and need advance warning.

Committee Recommendation

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

The Convenor closed the meeting at 9.57am.

Attachments

Nil

Council Meeting

24/04/2024

Item No	11.6
Subject	Minutes of the Extraordinary Extraordinary Bayside Traffic Committee Meeting - 12 April 2024
Report by	Peter Barber, Director City Futures
File	SF23/8071

Officer Recommendation

That the Minutes of the Extraordinary Bayside Traffic Committee meeting held on 12 April 2024 be received and the recommendations therein be adopted.

Summary of Substantial Recommendations

There were no Substantial Recommendations identified.

Present

Councillor Liz Barlow (Chair)
Councillor Christina Curry
Councillor Heidi Lee Douglas
George Perivolarellis, representing State Member for Rockdale and Heffron
Les Crompton, representing State member for Kogarah
Vinoth Srinivasan, representing Transport for NSW
Traffic Sergeant Jeff Gould, South Sydney Police Area Command
Senior Constable Matt Chaplin, St George Police Area Command
Senior Constable Peter Scott, Eastern Beaches Police Area Command
Adrian Prichard, Transit Systems
Harry Haidar, St George Cabs
Michael Takla, Transit Systems
Bushara Gidies, Transit Systems
Vince Morgan, Telfords Bus
Rino Mucciacciaro, Transdev John Holand

This item was raised out of session and emailed to the Committee Members for response.

1 Apologies

There were no apologies received.

2 Disclosures of Interest

There were no disclosures of interest.

3 Reports

BTC24.054 Greek Festival - Road Closure of Bay Street (between Queens Road and The Grand Parade), and Moate Avenue, Brighton Le Sands - 26 May 2024

Committee Recommendation

- 1 That the proposed road closure associated with the Greek Festival in Bay Street, Brighton Le Sands, proposed from Sunday 26 May 2024 to Monday 27 May 2024, be designated a Class 2 Special Event in accordance with the Guide to Traffic and Transport for Special Events.
- 2 That the event be authorised to proceed subject to relevant conditions and Transport for NSW approval of the submitted Traffic Management Plan (TMP).

4 General Business

There were no General Business discussed.

Attachments

Nil

Council Meeting

24/04/2024

Item No	11.7
Subject	Minutes of the Audit Risk & Improvement Committee Meeting - 14 March 2024
Report by	Meredith Wallace, General Manager
File	SF23/8071

Officer Recommendation

That the Minutes of the Audit Risk & Improvement Committee meeting held on 14 March 2024 be received and the recommendations therein be adopted.

Summary of Substantial Recommendations

There were no Substantial Recommendations identified.

Present

Jennifer Whitten, Independent External Member (Chairperson)
Mark Sercombe, Independent External Member
Sheridan Dudley, Independent External Member
Robert Lagaida, Independent External Member
Scott Morrissey, Councillor
Greta Werner, Councillor (via audio visual link)

Also present

Meredith Wallace, General Manager (via audio visual link)
Richard Sheridan, Director City Performance
Fausto Sut, Manager Mayoral & Councillor Support
Danijel Andric, Chief Information Officer
Luke Phillips, Manager Finance
Christine Cheng, Internal Auditor
Wendy Klopper, Manager Business Transformation (via audio visual link)
Umayal Sivanandan, Internal Auditor
Lawrissa Chan, Director, Financial Audit Services - Audit Office of New South Wales (via audio visual link)
Quentin Wong, Audit Leader – Audit Office of New South Wales (via audio visual link)
Eric Connerton Coordinator Business Improvement
Bobbi Mayne, Manager Libraries and Lifestyle
Nicole Bardsley, Co-ordinator Risk Management (via audio visual link)

The Chairperson opened the meeting in the Yarra Conference Room at 6:10 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.

3 Disclosures of Interest

There were no disclosures of interest.

4 Minutes of Previous Meetings

[4.1 Minutes of the Audit Risk & Improvement Committee Meeting - 21 November 2023](#)

Committee Resolution

That the Minutes of the Audit Risk & Improvement Committee meeting held on 21 November 2023 be confirmed as a true record of proceedings.

4.2 Business Arising

There was no Business Arising.

5 Reports

[5.1 Report - ARIC Action Items](#)

Committee Resolution

That the report be received and noted.

[5.2 General Manager's Update](#)

The General Manager provided the Committee with an update on the following matters:

- IPART Review of Local Government.
- Transfer of Council employees involved in waste collection to private industry – no impact on Bayside Council.
- Ramadan Events across Bayside.

- Proposed re-alignment of General Manager Unit with Business Transformation to ensure business improvement stronger alignment with internal audit and service reviews and business innovation with Information Technology.
- Submission to Minister for Local Government on the usage of developer contributions.
- Proposed response to Minister for Finance on consideration of providing timely notices for any parking fines issued by LPR camera technology.
- Recent controversy over asbestos in mulch used across parks in Sydney – no cases in Bayside LGA.
- Role of Council in RMS dealing with sink holes on M6 within Bayside LGA.

Committee Resolution

That the Committee notes the General Manager's Update.

5.3 Audit Office of NSW - Engagement Closing Report - 30 June 2023

Some observations were:

- No material changes to previous advice.
- Table 3 highlights monetary and disclosure adjustments.
- Degree of adjustments is similar on average compared to other councils.

Committee Resolution

That the Audit Risk & Improvement Committee receive and note the key findings and outcome of the 30 June 2023 year end audit of the General Purpose Financial Statements and Special Schedule 'Permissible income for general rates'.

5.4 2022/23 Final Audit Management Letter - Audit Office of NSW

Some observations were:

- Interim audit actions are not reflected in final audit management letter and dealt with separately during interim audit stage.
- Issue 2 aligns with timing of comprehensive revaluations and therefore listed as 30/6/2025.
- Issue 6 has no impact on accounting for depreciation in the LTFP.
- Concern about the delay between issue of audit report and the issue of the final letter from the Committee's perspective notwithstanding a draft may be issued during the process.
- Bayside Council privilege user access was mentioned in the Audit Office of NSW report presented to the NSW Parliament.

ACTION

That the Committee receives a one page report on the status (e.g. on track/off track) of repeat issues highlighted by Audit Office of NSW.

Committee Recommendation

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

With reference to Section 10(A) (2) General of the Local Government Act 1993, the attachment relates to the matters in this report are confidential, as it is considered that it is in the public interest that they are not disclosed to the public. In accordance with the Code of Conduct, the matters and the information contained within this report must not be discussed with or disclosed to any person who is not a member of the meeting or otherwise authorised.

- 2 That the Bayside Council 2022/23 Final Audit Management letter be received and noted.

5.5 NSW Audit Office Annual Engagement Plan - Audit of Bayside Council for Year Ending 30 June 2024

Some observations were:

- A further extra-ordinary meeting may need to be scheduled (i.e. 26/7/24 - 12/8/24) to consider the accuracy of the financial statements prior to audit commencing.
- An extra-ordinary meeting has been scheduled for 17/10/24 to consider the unaudited financial statements prior to referral to Council for management sign-off for audit.
- Cost of audit seems excessive compared to other larger councils particularly taking into account the improvements made by Council in recent years.

Committee Resolution

That the Audit Risk & Improvement Committee receives and notes the Annual Engagement Plan for the year ending 30 June 2024.

ACTION

- Audit Office of NSW provide an explanation paper to Council on the proposed cost of the audit particularly in comparison to councils of a larger size and complexity.

5.6 Quarterly Budget Review Statement - December 2023

Some observations were:

- The statement shows an improvement in the projected financial result.
- Attachment difficult to read and therefore difficult to integrate the changes.
- Council has ample funds to meet its internal and external reserves.
- Quarter three budget review expected to show no major changes and projected tracking is satisfactory.
- Long Term Financial Plan is expected to be presented to Council in May 2024.

Committee Resolution

- 1 That Council's decision in relation to the Quarterly Budget Review Statement for the Quarter ended 30 September 2023 be noted.
- 2 That the Council's decision in relation to the Quarterly Budget Review Statement for the Quarter ended 31 December 2023 be noted.
- 3 That the advice on the Proposed Budget Revised Statement for 2023/24 as detailed in the report be received and noted.

5.7 Internal Audit Report - Community Facility

Some observations were:

- Future reports should ensure that function is placed in perspective to understand size, scale and impact (i.e. materiality and risk impact).
- Even though the facility utilisation report is customer-focused, scope of audit should ensure that audit has community outcomes.
- Customer experience could provide information about community outcomes.
- To assist the ARIC in meeting its responsibilities under s428A of the Local Government Act, reports may reference those areas if fall within the audit.
- Future reporting to the Committee should condensed to significant issues in summary or cover report.

Committee Recommendation

That the internal audit report of the Review of Community Facility be received and noted.

5.8 Report-Compliance Review-Implementation phase of the Bayside PM Framework

Some observations were:

- Future reporting to the Committee should condensed to significant issues in summary or cover report.
- The audit activity was to determine compliance with managements direction to implement the Framework. The effectiveness of the Framework would be examined as part of a separate audit activity
- Audit activity does not fit the standards/requirements of a compliance audit and titling of audits should more accurately reflect activity undertaken

Committee Recommendation

That the report of the compliance review of the implementation of the Bayside Council Project Management Framework is received and noted.

5.9 Internal Audit Progress Report

Committee Resolution

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

5.10 High Risk Audit Actions due by 31/03/2024 (Progress as at 29/02/2024)

Some observations were:

- Escalation process in place for high risk audit actions whereby changes are reported to management and finally the General Manager for determination
- While some audit actions are listed as high risk, residual risk may be lowering. They may become high risk at some point in time should actions be delayed or other factors.
- Review the reporting to the Committee to ensure that it is based on high risk audit actions.

Committee Resolution

That the report on the progress and status of high-risk audit actions due for verification in April 2024 be received and noted.

ACTION

Future reports reference residual risk actions rated high and above and include the justification for any overdue.

5.11 Cybersecurity maturity assessment against OLG guidelines and the Essential Eight

Some observations were:

- Internal Audit and IT work together to determine the scope of the audit based on the assessment presented in the report
- It would be useful to have a Gant chart or similar to some action timelines

Committee Resolution

That the report on Council's current maturity levels assessed against OLG guidelines be noted.

ACTION

Circulate to members a copy of IT Road Map

5.12 Cyber Security Policy

Committee Resolution

- 1 That the report on the recently updated Cyber Security Policy be received and noted.

5.13 Risk Management - Strategic Risk Reviews

Committee Resolution

That the report be deferred to the next meeting.

5.14 Claims Management - Quarterly Report

Committee Recommendation

That this report be received and noted.

5.15 Business Improvement Delivery Program - Progress Update

Some observations were:

- Significant impact should the requirement to notify motorists of LPR camera parking fines be introduced

Committee Resolution

That the report on the status of projects currently in progress as well as the projected Business Improvement Delivery Program 2025 be noted.

ACTION

Distribute a copy of the letter received from the Minister for Finance

5.16 Business Intelligence Reporting - Pathway Dashboards

Committee Resolution

That the report and demonstration be received and noted.

5.17 ARIC Terms of Reference - Review

Some observations noted:

- Further improvements required prior to submission to Council

Committee Resolution

That the Committee determine the final draft by email following consideration of further changes.

ACTION

- 1 A copy of the word document of the draft terms of reference to be circulated to all members for input of any further changes
- 2 A final draft copy of the terms of reference be circulated to all members and an email confirmation of approval be obtained
- 3 A report be presented to the Council recommending approval of the final draft.

5.18 OLG Guidelines - Implementation Action Plan**Committee Resolution**

That the report on Council's current compliance with the OLG Guidelines for risk management and internal audit frameworks and implementation plan be received and noted.

5.19 ARIC Annual Workplan 2023-24

Some observations were:

- Workplan should be a standing agenda item for each meeting
- Actions should be cross referenced made to the authority under s428A of the Local Government Act and Guidelines

Committee Resolution

That the Strategic Workplan 2022-2024 be noted and the Annual Program for 2023-24 be adopted.

ACTION

That the Annual Program be a standard agenda item at each ordinary meeting of the Committee with updates as to status and actions cross referenced to the authority under s428A of the Local Government Act and Guidelines.

5.20 Audit, Risk & Improvement Committee Annual Report 2022-23**Committee Recommendation**

That the Committee endorses the ARIC Annual Report 2022-23 attached to the report and forwards it to Council.

5.21 Member appointment/reappointment options

Some observations were:

- Option 2 favoured as compliance to rotational requirements commences from 2024.
- Jennifer Whitten's contribution as Chair was acknowledged.
- Given Jennifer Whitten's decision to step down as Chair, the Council will need to appoint the new Chair in time for the next meeting of the Committee in June 2024.
- Council should consider reducing the number of independent members to 3 (including the Chair).

Committee Resolution

- 1 That the report be received and noted.
- 2 That Jennifer Whitten's contribution to the Committee as Chair be acknowledged.

6 General Business

There was no General Business.

7 Next Meeting

The next meeting will be held in the Yarra Conference Room at 6:00 pm on Thursday, 20 June 2024

The Chairperson closed the meeting at 9:15pm.

Attachments

Nil

12 NOTICES OF MOTION

Council Meeting

24/04/2024

Item No	12.1
Subject	Notice of Motion - Grace Campbell Playground
Submitted by	Christina Curry, Councillor Scott Morrissey, Councillor Jennifer Muscat, Councillor
File	F08/669P02

Summary

This Motion was submitted by Councillors Curry, Morrissey and Muscat.

Motion

- 1 That Council identifies suitable space adjacent to Grace Campbell Playground, Hillsdale for the establishment of a scooter path, taking into account factors such as accessibility, safety and compatibility with existing infrastructure.
 - 2 That Council engages with the local community to gather input and feedback on the design and layout of the scooter park.
 - 3 That a comprehensive plan for the design, construction, and maintenance of the scooter park, ensuring that it meets safety standards and aligns with the recreational needs of the community, is developed.
 - 4 That Council allocates funding from the 2024/25 Council budget or seek external funding sources to finance the establishment of the scooter path.
 - 5 That a timeline for the completion of the scooter park project and report back to the July Committee, is established.
-

Background

Supporting Statement by Councillors

Grace Campbell Playground is a central recreational area for families residing in low-rise residential. There is a growing interest in outdoor recreational activities, particularly among families with young children. The establishment of a scooter park adjacent to Grace Campbell Playground would provide an additional recreational opportunity for children and families in the community.

Comment by General Manager:

This Notice is in order and may be dealt with. Developer Contributions (up to maximum of \$60k) are available to fund this project.

Attachments

Nil

Council Meeting

24/04/2024

Item No	12.2
Subject	Notice of Motion - Upgrade Mutch Park
Submitted by	Christina Curry, Councillor Scott Morrissey, Councillor
File	F08/669P02

Summary

This Motion was submitted by Councillors Curry and Morrissey.

Motion

- 1 That Council allocates funds from the VPA to upgrade the play equipment and walking/bike track to better serve the needs of the community.
 - 2 That Council engages with the local community, including families residing in high-rise buildings nearby, to gather input and feedback on desired upgrades.
 - 3 That Council prioritises the replacement of outdated equipment and amenities with modern, safe, and durable alternatives, ensuring the upgraded facilities are accessible to individuals of all ages and abilities, including children, seniors, and individuals with disabilities.
 - 4 That Council establishes a timeline for the completion of the upgrade project, taking into account factors such as procurement, construction, and community engagement to come back to committee in July.
-

Background

Supporting Statement by Councillors

Mutch Park serves as a vital recreational space for families residing locally and in nearby high-rise residential. The playground has become outdated and is in need of upgrades to ensure the safety and enjoyment of park visitors. Funds from the Voluntary Planning Agreement (VPA) for this area are available for community improvement projects.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with. Funding is available in the Stage 1 Pagewood Green VPA, with a current balance of approximately \$2.9m.

Attachments

Nil

Council Meeting

24/04/2024

Item No	12.3
Subject	Notice of Motion - L'Estrange Park Playspace Renewal
Submitted by	Christina Curry, Councillor Jo Jansyn, Councillor
File	F08/669P02

Summary

This Motion was submitted by Councillors Curry and Jansyn.

Motion

- 1 That the playspace located at L'Estrange Park, Mascot be renewed in the 2024/25 Financial Year.
 - 2 That a report be brought back to the June City Works & Assets Committee identifying a timeline for renewal and funding opportunities.
-

Background

Supporting Statement by Councillors

L'Estrange Park is a significant and popular recreational area for the local Mascot community, which is seeing an increase in families with small children.

Although the current playspace is well-utilised, it is showing signs of wear. Its worn condition has become more noticeable since it is located next to a newly constructed amenities block. A renewal of the playspace will provide an opportunity to improve its accessibility, ensuring children of all abilities can use and enjoy it. This includes incorporating accessible playground equipment, pathways, and sensory-friendly options that cater to a wider range of physical and developmental needs.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with. Developer Contribution funding is available for this project.

Council's Assets Team advise that some of the play equipment has an expected life span of 10 plus years and recommend retaining these pieces while renewing those that are not in good condition and refurbishing the mound to make it a more contemporary play experience.

Attachments

Nil

Council Meeting

24/04/2024

Item No	12.4
Subject	Notice of Motion - Linear Park Enhancement
Submitted by	Christina Curry, Councillor Jo Jansyn, Councillor
File	F08/669P02

Summary

This Motion was submitted by Councillors Curry and Jansyn.

Motion

- 1 That Council allocates funding in the 2024/25 budget for the installation of an outdoor fitness station and additional seating at Linear Park, Mascot.
 - 2 That Council investigates options for creating a safer environment for people walking dogs and families with young children at Linear Park including fencing to separate park users from the roadways that segment the park and that a report be brought back to the June Committee on these options.
-

Background

Supporting Statement by Councillors

Linear Park, located in Mascot near the railway station precinct, is a narrow and long green space that provides recreation, relaxation, and environmental benefits. It is a highly signification park for the community due to its location in a high-density area.

With further enhancements, Linear Park can serve as an important local gathering place where residents from surrounding apartments can come together to enjoy recreational activities, socialise, and build connections with their neighbours.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with. Developer Contribution funding is available to support improvements to Linear Park.

Attachments

Nil

Council Meeting

24/04/2024

Item No	12.5
Subject	Notice of Motion - Rideshare Operators
Submitted by	Jo Jansyn, Councillor
File	F08/752P02

Summary

This Motion was submitted by Councillor Jansyn.

Motion

- 1 That Council investigates the utilisation of local streets in Wolli Creek by rideshare drivers as an unofficial 'rank' for Airport passengers.
 - 2 That a report be brought back to the Traffic Committee on the investigation.
-

Background

Supporting Statement by Councillors

There has been a notable increase in the utilisation of local streets in Wolli Creek by rideshare drivers, who are reportedly using these areas as an unofficial 'rank' to pick up passengers heading to or from the nearby airport. This trend has been largely driven by the proximity of Wolli Creek to the airport, which offers a strategic advantage for rideshare drivers seeking quick and easy access to incoming and outgoing travellers.

Significant representation from residents in the Wolli Creek area has brought this issue to the forefront, prompting concerns about traffic congestion, safety, and the overall impact on local streets.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Attachments

Nil

Council Meeting

24/04/2024

Item No	12.6
Subject	Notice of Motion - Investigate Stormwater Management at Gardiner Park
Submitted by	Greta Werner, Councillor
File	F08/669P02

Summary

This Motion was submitted by Councillor Werner.

Motion

- 1 That Council investigates water movements in the Gardiner Park area, including how water enters, moves through, and leaves the park.
 - 2 That this investigation informs mitigation measures to minimise flooding of residences downstream.
 - 3 That this investigation informs the strategy for dealing with the collapsed sections of a heritage wall.
-

Background

Supporting Statement by Councillors

Heavy rain on the evening of Friday 5, and early Saturday, 6 April resulted in flooding of some residences adjacent to Gardiner Park and the collapse in two places of a heritage sandstone wall.

There is community concern that water flows have changed following construction of the new park facilities, with an increased rate of unmanaged run-off, different impacts to surrounding properties and increased erosion leading to the collapse of the heritage wall.

Council needs to assess these impacts and determine suitable mitigation options to ensure stormwater is managed in and around Gardiner Park to reduce negative impacts on residents and heritage assets.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

The requested information is detailed in the flood studies and Flood Management Plans developed by Council to manage Bayside's catchment areas. Additionally, further detail on overland flow and detention was modelled as part of the most recent upgrade to Gardiner Park.

Council has commissioned a peer technical review on the appropriate engineering solution to rectify the dry-stone wall failure. This will be reported to Council once that information is available.

Attachments

Nil

Council Meeting

24/04/2024

Item No	12.7
Subject	Notice of Motion - Cut Military Ties with Israel
Submitted by	Greta Werner, Councillor
File	F15/5

Summary

This Motion was submitted by Councillor Werner.

Motion

- 1 That Bayside Council calls on the Australian Government to stop the two-way trade in weapons and/or weapon components between Australia and Israel.
 - 2 That Bayside Council sends a letter to the Prime Minister, The Hon Anthony Albanese and the Foreign Minister, The Hon Penny Wong to notify them of Council's position.
-

Background

Supporting Statement by Councillors

The Australian Government claims we are not exporting weapons to Israel. However, what we are exporting components of weapon systems that are used by the Israeli Defence Force. For example, Australia exports the mechanism which opens the hatches when bombs are dropped from F-35 fighter jets by the IDF.

According to SBS news, "Rawan Arraf, from the Australian Centre for International Justice, said it was a matter of public record that Australian made parts were on every F-35 fighter jet today, including Israel's F-35 jets, which are being used in Gaza".

"The [Australian] Defence Department was proud of the achievement of these two companies (Ferra Engineering and Rosebank Engineering) and published this information in previous catalogues on Australia's role in the F-35 global supply chain program, which the department decided to quietly remove from its website in November 2023. It didn't go unnoticed by us however."

Furthermore, there are reports that the drone used to strike and kill seven aid workers, including Australian Zomi Frankom, was the Hermes 450 drone manufactured by Elbit. In 2023 Elbit was awarded an Australian defence contract worth \$917 million, with an estimated total of \$1.2 billion in active contracts.

The International Court of Justice last year found it is plausible that Israel's actions against Palestinian amount to genocide. In light of this, the Australian Government should cease all military ties with Israel, including cancelling all Elbit contracts.

Comment by General Manager:

This Notice of Motion is in order and can be dealt with.

Attachments

Nil

13 QUESTIONS WITH NOTICE

14 CONFIDENTIAL REPORTS / MATTERS

Council Meeting

24/04/2024

Item No	14.1
Subject	Confidential - Proposed Purchase of Land Reserved for Acquisition
Report by	Peter Barber, Director City Futures
File	SF24/2334

Confidential

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.

15 CONCLUSION OF THE MEETING