

# Ordinary Council Meeting

Tuesday 22 October 2024

# Seating plan for Council meetings



Public gallery

# Statement of ethical obligations

Obligations	
<b>Oath [Affirmation] of Office by Councillors</b>	I swear [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 Randwick City and the Randwick City 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	
<b>Pecuniary interests</b>	<p>A Councillor who has a <b>pecuniary interest</b> 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.</p> <p>The Councillor must not be present at, or in sight of, the meeting:</p> <ul style="list-style-type: none"><li>a) at any time during which the matter is being considered or discussed, or</li><li>b) at any time during which the council is voting on any question in relation to the matter.</li></ul>
<b>Non-pecuniary conflict of interests</b>	A Councillor who has a <b>non-pecuniary conflict of interest</b> 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.
<b>Significant non-pecuniary interests</b>	A Councillor who has a <b>significant</b> 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.
<b>Non-significant non-pecuniary interests</b>	A Councillor who determines that they have a non-pecuniary conflict of interest in a matter that is <b>not significant</b> 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.



Notice is hereby given that an Ordinary Council meeting of Randwick City Council will be held in the Council Chamber, 1st Floor Randwick Town Hall, 90 Avoca St Randwick on Tuesday, 22 October 2024 at 7:00pm

### **Welcome to Country**

La Perouse Elder Aunty Maxine Ryan to perform a Welcome to Country.

### **Acknowledgement of Country**

*"I would like to acknowledge that we are meeting on the land of the Bidjigal and the Gadigal peoples who occupied the Sydney Coast, being the traditional owners. On behalf of Randwick City Council, I acknowledge and pay my respects to the Elders past and present, and to Aboriginal people in attendance today."*

### **Prayer**

*"Almighty God,*

*We humbly beseech you to bestow your blessings upon this Council and to direct and prosper our deliberations to the advancement of your glory and the true welfare of the people of Randwick and Australia. Amen"*

### **Apologies/Granting of Leave of Absences**

### **Requests to attend meeting by audio-visual link**

### **Confirmation of the Minutes**

Ordinary Council - 27 August 2024

Extraordinary Council - 8 October 2024

### **Declarations of Pecuniary and Non-Pecuniary Interests**

### **Address of Council by Members of the Public**

*Privacy warning;*

*In respect to Privacy & Personal Information Protection Act, members of the public are advised that the proceedings of this meeting will be recorded for the purposes of clause 5.20-5.23 of Council's Code of Meeting Practice.*

*Audio/video recording of meetings prohibited without permission;*

*A person may be expelled from a meeting for using, or having used, an audio/video recorder without the express authority of the Council.*

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Nil

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CO50/24	Audit, Risk & Improvement Committee Minutes - October 2024 <i>This matter is considered to be confidential under Section 10A(2) (f) Of the Local Government Act, as it deals with matters affecting the security of the Council, Councillors, Council staff or Council property.</i>

## **Notice of Rescission Motions**

Nil

## **Petitions**

Ray Brownlee, PSM  
**GENERAL MANAGER**

## Mayoral Minute No. MM46/24

### Subject: Installation of Outdoor Gym at Coral Sea Park

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#### Motion:

That:

- a) Council investigate and bring back a report concerning the installation of an outdoor gym at Coral Sea Park, Maroubra; and
- b) this report considers a budget allocation in the 2025-26 financial year.

#### Background:

Outdoor personal fitness is one of the most popular recreation activities within the City of Randwick, as found by our 2020 *Open Space and Recreation Needs Study*.

There is also a need to ensure that all our residents can participate in exercise, regardless of age, fitness ability, or ability to pay. The provision of outdoor gyms is aligned with Outcome 3 of Randwick Council's *Open Space and Recreation Strategy*: that 'everyone has the opportunity to participate in sport and recreation'. The *Open Space and Recreation Needs Study* also underlines that outdoor gyms are free and accessible for entire communities.

Community feedback is that residents would like an outdoor gym at Coral Sea Park, Maroubra. There is presently a new synthetic field and a children's playground in this park and an outdoor gym would enhance the use of this amenity and help with a focus on health and fitness.

I propose that Council staff investigate the potential installation of an outdoor gym, including a community consultation with key stakeholders, to ensure the appropriate equipment type and location within Coral Sea Park is selected considerate of all community members and local residents.

#### Source of funding:

Following on from the success of previous outdoor gyms in Randwick City and to encourage health and fitness in our community, funding for this project, if approved by Council, would come from the 2025-26 Capital Works Program.

#### Attachment/s:

Nil

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**Submitted by:** The Mayor, Cr Dylan Parker

**File Reference:** F2004/08288

MM46/24

## Mayoral Minute No. MM47/24

**Subject:** Financial Assistance and Donations - August - September 2024

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### Motion:

That Council waive the fees for the waste collection service for 20 bins amounting to \$1493.25 and donate plants to the value of \$500 from Council's Nursery to South Coogee Public School for their "Fiesta 2024" to be held on 16 November 2024.

### Background:

#### South Coogee Public School – Fiesta 2024

South Coogee Public School P & C will be organizing the Fiesta 2024 which is the school's biggest fundraiser to raise funds for educational and extracurricular resources for the school. This Fiesta is a school fair held every two years involving the entire South Coogee Community.

South Coogee Public School is planning to have a plant stall at the Fiesta and has requested a donation of plants from Council's Nursery to assist with fundraising for the school and has also requested for Council to waive the fees for the waste collection service.

### Source of funding:

The financial implications to Council will be \$1993.25 funded from the 2024-25 Contingency Fund.

### Attachment/s:

Nil

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**Submitted by:** The Mayor, Cr Dylan Parker

**File Reference:** F2024/06574

MM47/24

## Mayoral Minute No. MM48/24

### Subject: Successful Transport for NSW Funding Submissions

#### Motion:

That it be noted that **\$11,505,551** of Transport for NSW funding, has been secured to address road safety and traffic concerns at a number of locations within the Randwick City area.

#### Background:

The State Government, through Transport for NSW (TfNSW), provides regular funding, under a number of programs, for road safety and active transport (walking and bike riding) improvements.

And, under Activity A17.4.1 of Council's adopted Operational Plan 2024-25, there is a requirement for Council to *"Identify current crash locations and make submissions to TfNSW for funding of remedial treatments under the black spot, or similar, programs"*. Additionally, under Activity A17.4.2, there is a requirement to *"Implement approved remedial black spot treatments that received TfNSW funding in the previous round of funding."*

I am pleased to advise that Council has been successful in securing more than \$11.5M in funding for four recent TfNSW funding applications.

Note that each of the projects within these proposals will be the subject of appropriate community consultation processes.

#### 1. Bunnerong Road / Little Bay Road, Chifley:

Over five years there had been five crashes at this intersection, resulting in three people being injured and numbers of vehicles being towed away. Given the number of crashes occurring at this intersection and given Activity A17.4.1 of Council's adopted Operational Plan 2024-25, an application was made to TfNSW under the Australian Government Black Spot program for remedial treatments. Recently TfNSW advised that the Council had been successful in securing funding of **\$103,616** for the installation of raised speed cushions on each approach to the roundabout at this intersection. This matter will be reported through the Traffic Committee processes, as the design and consultation stages progress. A condition of the grant is that the project must be completed by 30 June 2026, however it is considered that the project will be delivered much earlier.

#### 2. Maroubra Road / Flower Street, Maroubra:

Over a five-year period there had been three crashes at this intersection, resulting in three people being injured and numbers of vehicles being towed away. Given the number of crashes occurring at the intersection of Maroubra Road and Flower Streets, Maroubra, and given Activity A17.4.1 of Council's adopted Operational Plan 2024-25, an application was made to TfNSW under the Australian Government Black Spot program for remedial treatments. Recently TfNSW advised that the Council had been successful in securing funding of **\$400,000** for the installation of a roundabout at this intersection. Progress regarding this proposed treatment will be reported upon as the Maroubra Road Traffic Corridor project is progressed – noting that the Council has resolved that the Maroubra Road / Cooper Street / Mons Avenue intersection is to be the priority intersection for implementation. The design and consultation stages regarding this proposal will be reported upon through the Traffic Committee processes. Note that a condition of the grant is that the project must be completed by 30 June 2026.

#### 3. Anzac Parade / Franklin Street (south), Chifley / Malabar:

From a road safety perspective, the southern intersection of Anzac Parade and Franklin Street, Chifley / Malabar, has over many years, been one of the Council's poorest performing local street intersections. Over the past five years there have been 26 reported crashes occurring at this location. These 26 crashes resulted in 27 people being injured – with eight of these injuries being reported as serious injuries.

Given the crash history and given Activity A17.4.1 of Council's adopted Operational Plan 2024-25, Council officers submitted a detailed traffic signal design to TfNSW and made application for the funding of traffic signals at this site. Given the complex nature of the intersection, including the two parallel Anzac Parade carriageways, significant funding is required for the installation of traffic signals at this site.

Recently, TfNSW advised that the Council's funding application was successful and TfNSW has granted **\$4,743,650** to Council for implementation of the complex set of traffic signals. A condition of the grant is that the project must be completed by 30 June 2027, however it is considered that the project will be delivered earlier.

**4. Kensington / West Kingsford Local Area Traffic Management Scheme:**

Traffic consultants were engaged in December 2012 and the LATM traffic study was commenced. Shortly after, also in December 2012, the State Government announced a commitment to construct the light rail project. The LATM Study continued through till mid-2013 at which time it was decided that, due to the impacts of light rail construction activities, the Study should be paused. Through 2013 significant community consultation had been undertaken regarding proposed traffic facilities in the Kensington / West Kingsford area.

In late 2023, a transport consultant was engaged to review the previous traffic study and prepare a traffic report on proposed traffic improvements in the Kensington / West Kingsford area. A Council report on this project, including proposed traffic devices, will be reported back to a future Council Meeting.

In parallel with the engagement of transport consultants, application was also recently made to TfNSW, under the "Towards Zero Safer Roads Program", for funding of the likely outcomes of some aspects of the study. Recently, TfNSW advised that the Council's funding application was successful and TfNSW has granted an allocation of **\$6,258,285** to implement the outcomes of the long-awaited study. It should be noted that, following the upcoming Council consideration of the matter, significant community consultation will be undertaken relative to any traffic proposals. And each proposal will be the subject of future reports through the Traffic Committee processes. A condition of the grant is that the project must be completed by 30 June 2027.

**Source of funding:**

Following the submission of successful grant applications, funding to a level of **\$11,505,551** has been secured from Transport for NSW for the road safety and traffic management improvements as detailed within this report.

**Attachment/s:**

Nil

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**Submitted by:** The Mayor, Cr Dylan Parker

**File Reference:** F2004/07155

## Director City Planning Report No. CP43/24

**Subject: Voluntary Planning Agreement - DA/489/2020, 273-275 Anzac Parade, Kingsford**

### Executive Summary


- A draft Voluntary Planning Agreement (VPA) has been prepared by Marsdens Law Group on behalf of Council to provide for, and secure, public benefits in connection with the Development Consent for DA/489/2020 for the land at Nos. 273-275 Anzac Parade Kingsford.
- The draft VPA has been proposed by the Developer as per the provisions under Randwick Local Environment Plan 2012 and the development contributions results in a total contribution of approximately \$4.14m (subject to indexation) comprising of:
  - \$1,135,725 for the community infrastructure contribution to be partially paid as monetary contribution (\$693,890) and partially as works-in-kind (valued at \$441,835) for the construction of footpath directly adjacent to the site including other public realm works & upgrades along Anzac Parade and laneway upgrade along Houston Lane;
  - \$2,523,150 for the affordable housing to be paid as monetary contribution to Council.
  - A 7.12 contribution of \$484,125.
- Relevant issues relating to the timing and adequacy of the VPA have been assessed and addressed in the preparation and review of the VPA.
- A letter of offer from the Developer was considered at the Extra Ordinary Council meeting on 28 February 2022 where Council resolved to accept the terms contained in the letter of offer subject to the Land and Environment Court granting approval to the development and the subsequent endorsement of a VPA.
- The subject DA was approved by the Land and Environment Court on 23 May 2022 subject to deferred commencement conditions relating to the execution of the VPA.
- In accordance with Section 7.5(1) of the Environmental Planning and Assessment Act 1979, the draft VPA was placed on public exhibition for 28 days from 1 to 29 July 2024.
- A total of 5 submissions were received in response to the public exhibition.
- This report advises Council of the outcome of the public exhibition prior to Council entering into the VPA and recommends that Council enter into the deed with the Developer.

### Recommendation

That Council:

- a) agrees to enter into the Voluntary Planning Agreement in relation to 273-275 Anzac Parade Kingsford (DA/489/2020) and in accordance with the details contained in Attachments 1 and 2 to the report and pursuant to Section 7.5 of the Environmental Planning and Assessment Act 1979; and
- b) authorises the General Manager to make minor drafting changes to the draft Voluntary Planning Agreement as required, prior to its execution.

### Attachment/s:

1. [LINK TO VIEW](#) Draft Voluntary Planning Agreement
2.  Explanatory Note for Voluntary Planning Agreement

## Purpose

This report provides the outcome of the public exhibition of the draft Voluntary Planning Agreement (VPA) pursuant to Section 7.5(1) of the Environmental Planning and Assessment Act 1979 (EP&A Act). The approved development relates to the construction of a mixed use development containing commercial premises at ground floor level, 141 boarding rooms on floors above and a single level of basement parking for 18 cars and 30 motorcycles. The development comprises a built form of two towers, the first of which steps from 11 to 16 storey fronting Anzac Parade and the second lower tower of five storey fronting Houston Lane at Nos. 273-275 Anzac Parade, Kingsford (see **Figure 1**).



**Figure 1: View of the approved development from Anzac Parade (Source: Turner)**



## Background

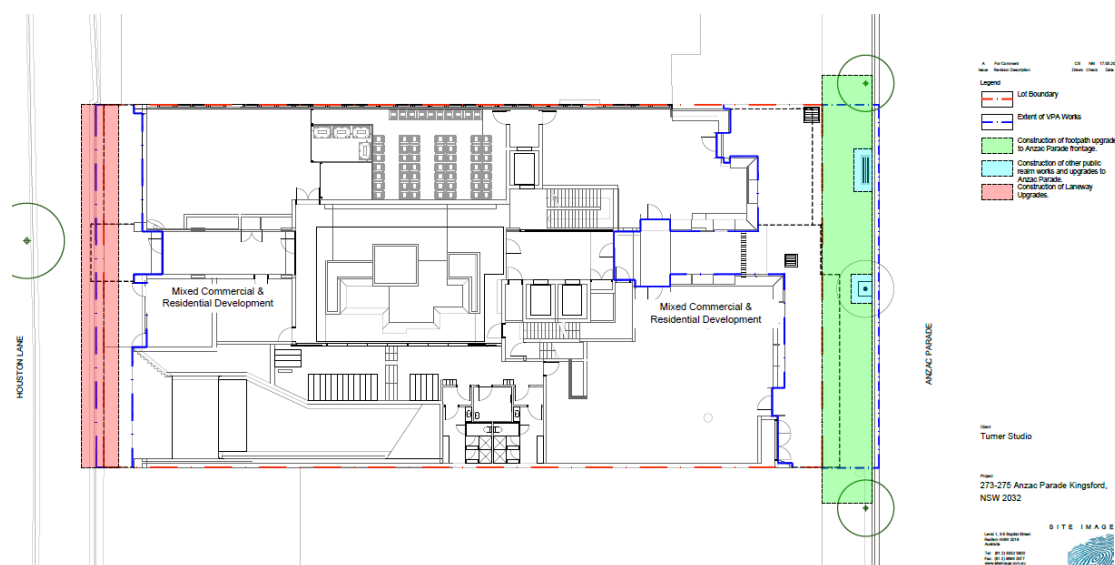
### Community Infrastructure Contributions Plan

Council's Community Infrastructure Plan (CIC) for the Kensington and Kingsford (K2K) town centres provides for infrastructure, public domain and physical facilities that support the growth and function of the town centres and benefit the existing and new population as well as the wider Randwick population. The total value of the infrastructure that would be provided for in the two town centres is approximately \$37 million. It is important to note that the CIC contribution is only applicable to the portion of the development over 6/7 storey as that was the maximum height under the previous standard. The approved development is up to 16 storey and up to 4 storey street wall fronting Anzac Parade.

The K2K strategy and the Randwick Local Environmental Plan was designed to allow additional height and density in the town centres and to capture that additional value through the CIC plan. The additional height and density were distributed across the town centres with the predominant height being 9 storey and up to 17/18 storey on the three key intersections (including the subject site). The CIC plan was a fundamental component of the overall strategy in that it allowed significant public benefits from the additional density.

The mechanism for delivery the Community Infrastructure items listed in the CIC Plan is through a VPA .

The community infrastructure contribution for the subject site is \$1,135,725 (being 2,391sqm of floor space payable at a rate of \$475/sqm), which will be partially paid as works-in-kind for Anzac Parade footpaths, other public realm works and upgrades, and laneway improvements in Houston Lane directly adjacent to the subject site (see **Figure 2**).



**Figure 2: Site plan showing proposed CIC works (Source: Site Image)**

The payment of the CIC monetary contribution (\$693,890) is prior to the issue of the first construction certificate and the CIC works-in-kind (valued at \$441,835) are required to be completed by the issue of any occupation certificate.

### Affordable Housing

The Kensington and Kingsford town centres affordable housing plan aims to ensure that lower income households continue to live and work locally within Randwick LGA, to facilitate a socially diverse and inclusive community; and to support the economic functions of the Randwick Education and Health Strategic Centre. The affordable housing contribution for the approved development is approximately \$2.52 million (being 6,408sqm of residential floor space payable at a rate of \$393.75 per sqm (subject to indexation)) and is to be paid to Council as a monetary contribution.

The payment of the Affordable Housing Contribution is prior to the issue of any occupation certificate.

### Section 7.12 Development Contributions Plan: Kensington and Kingsford Town Centres

This Plan applies to development on land that is subject to a development consent or a complying development certificate within the Kensington and Kingsford town centres. This Plan authorises Council to grant consent to development to which this Plan applies, subject to a condition requiring the applicant to pay a levy based on the proposed cost of carrying out the development (i.e. 2.5% levy for cost of development greater than \$250,000).

The total cost of development (as submitted) is \$19,365,000 and the applicable Section 7.12 contribution levy is \$484,125 (subject to CPI indexation), which is required to be paid to Council prior to the issue of a construction certificate.

## Discussion

### Background

A letter of offer provided by the Developer was reported to the Ordinary Council meeting on 22 February 2022, with the following outcome:

*“MOTION: (Hamilton/Rosenfeld) that Council agrees to the terms contained in the revised letter of offer subject to the;*

- a) Court granting approval to the development; and*
- b) subsequent endorsement of a Voluntary Planning Agreement. **LOST.**”*

A Notice of Motion that seeks the reconsideration of the above motion was considered at the Extraordinary Council meeting on 28 February 2022, at which Council resolved:

*“(Hamilton/Rosenfeld) that Council agrees to the terms contained in the revised letter of offer subject to the:*

- a) Court granting approval to the development; and*
- b) subsequent endorsement of a Voluntary Planning Agreement.”*

On 23 May 2022, the Land and Environment Court granted development consent for the development at Nos. 273-275 Anzac Parade, Kingsford. In particular, the approved development incorporates the following components that would result in positive contribution to the public benefits of the community and the long term vitality of Kingsford town centre:

- Provision of Anzac Parade footpaths, other public realm works and upgrades to Anzac Parade, and laneway improvements directly adjacent to the subject site (refer to Figure 2 above).
- Provision of monetary contribution for affordable housing to Council.

The draft VPA contains the monetary contributions and/or works-in-kind for community infrastructure and affordable housing as required under Randwick Local Environmental Plan 2012.

The community infrastructure contribution is \$1,135,725 (being 2,391sqm of floor space payable at a rate of \$475/sqm), which will be partially paid as works-in-kind for Anzac Parade footpaths, other public realm works and upgrades, and laneway improvements directly adjacent to the subject site.

The Section 7.12 contribution is \$484,125, which will be paid as monetary contribution to Council in full prior to the issue of a construction certificate and approximate \$2.52 million will be paid to Council as monetary contribution for the affordable housing.

The total value of all contributions for the approved development is approximately \$4.14m (subject to indexation).

### Public Exhibition

Section 7.5(1) of the EP&A Act requires that a planning agreement cannot be entered into, and a planning agreement cannot be amended or revoked, unless public notice has been given of the proposed agreement, amendment or revocation, and a copy of the proposed agreement, amendment or revocation has been available for inspection by the public for a period of not less

than 28 days. Any public submission received must be considered before finalisation of the planning agreement.

The draft Voluntary Planning Agreement and the Explanatory Note for the Voluntary Planning Agreement was publicly notified in the Sydney Morning Herald and on Council's website on Your Say Randwick and Randwick eNews for 28 days, from 1 to 29 July 2024. During this time, the website had:

- 730 visits.
- 213 downloads of the VPA.
- 77 downloads of the Explanatory Note for VPA.

As a result of the public exhibition, 5 submissions were received in relation to the draft VPA. A summary of the submissions is provided below:

Issue	Comment
Fully support this VPA as it provides valuable funds towards community infrastructure upgrades and affordable housing.	Noted.
The developer needs to work with the developer of 277-291 Anzac Parade to ensure that the ground floor contains a proper supermarket.	This is not a relevant matter for consideration as part of the subject VPA.
The contributions should be allocated towards safety and security, greenspace and wider footpath.	As part of the VPA, a portion of the community infrastructure contributions will be paid as works-in-kind to improve the local infrastructure such as footpath upgrade along Anzac Parade, public realm works and upgrades to Anzac Parade and improvement to Houston Lane.
Lack of consideration of the access needs for the people with disabilities.	As noted above, part of the community infrastructure contributions will be used to upgrade the Anzac Parade footpath and improvement of Houston Lane.
Lack of consideration of specific environmental contributions	The VPA is limited to the community infrastructure contribution as required under Council's Community Infrastructure Contribution Plan.
The monetary contributions obtained from this VPA be retained as use within the Kensington West Kingsford precinct area only.	As noted above, the contributions will be partially used for the improvement of the local infrastructure directly adjacent to the subject site.

The issues raised in the submissions did not warrant any amendments to the exhibited draft VPA.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Development Assessment
Function	Assessment of Development Applications
Delivery program commitment	Assess and determine Development Applications, Modification Applications and Review Applications under the Environmental Planning and Assessment Act 1979

## Resourcing Strategy implications

The execution of this voluntary planning agreement would result in monetary contributions and/or works-in-kind relating to:

- Community infrastructure contribution to the value of \$1,135,725 to be paid as a monetary contribution (\$693,890) and works-in-kind for Anzac Parade footpaths, other public realm works and upgrades, and laneway improvements (valued at \$441,835).
- A monetary contribution of approximately \$2.52 million for affordable housing. To be paid prior to the issues of any occupation certificate

The development is also subject to a Section 7.12 contribution of \$484,125 to be paid as monetary contribution to Council in full prior to the issue of a construction certificate.

The total value of all contributions for the approved development is approximately \$4.14m (subject to indexation).

## Policy and legislative requirements

The draft Voluntary Planning Agreement has been prepared and publicly notified in accordance with the EP&A Act and meets the principles and procedures of the Local Government Act and Council's Planning Agreement Policy.

## Conclusion

The draft VPA was publicly notified in accordance with Section 7.5(1) of the EP&A Act. As a result of the public exhibition, 5 submissions were received in relation to the draft VPA. The issues raised in the submissions did not warrant any amendments to the exhibited draft VPA.

The draft VPA has been prepared, duly processed and publicly notified in accordance with the EP&A Act and meets the principles and procedures of the Local Government Act and Council's Planning Agreement Policy. On this basis, it is recommended that Council enter into the deed with the Developer.

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**Responsible officer:** Frank Ko, Manager Development Assessment

**File Reference:** DA/489/2020

## Explanatory Note Planning Agreement

### 273-275 Anzac Parade, Kingsford (DA/489/2020)

#### 1 Introduction

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- (1) The purpose of this Explanatory Note is to provide a plain English summary to support the notification of a proposed planning agreement (**Planning Agreement**) under s7.4 of the *Environmental Planning & Assessment Act 1979* (NSW) (**Act**).
- (2) This Explanatory Note has been prepared jointly between the parties as required by clause 205 of the *Environmental Planning & Assessment Regulation 2021* (NSW).
- (3) This Explanatory Note is not to be used to assist in construing the Planning Agreement.

#### 2 Parties to the Planning Agreement

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The parties to the Planning Agreement are as follows:

- (1) Randwick City Council (ABN 77 362 844 121) (**Council**).
- (2) Fusion Development Pty Ltd (ABN 69 097 880 567) (**Developer**).

#### 3 Description of the Subject Land

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The Planning Agreement applies to the Land comprising Lot 1 in DP940263 and Lot 1 in DP129966, known as 273-275 Anzac Parade, Kingsford and associated parts of Anzac Parade and Houston Lane as referred to in the Development Consent (**Land**).

#### 4 Description of the Development

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The Planning Agreement relates to the development generally described in development application DA/489/2020 and approved by the NSW Land and Environment Court under proceedings no. 2021/200198 on 23 May 2022 (**Development Consent**), which comprises of the demolition of existing structures and construction of a part 5, 11 and part 16 storey mixed use development with one tower elements comprising ground and first floor commercial with boarding house above comprising 141 boarding rooms, including a Manager's room, basement car parking, landscaping and associated works (**Development**).

#### 5 Summary of objects, nature and effect of the Planning Agreement

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The **objective** of the Planning Agreement is to provide community infrastructure, amenities and resources to the Randwick LGA community by facilitating the delivery of development contributions consisting of the following (**Contributions**):

- (1) An Affordable Housing Contribution, being a Monetary Contribution to the value of the Contribution Value as set out in Item 1 of **Schedule 1**.
- (2) A Community Infrastructure Contribution (**CIC**) being:
  - (a) a Monetary Contribution to the value of the Contribution Value set out in Item 2 of **Schedule 1**; or

17306619.1

- (b) if works in lieu of the Monetary Contribution in paragraph (a) are being carried out, the Works as set out in Items 3, 4 and 5 of **Schedule 1** (or Monetary Contributions to the value of the Contribution Value set out in **Schedule 1** to the extent that each of those Works are not completed) (**CIC Works**).

The Developer must notify Council of its intention to pay the CIC Monetary Contribution or carry out the CIC Works prior to the issue of a Construction Certificate in connection with the Development (**Relevant CC**).

If it becomes apparent during the design process (with the detailed design to be agreed prior to the issue of the Relevant CC) that the parties cannot agree on the detailed design or the Works cannot be conducted at a reasonable cost by the Developer, then the Developer may elect to provide that CIC Contribution Value as a Monetary Contribution instead.

The **intent** of the Planning Agreement is to facilitate the provision of the Contributions by the Developer.

The Planning Agreement will be registered on the title of the Land.

Council will be able to withhold Occupation Certificates until such time as those Contributions are made.

The Developer will provide Council with the following bank guarantees to ensure completion of the Contributions:

- (1) A bank guarantee for an amount equivalent to one hundred and ten per cent (110%) of the Contribution Value for the CIC Works (**Work Security**).
- (2) A bank guarantee for an amount equivalent to ten per cent (10%) of the Contribution Value for each item of CIC Works prior to the completion of an item of Work to satisfy any defects in the Works during the relevant Defect Liability Period (which will be twelve (12) months commencing from the date the item of Works is completed) (**Defects Security**).

The **nature** of the Planning Agreement is a contractual relationship between the Council and the Developer for providing the Contributions.

The **effect** of the Planning Agreement is that the Developer will provide the Contributions in the manner provided for by the Planning Agreement (as applicable) and as set out in **Schedule 1**.

## 6 Assessment of the merits of the Planning Agreement

### 6.1 The planning purposes served by the Planning Agreement

In accordance with section 7.4(2) of the Act, the Planning Agreement promotes the following public purposes:

- (1) Provision of contributions to accommodate and meet the demands of future developments and to mitigate the potential impacts of the Development on existing infrastructure.
- (2) The provision of monetary contributions to meet the demands for infrastructure in relation to affordable housing, public amenities and public services.
- (3) The monitoring of the planning impacts of development on the Land.

## 6.2 How the Planning Agreement promotes the public interest

In accordance with the objects of the Act, the Planning Agreement promotes the public interest in the following manner:

- (1) By providing certainty for the Developer and Council as to the provision of the Contributions directed towards community infrastructure within the Randwick LGA community.
- (2) By promoting the social and economic welfare of the community and a better environment.
- (3) By promoting the delivery of affordable housing.
- (4) The promotion and co-ordination of the orderly and economic use and development of Land to which the Planning Agreement applies.
- (5) The Planning Agreement will provide an opportunity for involvement and participation by members of the community in development assessment and are invited to make comment on the Planning Agreement.

## 6.3 How the Planning Agreement promotes Council's guiding principles

The Planning Agreement promotes a number of Council's guiding principles under section 8A of the *Local Government Act 1993* (NSW), as follows:

- (1) The exhibition of the Planning Agreement facilitates the involvement of members of the public in the consultation process for the Planning Agreement.
- (2) To plan strategically for the provision of effective and efficient services and regulation to meet the diverse needs of the local community.
- (3) To act fairly, ethically and without bias to the interests of the local community.
- (4) To recognise diverse local community needs and interests.
- (5) To have regard to the long term and cumulative effects of its decisions on future generations.
- (6) Transparent decision-making and active engagement with local communities, through the use of the integrated planning and reporting framework and other measures.
- (7) To engage in long-term strategic planning on behalf of the local community;
- (8) The Planning Agreement makes it clear that Council has a statutory role as consent authority in relation to the development proposal and that the Planning Agreement is not intended to unlawfully influence the exercise of Council's regulatory functions.

## 7 Identification of whether the Planning Agreement conforms with the Council's capital works program

The Planning Agreement conforms with Council's local infrastructure delivery plans in meeting the development objectives for the establishment, ongoing management and development of infrastructure on community land, which are consistent with the community expectations for local infrastructure.

17306619.1

## Schedule 1: Contributions

Item	Contributions	Public Purpose	Timing	Contribution Value
1	Affordable Housing Levy Monetary Contribution	Provision of affordable housing	Prior to the issue of any Occupation Certificate in respect of the Development.	<p>The amount of the contribution is payable in accordance with condition 91 of the Development Consent and must be calculated at the time that it is required to be paid in accordance with clause 6.18 of the <i>Randwick Local Environmental Plan 2012</i> (RLEP) and the <i>Kensington and Kingsford Town Centres - Affordable Housing Plan</i> adopted by the Council on 10 December 2019 and will be calculated using:</p> <p>(1) the relevant indexed Affordable Housing Levy Monetary Contribution Rate pursuant to part 2.8 of the <i>Kensington and Kingsford Town Centres - Affordable Housing Plan</i> (being an amount of \$593.75 per square metre as at the date of this document); and</p> <p>(2) the area of residential floor space determined on the basis of the final design of the Development.</p> <p>The Affordable Housing Levy Monetary Contribution Rate is indexed twice a year, being the first day of January and July, with reference to the most recently published median strata dwelling price in Randwick City Local Government Area.</p> <p>As at the date of this Planning Agreement, the Contribution Value is estimated to be \$2,523,150 (being 6,408 square metres of residential floor space payable at a rate of \$393.75/sqm ). [Note: Final figure to be confirmed prior to execution]</p>
<b>Community Infrastructure Contribution</b>				
2	CIC Monetary Contribution	Improvement of local infrastructure	Prior to the issue of the first Construction Certificate in respect of the Development.	<p>The amount of the contribution will be calculated at the time that it is required to be paid in accordance with clause 6.17 of the <i>Randwick Local Environmental Plan 2012</i> (RLEP), the <i>Kensington and Kingsford Town Centres – Community Infrastructure Contributions Plan</i> adopted by the Council on 10 December 2019 and will be calculated (which includes for the sake of clarity any indexation required under clause 5.4 of this document) using:</p> <p>(1) the relevant Community Infrastructure Contribution Rate (being an amount of \$475.00 per square metre as at the date of this document); and</p>

17306619.1



				<p>(2) the area of additional residential floor space within the Development above the maximum building height plane allowable under clause 4.3 of the RLEP determined on the basis of the final design of the Development.</p> <p>In accordance with this document, the CIC Monetary Contribution will be reduced by the value of any CIC Works which are carried out.</p> <p>As at the date of this Planning Agreement, the Contribution Value for the Community Infrastructure Contribution is estimated to be \$1,135,725 (being 2,391 square metres of floor space payable at a rate of \$475/sqm). [Note: Final figure to be confirmed prior to execution]</p>
3	CIC Works in Lieu - Construction of footpath upgrade to Anzac Parade frontage.	Improvement of local infrastructure	Prior to the issue of any Occupation Certificate in respect of the Development.	\$238,191.00
4	CIC Works in Lieu - Construction of other public realm works and upgrades to Anzac Parade frontage	Improvement of local infrastructure	Prior to the issue of any Occupation Certificate in respect of the Development.	\$12,075.00
5	CIC Works in Lieu - Construction of other laneway upgrades	Improvement of local infrastructure	Prior to the issue of any Occupation Certificate in respect of the Development.	\$191,569.00

## Director City Planning Report No. CP44/24

**Subject:** Interim Heritage Order for 1 Maud Street, Randwick

### Executive Summary

- Development Application (DA/632/2024) was received on 15 July 2024 for the demolition of the existing structures on the site which comprises 129 – 129a Barker Street as well as 1 Maud Street, Randwick to enable the construction of a 6-storey co-living housing development consisting of 84 rooms with one basement level for parking, storage and services. This application is also subject to an appeal in the Land and Environment Court by the applicant on 5 September 2024.
- Following public exhibition of the DA, a considerable number of submissions, including a petition with 36 signatures, was received by Council raising objections to the proposed demolition of the dwelling house at 1 Maud Street on the grounds that the existing building, potentially, is heritage significant. The petition was accompanied by an assessment undertaken by an architect supporting the heritage significance of the property.
- In response to the issues raised in the submissions and as part of the development assessment, Council engaged a heritage consultant, Phillips Marler, to undertake investigations of the subject property which found that the property meets relevant heritage significance criteria under the Heritage NSW Guidelines for Assessing Heritage Significance.
- On 1 October 2024, an IHO was placed on the property. The IHO prevents any potential immediate harm to the property while further analysis is undertaken to establish whether a permanent heritage listing is warranted. This IHO is subject to a separate appeal in the Land and Environment Court, by the owner.
- This report details the heritage significance findings in relation to the existing property at 1 Maud Street, Randwick, and the recommendation to prepare a planning proposal to list the subject property within Schedule 5 of the Randwick Local Environmental Plan 2912.
- It is recommended that Council endorse the preparation of a planning proposal to list 1 Maud St as a heritage item in the Randwick LEP 2012 and to refer the planning proposal to the Randwick Local Planning Panel as required by a Ministerial Direction.

### Recommendation

That Council:

- a) note the Interim Heritage Order placed on the property at No 1 Maud Street, Randwick; and
- b) endorse the preparation of a planning proposal to list the property at No 1 Maud Street, Randwick, as a heritage item on Schedule 5 of the Randwick Local Environmental Plan 2012;
- c) seek advice from the Randwick Local Planning Panel (RLPP) as required by a Ministerial Direction.

### Attachment/s:

1.  Heritage Investigation and Assessment for 1 Maud Street by Phillips Marler

## Purpose

The purpose of this report is to detail the heritage significance findings in relation to the existing property at No 1 Maud Street, Randwick, and the recommendation to make an interim heritage order on the subject property.

## Background

Development Application (DA/632/2024) was received on 15 July 2024 for the demolition of the existing structures on the site which comprises 129 – 129a Barker Street as well as 1 Maud Street, Randwick to enable the construction of 6-storey co-living housing development consisting of 84 rooms with one basement level for parking, storage and services. This application is also subject to an appeal in the Land and Environment Court by the applicant on 5 September 2024.

The DA was placed on public exhibition between 1 August and 15 August 2024. A considerable number of submissions, including a petition with 36 signatures, was received by Council raising objections to the proposed demolition of the dwelling house at 1 Maud Street on the grounds that the existing building, potentially, is heritage significant. The petition was accompanied by an assessment undertaken by an architect supporting the heritage significance of the property.

In response to the issues raised in the submissions and as part of the development assessment, Council engaged a heritage consultant, Phillips Marler, to undertake investigations of the subject property. An assessment was provided to Council dated 30 September 2024, which found that the property meets relevant heritage significance criteria under the Heritage NSW Guidelines for Assessing Heritage Significance. Accordingly, Council, under delegated authority, placed an IHO on the building and site at 1 Maud Street, Randwick (Lot 4, Sec 2, DP 1221; Lot 5, Sec 2, DP 1221 and Lot 6, Sec 2, DP 1221). The IHO prevents any potential immediate harm to the property while further analysis is undertaken to establish whether a permanent heritage listing is warranted.

Photos of the subject property as shown below:



Front façade at door entry of 1 Maud Street, Coogee (Source: Domain)





Rear garden of 1 Maud Street (Source: Domain)



Views of sitting room (left) and dining room (right) of 1 Maud Street (Source: Domain)



Aerial view of 1 Maud Street (Source: Domain)



The IHO became effective from Tuesday 1 October 2024 following the notification of the IHO in the Government Gazette (Government Gazette No. 386 – Planning and Heritage) and is consistent with the provisions of the Heritage Act 1977 and the Heritage Guidelines. The IHO will be in place for a period of six months. The interim heritage order is now online and can be viewed at the following link: [https://gazette.nsw.gov.au/gazette/2024/10/2024-10\\_386-gazette.pdf](https://gazette.nsw.gov.au/gazette/2024/10/2024-10_386-gazette.pdf)

### Interim Heritage Order No. 9

This section of the report provides an outline of the grounds for making the interim Heritage Order.

The relevant Ministerial Order for making Interim Heritage Orders requires that a council must not make an Interim Heritage Order (IHO) unless:

- (a) an environmental planning instrument containing a schedule of heritage items derived from a heritage study and provisions for the management of those items is in force in the Local Government Area.

**Comment:** The Randwick LEP 2012 meets this criterion.

- (b) Council has considered a preliminary heritage assessment of the item prepared by a person with appropriate heritage knowledge, skills and experience employed or retained by the council and considers that the item is or is likely to be found on further inquiry and investigation, to be of local heritage significance.

**Comment:** Phillips Marler Consultants have suitable heritage knowledge, skills and experience and their report identifies that 1 Maud Street, meets criteria B (historical association) and C (aesthetic achievement) when assessing significance in accordance with “Assessing Heritage Significance”, prepared by the NSW Heritage Office.

In regard to Criterion B, Phillips Marler advises that:

*“The threshold criteria of influence of association or having done something extraordinary for the area has been tested given the association with the land ownership of Simeon Pearce (first Mayor of Randwick). Pearce’s association with the Asylum of Destitute Children which occupied land close Maud Street ... (and) ... the fact that the house and garden remain on the original lots that were subdivided in 1916 and 1917 allows a link back to the Pearce estate.”*

In regard to Criterion C, Phillips Marler advises that:

*“The house is a good example of a Federation Bungalow, with many of its original features both external and internal remaining. The house is not dilapidated and its east facing front elevation contributes to the streetscape. The rear additions have minor visibility to the street and have been designed to blend with the original architecture. The additions are not a fine example of alterations and additions to a historic building but are discreet and fit for purpose. Overall, the house is well maintained and of robust appearance...The extent of the garden around the house occupies the remaining areas of the original 1916-1917 subdivision. It is therefore considered that the house and large trees do meet the threshold criteria for Criterion C, as a good representative example of Federation architecture and extant detailing surrounded by a garden with a number of large high retention value trees.”*

- (c) the item is being or is likely to be harmed.

**Comment:** A development application for demolition of the potential heritage item is currently under assessment therefore there is sufficient evidence that the house and property could be damaged.

- (d) the IHO is confined to the item determined as being under threat.

**Comment** The proposed IHO will be confined to No 1 Maud Street as being the property under threat.

Accordingly, there are adequate grounds for the making of an interim heritage order and to protect the property at No 1 Maud Street, from likely harm. It should be noted that the interim heritage order will be in place for a period of 6 months. During this period, the significance of the subject property can be fully considered, and it is recommended that Council prepare a planning proposal to enable the heritage listing of the property in Schedule 5 of Randwick LEP.

On 2 October 2024 a separate appeal was lodged against the IHO in the Land and Environment Court by the owner.

### Preparation of a Planning Proposal

The process of making a permanent listing in Randwick Local Environmental Plan Schedule 5 is via the preparation of a planning proposal prepared in accordance with the Environmental Planning and Assessment Act, 1979.

A planning proposal is the first step to commence changes to the planning provisions relating to land as contained in a statutory instrument (in this instance, the Randwick Local Environmental Plan 2012). It is a formal application that sets out the objectives, intended outcomes, and justification for the proposed changes, and also details the community consultation to be undertaken.

Should Council endorse the preparation of a draft planning to heritage list this site, the next step is to seek advice from the Randwick Local Planning Panel (RLPP) as required by a Ministerial Direction. Following this advice, a further report will be prepared for Council's consideration to seek a Gateway Determination from the Department of Planning, Housing and Infrastructure to enable the Planning Proposal to be publicly exhibited.

The 'Gateway Determination' is essentially a checkpoint for planning proposals, and enables those proposals that are not well founded, or not in the public interest to be stopped early in the process before significant resources are committed in carrying out technical studies or investigations.

The Minister's 'Gateway Determination' will stipulate whether the subject draft Planning Proposal should proceed, whether it needs to be resubmitted, the timeframe for its completion (usually nine months from the date of the Determination), the community consultation requirements and State/Commonwealth agency requirements and whether a public hearing is needed.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Housing
Outcome	A city with excellent built form that recognises local character
Objective	100% of development applications approved from 2025 onwards are consistent with the desired future character of the local area and consider design excellence
Delivery program commitment	Undertake a heritage review of Randwick City to identify additional heritage items and HCAs including boundary adjustments where necessary, by 2023.

### Resourcing Strategy implications

Costs associated with the preparation of heritage advice by Phillips Marler Consultants is in accordance with the existing Strategic Planning Budget allocation for 2024-25. The planning proposal will be prepared by Council staff.

## Policy and legislative requirements

The making of the Interim Heritage Order is in accordance with relevant legislation, statutes, and planning instruments as follows:

- Heritage Act 1977 (as amended)
- Environmental Planning and Assessment Act 1979 (as amended).

Additionally, the Heritage Conservation section 5.10 of the Randwick Local Environment Plan 2012, State and National registers have been considered by the consultant in the assessment of the subject property.

Section 25 of the Heritage Act authorises a Council to make an Interim Heritage Order for a building or place that Council considers may be found to be of local heritage significance and is being or is likely to be harmed. The property warrants interim preservation in line with the assessment and recommendations of the heritage study prepared by Phillips Marler, dated 30 September 2024, and based on the likely harm to the property having regard to the current DA proposing demolition on the subject site.

## Conclusion

The making of an interim heritage order in relation to No 1 Maud Street accords with the relevant statutory requirements for making IHOs. There are adequate grounds for the making of an interim heritage order to protect the property from likely harm. The protection that an interim heritage order provides can be further considered as part of a future planning proposal to amend the Randwick LEP to list the subject property in Schedule 5 of the LEP.

Should Council resolve to proceed with a draft planning proposal, advice will be sought from the RLPP as required by a Ministerial Direction. A further report will be provided to Council in relation to the preparation of a planning proposal incorporating the RLPP advice to list the subject property in Schedule 5 of the Randwick LEP 2012.

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**Responsible officer:** David Ongkili, Coordinator Strategic Planning

**File Reference:** F2016/00475

phillipsmarler



Heritage Investigation and Assessment  
for  
1 Maud Street, Randwick  
for



September 30th 2024

Contact:  
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CP44/24

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## Brief and Background

Randwick City Council has engaged Phillips Marler to review the potential heritage significance for 1 Maud Street, Randwick which will potentially be demolished as part of development application DA/623/2024. Local residents object to the development and a State Heritage nomination form has been prepared by Silvana de la Croix, Architect which Council has received.

Council is seeking an independent assessment for 1 Maud Street with a view to heritage listing the property and conserving from demolition.



**Figure 01**

Aerial view of 1 Maud Street (2022).

**Source:** Property Profile. 1 Maud Street, Randwick NSW 2031. Domain.

<https://www.domain.com.au/property-profile/1-maud-street-randwick-nsw-2031>

## Use of Imagery

Due to the time constraints of this report, and the fact that the house was recently listed for sale, we have relied upon sales information and photography of the interior and for the exterior, and streetscape imagery from the Google and Nearmap.



**Figure 02**

View of 1 Maud Street as seen from the street front (2019).

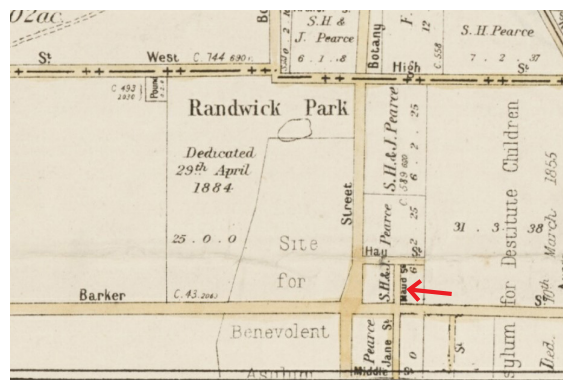
**Source:** Google Streetview (2019).

## Historical Timeline - 1 Maud Street Randwick

**1858:** The Randwick Asylum for Destitute Children is opened. Simeon Henry Pearce (1821-1886) served as a founding director. (Source: Blenheim House Randwick CMP, GML 2024).

**1892-1917:** After the death of Simeon Pearce in 1886, 'the heirs to his estate began the subdivision of his estate as a whole into suburban lots'. These 'subdivisions occurred in 1892, 1898, 1901, 1909, 1913 and 1917' (Source: Blenheim House Randwick CMP, GML 2024).

**1894:** Maud Street (marked with the red arrow) included within a subdivision plan that clearly shows the extensive land ownership of S.H. & J. Pearce within this area of Randwick.

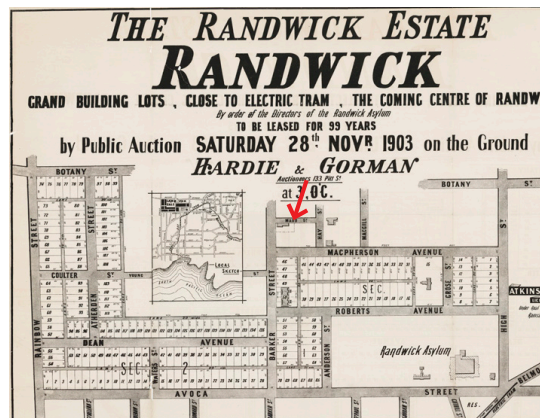


**Figure 03**

Maud Street (Red Arrow) as seen on the 1894 subdivision plan. Land designated for the Asylum for Destitute Children can be seen east of Maud Street

**Source:** Randwick subdivision plans. State Library New South Wales Collections. <https://collection.sl.nsw.gov.au/record/74Vvd0K4VyQX/Vg2ZwRLlq7G6Z>

**1903:** Maud Street is seen on another sales plan of nearby allotments.



**Figure 04**

Maud Street (Red Arrow) as seen on the 1903 subdivision plan.

**Source:** Randwick subdivision plans. State Library New South Wales Collections. <https://collection.sl.nsw.gov.au/record/74Vvd0K4VyQX/g3MoDJ762M7BJ>

**1917 or prior:** Lots on Maud Street and surrounds are subdivided and auctioned off on at least two separate dates (21st of March and 21st of October, year not stated).



Figure 05

Plans showing lots on Maud Street and surrounds to be auctioned off.

**Source:** Randwick subdivision plans. State Library New South Wales Collections.

<https://collection.sl.nsw.gov.au/record/74Vvd0K4VyQX/EzI0xpRwE88kV>

**1917:** Earliest listing of Maude St recorded in the Sydney Sands Directory. The street location is listed between Barker and Magill Streets. No residents are listed on the street.

**1918-1920:** William H. Townsend is the only resident listed in the Sands Directory on Maud Street, the address is noted as "Wilton"

**1921:** No residents are listed in the Sands Directory on Maud Street.

**1922-1932:** Miles J. Hynes is the only resident listed in the Sands Directory on Maud Street. The street location is now listed as being between Barker and Hay Streets. Hynes is listed as a Horse Trainer from 1924 onwards.

<p>South side Dunmore road—Robey street. Fay John, "Gordonville" Broad road. Baldwin Alfred, "Emohruo" Long Day road.</p> <p><b>Maud Street</b> Barker to Magill street Mears Avenue Avoca street to Ada street</p> <p>North side 2 Greiner Mrs. Elizabeth 4 Lynch Miss Madeline, milliner 6 Condon Miss Julia 8 Price Miss G. 12 Scurrah Mrs. David T. 14 Spencer Mrs. H. 16 Dresher Mrs. G. A. 18 Royan Mrs. E. 20 Leeka Basil, "Tilverton" 22 Williams Albert 24 Brittain Edgar C. W. Ada street</p>	<p>South side Dunmore road—Robey street. Fay John, "Gordonville" Broad road. Baldwin Alfred, "Emohruo" St. John's Church (C. of E.) Long Day road.</p> <p><b>Maud Street</b> Barker to Magill street Townsend William H., "Wilton" Mears Avenue Avoca street to Ada street</p> <p>North side 2 Greiner Mrs. Elizabeth 4 Lynch Miss Madeline, milliner 6 Condon Miss Julia 8 Price Miss G. 10 Marks Mrs. Agnes 12 Scurrah Mrs. David T. 14 O'Neill Mrs. E. 16 Dresher Mrs. G. A. 18 Royan Mrs. E. 20 Dresher Mrs. G. A. 22 Williams Albert 24 Brittain Edgar C. W. Ada street</p>	<p>South side Government Farm Dunmore road—Robey street. Fay John, "Gordonville" Anzac parade Curran —, tobacconist Smith Fred &amp; Son, store Baldwin Alfred, "Emohruo" Eastway Ernest, "Wyoming" Flower street Mosley Bert A., "Elmathan" Colley Wm. M., "Hawatha" St. John's Church (C. of E.) French street Long Day road.</p> <p><b>Maud Street</b> Barker to Magill street Mears Avenue Avoca street to Ada street</p> <p>North side 2 Greiner Mrs. Elizabeth 4 Lynch Miss Madeline, milliner 6 Condon Miss Julia</p>	<p>South side Government Farm Dunmore road—Robey street Pearce Ernest Farrell Henry L. Fay John Anzac parade Curran Volcan Baldwin Alfred Eastway Ernest Flower street Mosley Bert A. Colley Wm. M. St. John's Church (C. of E.) French street Long Day road</p> <p><b>Maud Street</b> Barker to Hay street Hynes Miles J. Mears Avenue</p>	<p>Fay John, "Gordonville" Anzac parade Hurley W. P., stockkeeper Curran John C., produce mercant Wright A., stationer Curran V., tobacconist Baldwin A., "Emohruo" Eastway E., "Wyoming" Flower street Mason Paul, confectioner Gibson Lewis Herbert A., estate agent Benderman Norman G. Hicks G. E., boot maker Curran A. E., "Hawatha" Colley Wm. M., J.P., "Hawatha" St. John's Church (C. of E.) French street Long Day road <b>Maud Street</b> Barker to Hay street Hynes M., horse trainer Mears Avenue Avoca street to Ada street</p>
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Figure 06

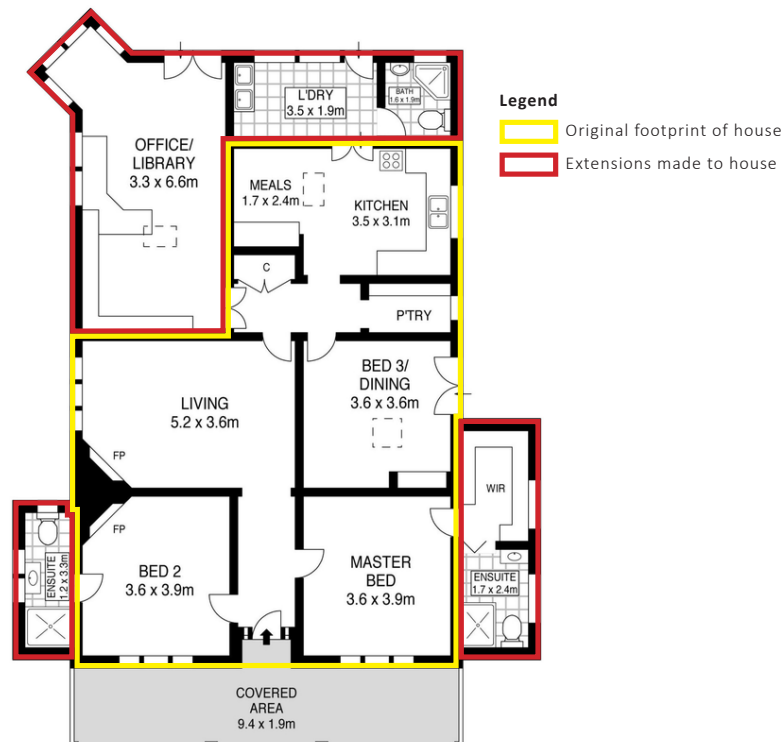
Experts from the Sands Directories of 1917, 1918, 1921, 1922 & 1924 showing Maud Street, Randwick.

**Source:** Sands Postal Directory. City of Sydney Archives. <https://archives.cityofsydney.nsw.gov.au/nodes/view/495003>

## Physical Fabric

### Exterior

According to real estate information the property is 4529sqm with the house itself only 145sqm. Additions and alterations to the house have been carried out to the rear but the main house appears intact with a small extension to the north (Figure 7).



**Figure 07**

Plan of the house at 1 Maud St, Randwick showing the assumed original footprint and subsequent extensions made.

**Source:** Property Profile. 1 Maud Street, Randwick NSW 2031. Domain.

<https://www.domain.com.au/property-profile/1-maud-street-randwick-nsw-2031>

The style of the architecture is strongly characteristic of the Federation Bungalow Period of 1890 - 1915 (Apperley et al, 1989 pg, 144). The house has a simple roof plane, prominent gable, face brick work bagged and rendered. The verandah has sparingly decorated timber posts which demonstrate the Federation style characteristics.

The house has federation style detailing including the 'Rams Horn Finial' on the gable end and simple cresting details on the ridge line and chimney pot with a hood (Evans, 1995, page 47) which further place the building within the Federation era (Figure 8).

The verandah floor has extensive tessellated tiles but the authenticity of these would need to be further researched.





**Figure 08**  
Comparison of roof features at 1 Maud Street Randwick (top) with typical accessories seen on Federation Style houses (bottom)  
**Sources:** Google Street View, 2019; Evans, The Federation House, 1995

### Interior

The interior of the house has not been physically inspected but from the available images, the interior seems to be intact with no signs of dilapidation. The sitting room and dining rooms have original windows with intact pressed metal ceilings and corner fireplaces (Figure 9). The rooms have architectural merit and have been maintained and embellished to fit with the character of the house.

The modern extensions to the house are mostly in the rear sections to provide extended living and modern amenity. The additions are single storey and do not dominate the original areas of the house which are well maintained and authentic in their presentation.



**Figure 9**  
Views of the sitting room (left) and dining room (right) inside 1 Maud St, Randwick.  
**Source:** Property Profile. 1 Maud Street, Randwick NSW 2031. Domain.  
<https://www.domain.com.au/property-profile/1-maud-street-randwick-nsw-2031>

### Garden and Space

There is an extensive garden both to the back and sides of the house. The garden is brick paved and there are several large trees and extensive garden beds. The garden has obviously been changed over time as far as ground plane is concerned (Figure 10).



**Figure 9**

View of the rear garden at 1 Maud St, Randwick showing the mature *Agonis flexuosa* (right) and *Cinnamomum camphora* (left).

**Source:** Property Profile. 1 Maud Street, Randwick NSW 2031. Domain.

<https://www.domain.com.au/property-profile/1-maud-street-randwick-nsw-2031>

Councils Register of Significant Trees has no record of the trees within the property or streetscape of 1 Maud Street. However, the Arboricultural Impact Assessment prepared by Abnoba Arbor (June 2023) reports several large trees on site considered to be of high retention value. Three of these are within the 1 Maud Street site.

Camphor laurel - *Cinnamomum camphora*; this is a large tree and ranked high retention value. Despite various aspects including deadwood and poor pruning, the large canopy has an influence on the cover of the site. This tree at 14m radius is contributing to the streetscape and is intended to be removed due to the extensive basement car parking.

*Schinus areira* - Peppercorn Tree; this tree is high retention value and is considered to have up to 40 years life remaining and is contributing to the garden and the streetscape. Although an exotic tree in Australia, it has longevity and attraction in its weeping habit and bark form which widely appreciated in gardens and parks.

*Agonis flexuosa* is also considered to be high retention value despite being potentially removed due to the extensive canopy encroachment by the proposed new development.

## Assessment of Heritage Significance

The current addition of Assessing Heritage Significance describes local heritage significance as follows:-

*Local heritage significance in relation to a place, building, work, relic, movable object or precinct, meaning significance to an area in relation to the historical, scientific, cultural, social archaeological, architectural, natural or aesthetic values of the item.*

The following table describes all the criteria for heritage significance and indicates each criterion and whether 1 Maud Street meets either state or local thresholds for heritage listing.

Criteria	State Significance threshold yes/no/partial	Local Significance Threshold yes/no/partial
A - Historic Significance	no	no
<b>B - Historical Association</b>	<b>no</b>	<b>partial</b>
<b>C - Aesthetic/Creative/ Technical Achievement</b>	<b>no</b>	<b>yes</b>
D Social Cultural Spiritual	no	no
E Research Potential	no	no
F. Rare	no	no
G Representative	no	no

Those highlighted in bold above are assessed as follows:-

### Criterion B - Historical Association

*The significance of a place or object that has a strong or special association with a particular individual, community or cultural group for social, cultural or spiritual reasons may be identified through the application of one or more threshold indicators, including the importance or distinctiveness of the person, group or organisation in an area's history, the degree or extent of the association, the length of association, the influence of the association, or some other quality of the place. The association is not just about prominent people. It could be association with an individual who has done something extraordinary for an area. Given the extent of our research and the physical evidence of the house and comparative analysis, we have established a historical timeline.*

Our historic research has been confined to online information but an 1894 subdivision plan shows SH and J Pearce as owners of the land. Simeon Pearce was the first director of the Asylum for Destitute Children, which was located close to Maud Street on the east, a position he commenced in 1858. Simeon Pearce is notable in Randwick as the first Mayor and founder of Blenheim House in 1848. There is little in the record about James Pearce although he was born in England in 1825, arrived in Australia two years after his brother in 1850 and died in 1876. With several decades passing until the land was subdivided there is insufficient evidence to suggest that a member of the Pearce family built or lived in the house.



The subdivision records from 1916 to 1917 show that the property was subdivided and sold and that a house was occupied on the site from 1918. The occupation history notes no occupancy in 1921 which could mean the house was occupied by renters for a long period but further research would be needed to substantiate this more fully.

#### **Assessment criteria**

The threshold criteria of influence of association or having done something extraordinary for the area has been tested given the association with the land ownership of Simeon Pearce. Pearce's association with the Asylum of Destitute Children which occupied land close Maud Street is also interesting. However the subdivision and building of 1 Maud Street are more than four decades later. The occupiers of the house from 1918 to 1932 are not prominent or influential in the region and have not been identified in the historical record. However, the fact that the house and garden remain on the original lots that were subdivided in 1916 and 1917 allows a link back to the Pearce estate which is historically notable but only partially meets the threshold criteria for Criterion B.

#### **Criterion C - Aesthetic/Creative/Technical Achievement**

*Place or object is important because of its aesthetic significance if that place or object exhibits sensual qualities that can be judged to be of significance against various ideals including beauty, picturesqueness, evocativeness, expressiveness, landmark presence, streetscape contribution, symbolism or some other quality of nature or human endeavour.*

*Alternatively, a place is important in demonstrating a high degree of creative or technical achievement at a particular period if that place illustrates artistic or technical excellence, innovation, accomplishment, extension or creative adaptation in a variety of fields of human endeavour including but not exclusive to art, engineering, architecture, industrial or scientific design, landscape design, construction, manufacture, and craftsmanship or some other technical field.*

The house is a good example of a Federation Bungalow, with many of its original features both external and internal remaining. The house is not dilapidated and its east facing front elevation contributes to the streetscape. The rear additions have minor visibility to the street and have been designed to blend with the original architecture. The additions are not a fine example of alterations and additions to a historic building but are discreet and fit for purpose. Overall, the house is well maintained and of robust appearance.

The extent of the garden around the house occupies the remaining areas of the original 1916-1917 subdivision. Whilst it is accepted that there are no trees listed on Council's Significant Tree Register, the large trees on the site afford an effective tree canopy and contribute to the greening of the area. The trees have reasonable form and enhance the setting of the house.

#### **Assessment Criteria**

It is therefore considered that the house and large trees do meet the threshold criteria for Criterion C, as a good representative example of Federation architecture and extant detailing surrounded by a garden with a number of large high retention value trees.

**Conservation Area**

Maud Street is not part of a conservation area. Therefore the house and property has no overarching heritage protection at this time.

**Statement of Significance**

1 Maud Street is a representative example of a Federation bungalow with original details and occupies its original lots dating back to 2017 in Maud Street with original frontage. The land is on which the house is located was once owned by notable Randwick residents Simeon Pearce and his brother James but was subdivided by their heirs and sold in or around 1917. The condition of the fabric of both the exterior and interior is good and well maintained and modern additions are mostly at the rear of the property. There are three large mature trees in the garden that are noted as having high retention and provide extensive tree canopy and shade and contribute to the setting of the house. The house and garden together contribute to the streetscape and are aesthetically significant.

**Comparative Analysis**

We have reviewed comparable single storey Federation cottages or bungalows within the Randwick suburb that are listed as local heritage items on the LEP as follows:

**17 and 19 Clara Streets** - these semi-detached Federation cottages exhibit similar detailing to 1 Maud Street including gables, timber verandah posts and original windows and doors. The roof is tiled and not the early finish of slate.



**Figure 10**

View from the street of 17 (left) and 19 (right) Clara Street.

**Source:** Property Profile. 19 Clara Street, Randwick NSW 2031. Domain.

<https://www.domain.com.au/property-profile/19-clara-street-randwick-nsw-2031>

**63-71 Gilderthorpe Avenue** - are three pairs of semi detached houses which exhibit similar details to 1 Maud Street – the condition of the fabric is similar although the original face brick has not been bagged or rendered.



**Figure 11**  
View from the street of 63-71 Gilderthorpe Avenue.  
**Source:** Google Streetview, 2019.

**26 Cook Street** - this house is a fine example of a single storey Federation House. Its prominence in the streetscape and garden setting are notable. 1 Maud Street has some similar details



**Figure 12**  
View from the street of 26 Cook Street.  
**Source:** Property Profile. 26 Cook Street, Randwick NSW 2031. Domain.  
<https://www.domain.com.au/property-profile/26-cook-street-randwick-nsw-2031>

## Conclusion

The local listings have been selected for their greatest similarity to 1 Maud Street. There are particular exterior qualities which are similar including roof line and materiality, timber posts and original windows which contribute to the streetscape. 1 Maud Street has lost some presence on the street due to bagged and painted exterior walls and height of boundary fence but both these features could be restored to enhance aesthetic significance and contribution to streetscape.

## Recommendations

The statement of significance and comparative analysis of comparable houses in the Randwick suburb demonstrate that there is merit in listing 1 Maud Street as a local heritage item on the Randwick Local Environmental Plan 2012. The house should be reconsidered for demolition given its notable values and contributions.

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## Director City Planning Report No. CP45/24

**Subject: 199 Coogee Bay Road, Coogee - Heritage Assessment**

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### Executive Summary

- This report details the findings of an assessment of the heritage significance of the property at No 199 Coogee Bay Road, Coogee, known as the (former) Commonwealth Bank building and makes a recommendation to list the property as a heritage item in the Randwick Local Environmental Plan 2012.
- The heritage assessment was undertaken in response to a Council resolution (NM 45/24 - Olive/Wilson) dated 28 May 2024.
- In line with Council's resolution, the DA was referred to heritage consultants, City Plan Heritage (CPH), for an assessment of the heritage significance of the property.
- On 25 February 2022, CPH provided Council with an assessment of the heritage significance of the sandstone façade belonging to the building at 199 Coogee Bay Road, Coogee
- This property is currently being used as a gym and is not under threat of demolition. Therefore, it is recommended that Council endorse inclusion of the subject site in a future planning proposal as a draft heritage item in Schedule 5 of the Randwick Local Environmental Plan 2012.

### Recommendation

That Council:

- a) note the heritage assessment prepared by City Plan Heritage for 199 Coogee Bay Road, Coogee; and
- b) endorse the property at 199 Coogee Bay Road, Coogee, be included in a future planning proposal as a draft heritage item in Schedule 5 of the Randwick Local Environmental Plan 2012 prepared in accordance with the Environmental Planning and Assessment Act 1979.

### Attachment/s:

1. [LINK TO VIEW](#) Heritage Assessment of 199 Coogee Bay Road, Coogee



## Purpose

This report details the heritage significance findings in relation to the existing property at No 199 Coogee Bay Road, Coogee, and the recommendation to list the property in Schedule 5 of the Randwick LEP as part of a future heritage planning proposal.

## Background:

Over the past year, a number of local residents have raised concerns about the future of the existing sandstone cladding on the street facades of the building at No. 199 Coogee Bay Road, Coogee, also known as the Commonwealth Bank Building. The wall consists of individual sandstone panels that cover parts of the building, especially along its Coogee Bay Road frontage and to a lesser extent on the Brook Street frontage. In particular, the Coogee Bay Road frontage contains etched designs or patterns on the surface of the sandstone panels depicting sea motifs.

With the closure of the bank branch and the subsequent change of use to a gym, local residents in the area conveyed to Council their view that the heritage value of the building be investigated so as to ascertain whether the property warrants future protection. In particular, the significance of the sandstone walls and the contribution of the building it is attached to in the streetscape and local character should be investigated and provided to Council.

At the Ordinary Council Meeting on 28 May 2024, Council resolved as follows:

*“(Olive/Wilson) that Council investigates protection of the existing sculptured sandstone facade belonging to the building at 199 Coogee Bay Road, Coogee, known as the (former) “Commonwealth Bank Building”, and prepare a report to Council advising of the outcome.”*

In line with Council's resolution, the matter was referred to heritage consultants, City Plan Heritage, for an assessment of the heritage significance of the property.

On 25 February 2022, City Plan Heritage (CPH) provided Council with an assessment of the heritage significance of the sandstone façade to the former Commonwealth Bank building at 199 Coogee Bay Road, Coogee. CPH's assessment essentially finds that:

*“Having inspected the subject building, (former) Commonwealth Bank building, located at 199 Coogee Bay Road, Coogee NSW 2034, CPH concludes that the building meets the threshold for listing as a heritage item at the local level (under Part 1 of Schedule 5 of the Randwick LEP 2012) under six out of seven criteria set by the NSW Heritage Council for assessing environmental heritage.”*

Accordingly, City Plan Heritage recommended in the Assessment that:

*“Based on our findings and assessment, it is recommended that the building be listed as a local heritage item under the Randwick LEP 2012 in order to ensure its assessed heritage values are protected and managed in an appropriate manner to maintain its post-war International style architecture.”*

## Site description, context and history

The subject property is located on the southern side of Coogee Bay Road, on the corner of Brook Street and Coogee Bay Road. It is zoned Local Centre E1 and forms part of the Coogee town centre.



Current building in its original construction c1958 (Source: CPH courtesy of Commonwealth Bank of Australia Archives)



199 Coogee Bay Road as it stands presently on the corner of Coogee Bay Road and Brook Street

The subject site was purchased by the Commonwealth Bank of Australia (CBA) in 1947 whereupon the bank erected a temporary building of prefabricated materials to house its savings bank function until 1956. In early 1956, work commenced on the construction of the Commonwealth Bank's Coogee branch on the subject site in the design and built form that essentially exists on-site today. CPH's heritage assessment states that the Architect-In-Charge was F.J. Crocker from the Australian Government Department of Works' Bank & Special Projects Section, with the design incorporating:

*“A system of stainless steel frames was used to support the extensive glazing along Brook Street and the building's corner entrance instead of aluminium due to concerns with corrosion caused by the maritime environmental conditions (refer to Figure 24). **The building's northern elevation featured a carved sculptural relief in the sandstone façade**; this was costed at a separate final cost of £437 (refer to Figure 23). The Manager's Office was at the front of the branch. Staff amenities and facilities were on a small upper level over the leased shop premises. The installation of a Night Safe facility was completed on 21 December 1956 by Chubb Safes Australia (emphasis added).”*

In regard to the sculptured sandstone façade, CPH advises that its investigations to date indicate that:

*“The sculptor and designer of the carved relief are unknown but the site history prepared by Commonwealth Bank of Australia's archives suggest that the design was most likely provided by or undertaken by the builders themselves. Anecdotal evidence has suggested that the relief was the work of noted Australian artist Gerald Lewers, however, this has not been substantiated by CPH's desktop research. Gerald's work includes the sandstone relief on the York Street façade of the Commonwealth Bank building opposite the Queen Victoria Building. With his wife, Margo, they also worked on the cooper sculpture 'Four Pieces' held in the Reserve Bank of Australia's Canberra branch.”*

### **Heritage significance assessment by City Planning Heritage**

CPH's assessment of the 6 criteria that the building meets to achieve the threshold for listing as a heritage item are as follows:

- **Criterion (a) Historic Significance**

(An item is important in the course, or pattern, of NSW's cultural or natural history (or the cultural or natural history of the local area))

*The (former) Commonwealth Bank building has historical significance at the local level being the Commonwealth Bank's primary representation in the Coogee area from 1948 to 2024. While it was not the first building used for the Commonwealth Bank's representation in the area, it was the first structure purpose-built for the Bank and remained the location of their representation in the area for a majority of the Bank's history from its Federal origins to the privatised body that it is today. Moreover, the building's initial construction and subsequent phases of change demonstrate the suburban expansion of the Commonwealth Bank of Australia which increased in response to growing patronage, particularly following the merger of the Commonwealth Bank and the Government Savings Bank of NSW. The site also demonstrates a historical pattern of subdivision and development typical of the Sydney area in which larger land parcels were subdivided into smaller portions for development.*

- **Criterion (b) Historical Association**

(An item has strong or special association with the life or works of a person, or group of persons, of importance in NSW's cultural or natural history (or the cultural or natural history of the local area))

*The subject building is primarily associated with the Commonwealth Bank of Australia, as owners of the site from 1947-2021 who continued to operate out of the subject site until early 2024. The building is also associated with its designer F.J. Crocker, from the Australian Government Department of Works, who also designed the Wagga Wagga branch for the Commonwealth Bank and was on the design team for the Reserve Bank of Australia's headquarters in Martin Place.*

- **Criterion (c) Aesthetic/Creative/Technical Achievement**

(An item is important in demonstrating aesthetic characteristics and/or a high degree of creative or technical achievement in NSW (or the local area))

*The (former) Commonwealth Bank building has aesthetic values being a relatively intact and fine example of post-war International style modernist design. These values are most evident in the massing of the subject building as a rectangular sandstone and glass 'box' with expansive curtain wall glazing on its eastern elevation and an expressed sandstone façade on the northern elevation with a carved relief depicting maritime motifs which responds to the place's wider*

setting, i.e. Coogee Beach. The framing of the relief and the building generally with white rendered elements is also typical of the design style. The inclusion of commissioned artworks that responded to the branch building's context and wider setting was common amongst other bank buildings of the time, i.e. the (former) Wagga Wagga and Canberra City branches of the Commonwealth Bank and the Reserve Bank of Australia's Canberra branch.



Carved sandstone relief with projecting concrete elements as seen from across Coogee Bay Road.



Carved sandstone relief seen from street level on Coogee Bay Road.





Current view of the east elevation from across Brook Street.

- **Criterion (d) Social, Cultural, and Spiritual**

(An item has strong or special association with a particular community or cultural group in NSW (or the local area) for social, cultural, or spiritual reasons)

*The social significance of a place should be assessed through community consultation as it may have particular importance to the local community as a sense of place and belonging.*

*Notwithstanding this, desktop research has indicated that the place has some importance to the local community as evidenced by local community websites and the actions of the Randwick Council that have advocated for protection of the building, particularly its façade and carved sandstone relief, and expressed the desire for continued physical representation of the Commonwealth Bank in Coogee.*

*A basic search on the NSW Government's Aboriginal Heritage Information Management System (AHIMS) reveals that there are no Aboriginal sites or objects that have been recorded on the property. While this indicates that the place may not have particular associations with the local Aboriginal community, this should be determined through a community consultation process with the local Aboriginal community.*

- **Criterion (f) Rare**

(An item possesses uncommon, rare, or endangered aspects of NSW's cultural or natural history (or the cultural or natural history of the local area))

*The (former) Commonwealth Bank building is a rare example of a surviving bank branch building in the local area constructed during the 1950s in the post-war International style of modernist design. Many branches from this time do not display the same architectural sophistication as the subject building and many others have lost significance due to inappropriate changes to the fabric, e.g. additions and alterations. Furthermore, with the closing of suburban branches by the Commonwealth Bank, there is an identifiable pressure on buildings of this type to be conserved at the risk of losing potentially significant values due to development pressure.*

- **Criterion (g) Representative**

(An item is important in demonstrating the principal characteristics of a class of NSW's cultural or natural places; or cultural or natural environments (or a class of the local area's cultural or natural places; or cultural or natural environments))

*The (former) Commonwealth Bank building is a representative example of post-war International style modernist design. It demonstrates architectural and aesthetic qualities typical of the style, as demonstrated by the form, materiality, and ornamentation of the building.*

*The building is not representative of most Commonwealth Bank branches constructed during this time as only a few select examples demonstrate the aesthetic qualities and design sophistication of the subject building. However, of these select buildings, the architectural similarities between them are noticeable particularly in the contribution to their respective streetscapes. This can be*

*attributed in part to F.J. Crocker and the Australian Government Department of Works, having worked on the design of Commonwealth-owned bank buildings during the 1950s and 60s.*

Following CPH's findings and assessment, CPH recommends that:

*"the building be listed as a local heritage item under the Randwick LEP 2012 in order to ensure its assessed heritage values are protected and managed in an appropriate manner to maintain its post-war International style architecture."*

### Next Steps

CPH's assessment indicates that there are adequate grounds for the listing of the property at 199 Coogee Bay Road. It is proposed that this be undertaken as part of an upcoming planning proposal that will be undertaken following a review of potential heritage properties and items including some 118 properties identified in a city-wide heritage study undertaken by Extent Heritage Pty Limited for Council in 2021. These properties were the subject of a Council resolution on 25 May 2021 that resolved (Matson/Veitch) as follows:

*"The list of properties on page 181 of the final Extant report (titled Appendix B) consisting of properties not proposed for heritage listing be identified and set aside by Council for a future in-depth heritage study."*

It is expected that these properties will be assessed in the following months and any properties that warrant listing will be reported to Council in mid-2025 with a view to being included in a draft heritage planning proposal. Council officers have spoken to the current owner regarding the May 2024 Council resolution and that a heritage study had been commissioned in response to that resolution. Furthermore, all owners of properties proposed to be listed, including the owner of No 199 Coogee Bay Road, will be informed prior to this matter going before Council as part of the preparation of the planning proposal.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Housing
Outcome	A city with excellent built form that recognises local character
Objective	100% of development applications approved from 2025 onwards are consistent with the desired future character of the local area and consider design excellence
Delivery program commitment	Undertake a heritage review of Randwick City to identify additional heritage items and HCAs including boundary adjustments where necessary, by 2023.

### Resourcing Strategy implications

Costs associated with the preparation of heritage advice by City Plan Heritage is in accordance with the existing Strategic Planning budget allocation for 2024-25. The review of other heritage items in the Extent Heritage report have also been allocated in the 2024-25 Strategic budget.

### Policy and legislative requirements

The heritage significance assessment of 199 Coogee Bay Road is in accordance with relevant legislation, statutes, and planning instruments as follows:

- Heritage Act 1977 (as amended)
- Environmental Planning and Assessment Act 1979 (as amended).



Additionally, the Heritage Conservation section 5.10 of the Randwick Local Environment Plan 2012, State and National registers have been considered by the consultant in the assessment of the subject property.

### Future Planning Proposal

A planning proposal is the first step to commence changes to the planning provisions relating to land (in this case, heritage listing of 199 Coogee Bay Road) as contained in a statutory instrument (in this instance, the Randwick Local Environmental Plan 2012). It is a formal application that sets out the objectives, intended outcomes, and justification for the proposed changes, and also details the community consultation to be undertaken.

The NSW Environmental Planning and Assessment Act 1979 (EP&A Act) and Regulations set out the process for amending the planning provisions relating to land in NSW. Changes to the planning provisions can only be made via a formal amendment to the Randwick LEP.

If Council resolves to proceed with the heritage planning proposal, it will be forwarded to the Minister for Planning for a 'Gateway Determination'. The 'Gateway Determination' is essentially a checkpoint for planning proposals, and enables those proposals that are not well founded, or not in the public interest to be stopped early in the process before significant resources are committed in carrying out technical studies or investigations.

The Minister's 'Gateway Determination' will stipulate whether the subject draft Planning Proposal should proceed, whether it needs to be resubmitted, the timeframe for its completion (usually nine months from the date of the Determination), the community consultation requirements and State/Commonwealth agency requirements and whether a public hearing is needed.

### Conclusion

The heritage assessment undertaken by CPH finds that the property at No 199 Coogee Bay Road, Coogee, meets 6 criteria when assessing significance in accordance with "*Assessing Heritage Significance*", prepared by the NSW Heritage Office. Accordingly, there are adequate grounds for the listing of 199 Coogee Bay Road in Schedule 5 of the Randwick LEP.

It is recommended that the listing be included as part of a future upcoming draft heritage planning proposal that will be exhibited for community feedback. A future planning proposal will also correct boundaries of existing heritage properties and in accordance with Council's resolution of May 2024, incorporate any other properties which may arise from an in-depth heritage review of properties that were previously not recommended for inclusion in the last heritage review.

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**Responsible officer:** David Ongkili, Coordinator Strategic Planning

**File Reference:** F2019/01523

## Director City Planning Report No. CP46/24

**Subject:** Report from Fire and Rescue NSW - 1 Fleming Street Little Bay,

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### Executive Summary

- The *Environmental Planning and Assessment Act 1979*, contains provisions which enable authorised Council and Fire and Rescue NSW (FRNSW) officers to investigate concerns relating to levels of fire safety in buildings.
- An inspection of a premises at 1 Fleming Street Little Bay, also known as (2 Gull Street, 26 & 28-30 Harvey Street, Little Bay) was undertaken by FRNSW.
- Council recently received reports from FRNSW in accordance with section 9.32 and Schedule 5, Part 8 of the *Environmental Planning and Assessment Act 1979* relating to fire safety of the subject premises and indicating should actions be implemented to address any fire safety issues.
- Council's fire safety officers have reviewed the report and have determined that no action is required by Council as FNSW have indicated in their report that the fire safety issues have been completed to their satisfaction.
- Council notes that the premises has a current Annual Fire Safety Statement. The next statement is due by 29 July 2025

### Recommendation

That Council receive and note the report from the Director City Planning and the report from Fire & Rescue NSW relating to premises at 1 Fleming Street Little Bay, also known as (2 Gull Street, 26 & 28-30 Harvey Street, Little Bay).

### Attachment/s:

1.  FRNSW Report - 2 Gull Way Little Bay - Randwick Council

Purpose

The purpose of this report is to advise Council of the receipt of an inspection report received from Fire and Rescue NSW in accordance with Schedule 5, Part 8 of the *Environmental Planning and Assessment Act 1979* and to inform Council of the proposed action taken in response to the reports. The report relates to residential apartment buildings located at 1 Fleming Street Little Bay, also known as (2 Gull Street, 26 & 28-30 Harvey Street, Little Bay)

Discussion

Background

The *Environmental Planning and Assessment Act 1979*, contains provisions which enable authorised Council and Fire and Rescue NSW (FRNSW) officers to investigate concerns relating to the existing levels of fire safety in buildings.

In the case of an investigation and inspection of a premises by a FRNSW officer, a report is forwarded to the Council to determine if a Fire Safety Order should be issued by Council's authorised officer.

The correspondence received from Fire and Rescue NSW (FRNSW) recommends that Council officers undertake an inspection and assessment to address the identified fire safety deficiencies in the building, which is currently in progress.

The referral of these matters to Council is standard practice, as Council is the appropriate regulatory authority for these matters under the *Environmental Planning and Assessment Act 1979* and only Council officers are authorised to issue Fire Safety building upgrading Orders.

The items raised in the FRNSW Inspection Reports are limited to observations of the building accessed during their inspection at the time, which may not be exhaustive and does not include an assessment of previous development consents, approvals or consideration of the age of the building.

Council's Senior Building Surveyor assess the inspection report from FRNSW and will issue any necessary Notices and or Orders to address the identified fire safety issues.

Issues 1 Fleming Street Little Bay

A summary of the report received from FRNSW dated 22 August 2024, together with comments by Council officers is provided below.

Premises Inspected	Reason for Investigation	Items Raised	Actions
2 Gull Way, 1 Fleming Street, 26 and 28-30 Harvey Street, Little Bay.	An inspection of the subject building was conducted by officers from FRNSW on 24 July 2024 in relation to Project Remediate.	Faults in the Fire Indicator Panel for the Automatic Smoke Detection & Alarm System and identification of an isolation and alarm in the Fire Indicator Panel for the Automatic Fire Suppression System.	FRNSW advise that the faults identified at the time of their inspection have been rectified.  Council officers have also reviewed the report and checked that the submission of an <i>Annual Fire Safety Statement</i> for the subject development is satisfactory and up to date.

FRNSW have advised Council that the matters identified at their inspection have subsequently been rectified.

In addition, Council officers have reviewed the status of the submission of a *Fire Safety Statement* for the subject buildings, which are satisfactory and up to date.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Health, Building & Regulatory Services
Function	Regulation and Compliance
Delivery program commitment	Implement Council's key regulatory functions, responsibilities and services relating to public health, environmental protection and building and development compliance.

CP46/24

Resourcing Strategy implications

There are no financial implications arising from this matter.

Policy and legislative requirements

*Environmental Planning and Assessment Act 1979.*  
Council's Compliance and Enforcement Policy.

Conclusion

FRNSW and Council work together to protect the occupants of buildings and support community safety.

FRNSW refer any identified 'building-related' fire safety matters to Council for further investigation and any appropriate regulatory action, in accordance with the provisions of the *Environmental Planning and Assessment Act 1979*.

The matters raised by FRNSW in relation to premises at 1 Fleming Street Little Bay, also known as (2 Gull Street, 26 & 28-30 Harvey Street, Little Bay), have been rectified and no further action is required by Council.

Council is to note that staff will follow-up on the submission of an *Annual Fire safety Statement* for the building on an annual basis, as part of Council's ongoing Essential Services Fire safety Program.

**Responsible officer:** Roman Wereszczynski, Manager Health, Building & Regulatory Services

**File Reference:** F2024/06103

CP46/24

OFFICIAL



File Ref. No: FRN22/4528 - BFS22/6492 - 8000025454  
TRIM Ref. No: D24/99996  
Contact: Mark Knowles

22 August 2024

The General Manager  
Randwick City Council  
30 Frances Street  
RANDWICK NSW 2031

Email: [council@randwick.nsw.gov.au](mailto:council@randwick.nsw.gov.au)

Attention: Manager Compliance / Fire Safety

Dear Sir / Madam

**Re: INSPECTION REPORT**  
**“COASTAL QUARTERS” - ‘SEAVIEW’, ‘BAYVIEW’, ‘GREENVIEW’ &**  
**‘FAIRVIEW’**  
**2 GULL WAY, 1 FLEMING STREET, 26 HARVEY STREET & 28-30**  
**HARVEY STREET, LITTLE BAY (“the premises”)**

In response to the Project Remediate programme being undertaken by the NSW Department of Customer Service, to remove high-risk combustible cladding on residential apartment buildings in NSW, an inspection of ‘the premises’ on 24 July 2024 was conducted by Authorised Fire Officers from the Fire Safety Compliance Unit of Fire and Rescue NSW (FRNSW), pursuant to the provisions of Section 9.32(1)(b) of the *Environmental Planning and Assessment Act 1979* (EP&A Act).

In this instance, the inspection revealed fire safety concerns that may require Council as the appropriate regulatory authority to use its discretion and address the concerns observed at the time of the inspection.

In this regard, the inspection was limited to the following:

- A general overview of the building was obtained without using the development consent conditions or approved floor plans as reference.
- Details of the Provisions for Fire Safety and Fire Fighting Equipment are limited to a visual inspection of the parts in the building accessed and the fire safety measures observed at the time.

Fire and Rescue NSW

ABN 12 593 473 110

[www.fire.nsw.gov.au](http://www.fire.nsw.gov.au)

Community Safety Directorate  
Fire Safety Compliance Unit

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**OFFICIAL**

On behalf of the Commissioner of FRNSW, the following comments are provided for your information in accordance with Section 9.32(4) and Schedule 5, Part 8, Section 17(1) of the EP&A Act.

**COMMENTS**

Please be advised that this report is not an exhaustive list of non-compliances. The proceeding items outline concerns in general terms, deviations from the fire safety provisions prescribed in Section 9.32(1)(b) of the EP&A Act and Clause 112 of the Environmental Planning and Assessment (Development Certification and Fire Safety) Regulation 2021 (EPAR 2021).

The following was observed at the time of the inspection:

1. Essential Fire Safety Measures

1A. Automatic Fire Detection and Alarm System:

A. The Fire Indicator Panel (FIP) was displaying five (x5) 'faults' associated with the automatic fire detection and alarm system, identified as:

- i. Zone 25 – Greenview garbage room.
- ii. Zone 21 – Fairview West L4 Unit 409.
- iii. Zone 35 – Bayview L2 Hallway Mid Adj 209.
- iv. Zone 21 – Fairview West L5 Lift Lobby.
- v. Earth Leakage Fault (low).

1B. Automatic Fire Suppression System:

A. The FIP was displaying two (x2) 'isolations' and one (x1) 'alarm' event, associated with the sprinkler system, identified as:

- i. Zone 1 - Sprinkler Pressure Switch – Isolated.
- ii. Zone 2 - Fairview LG Drencher Valve Tamper Alarm – Alarm and Isolated.

1C. Fire Hydrant System:

A. At the time of the inspection there were no system faults or other issues observed with the fire hydrant system, including the booster assembly and the pumpset.

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## 1D. Exit Signs, Emergency Lighting, Fire Hose Reels and Portable Fire Extinguishers:

A. At the time of the inspection there were no issues observed.

## 1E. Annual Fire Safety Statement (AFSS):

A. A copy of the current AFSS was prominently displayed within the building in accordance with Clause 89 of the EPAR 2021.

## 2. Access and Egress

2A. Egress paths, fire exits and fire exit doors – At the time of the inspection, the paths of travel leading to the fire exits, along with the fire exits and fire exit doors were all clear and unobstructed.

## 3. Inspection Outcome:

3A. The Strata Manager and the Building Manager were advised of issues identified in Items 1A and 1B above following the inspection.

FRNSW received correspondence from the Building Manager on 25 July 2024, advising *'our Fire providers will be on site this afternoon to investigate the issues you have raised; it is likely the isolations that were in place yesterday were due to the install of the Stair pressurisation new Fan motor and VS Drive and contractors working on water leaks as well.'*

Further correspondence was received on 5 August 2024, along with a copy of the Fire Contractors 'Service Report' and a photograph of the FIP, advising that the issues had since been rectified.

The Fire Technician noted the following:

- i. *The sprinkler alarm valve had been isolated. On Site Manager was informed, but he was unaware of who had done it. The sprinkler system's pressure had been increased to 1000kpa. Technician reduced the pressure to 800kpa and reactivated the sprinkler alarm valve.*
- ii. *Technician replaced 3 smoke detectors, L2d97, L1D154 and L2D25.*
- iii. *Technician replaced 1 thermal detector L1D116 in Unit 409.*
- iv. *Found Fairview west drencher isolation valve was not fully opened. Fully opened.*
- v. *Need to keep Seaview drencher system isolated till all building work finished.*

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Notwithstanding this, it would be at Council's discretion as the appropriate regulatory authority, to determine whether further investigation is required in this instance.

Should you have any enquiries regarding any of the above matters, please do not hesitate to contact Mark Knowles of FRNSW's Fire Safety Compliance Unit on (02) 9742 7434. Please ensure that you refer to file reference FRN22/4528 - BFS22/6492 - 8000025454 for any future correspondence in relation to this matter.

Yours faithfully



Mark Knowles  
Senior Building Surveyor  
Fire Safety Compliance Unit

**OFFICIAL****CP46/24**

## Director City Planning Report No. CP47/24

**Subject: Variations to Development Standards under Clause 4.6 - 1  
August to 30 September 2024**

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### Executive Summary

- On 15 September 2023, the NSW Government published amendments in relation to the operation and reporting requirements of Clause 4.6 of the Standard Instrument (including Randwick Local Environmental Plan 2012) to commence on 1 November 2023, in which it is no longer necessary to report determined variations to Council on a quarterly basis.
- Notwithstanding, the above, the Council has requested that a monthly report providing details of applications subject to a variation of a development standard under clause 4.6 of Randwick Local Environmental Plan 2012 is to be submitted to the Ordinary Council meeting.
- This report provides Council with details of Development Applications (DA) that were determined within the period from 1 August through to 30 September 2024 in which a variation to a development standard under Clause 4.6 of the Randwick Local Environmental Plan 2012 was approved, in accordance with Council's internal reporting requirements.

### Recommendation

That the report be received and noted.

### Attachment/s:

1.  Clause 4.6 Register - August and September 2024

## Background

### Changes to Legislation

On 15 September 2023, the NSW Government published amendments in relation to the operation and reporting requirements of Clause 4.6 of the Standard Instrument (including Randwick Local Environmental Plan 2012) to commence on 1 November 2023.

Under Department's Planning Circular PS 20-002, Councils were required to provide quarterly reports to the DPE for all variations to development standards that were approved. Furthermore, the Circular required a report of all variations approved under delegation from a Council to be provided to a meeting of the Council meeting at least once each quarter. As part of the Clause 4.6 reform, Planning Circular PS 20-002 has been repealed as of 1 November 2023 and the amendments have introduced a new provision under Section 90A of the *Environmental Planning & Assessment Regulation 2021* (EP&A Regulation) which requires the following:

*"As soon as practicable after the development application is determined, the Council of the area in which the development is proposed to be carried out must notify the Planning Secretary of the Council's or panel's reasons for approving or refusing the contravention of the development standard."*

*The notice must be given to the Planning Secretary through the NSW planning portal."*

As of 1 November 2023, any variations approved by Council/Planning Panel will be made publicly available via a variation register published on the NSW Planning Portal. As such, in accordance with Section 90A of the EP&A Regulation, Councils are no longer required to submit quarterly reports to the Department of Planning, Housing and Infrastructure, as this information will be extracted from the NSW Planning Portal. Furthermore, as Planning Circular PS 20-002 has been repealed and the variation register shall be publicly available, it is no longer necessary to report determined variations to Council on a quarterly basis.

Notwithstanding the above, Council has resolved to provide monthly reporting on all variations and therefore this report provides Council with details of the relevant applications subject to a variation to a development standard pursuant to Clause 4.6 of RLEP 2012 for the period specified in accordance with Council's internal reporting requirements.

## Discussion

### Clause 4.6 – Exceptions to Development Standards

Clause 4.6 is required to be addressed if a development application seeks to vary a development standard in the Local Environmental Plan. The consent authority (i.e. Council, Randwick Local Planning Panel, Sydney Eastern Planning Panel or NSW Land and Environment Court) must not grant consent for development that contravenes a development standard unless, a written request has been provided by the applicant addressing Clause 4.6 of the LEP. If Council (or the relevant consent authority) is satisfied that the Clause 4.6 request is adequately justified, it may grant consent to the development even though the proposal does not comply with the relevant standard.

### Details of Variations

A table is attached to the report detailing all Clause 4.6 exceptions approved in the period between 1 August through to 30 September 2024. Further analysis of the largest numerical variations for each month is detailed below. It should be noted that a detailed assessment report is prepared for each DA with a Clause 4.6 exception and is publicly available through Council's website.

### August 2024

Six (6) Clause 4.6 variations were approved in the August period (being 1 August through to 31 August 2024), with three (3) applications determined under delegation (less than 10%) and three (3) applications determined by Randwick Local Planning Panel (RLPP) due to variations greater than 10%.

Of the variations approved, the greatest extent of variation related to DA/209/2024 at 5 Mermaid Avenue, Maroubra, in which a variation of 45.26% to the Height of Buildings development standard



was approved. The RLPP supported the variation to the Building Height standard for the following reasons:

- The application sought consent for alterations and additions to an existing dual occupancy, including a new pool addition at the upper level terrace.
- The proposed additions are primarily contained within the existing building footprint and the variation is predominantly limited to the pool addition at the upper level and associated terrace area.
- The height non-compliance is a consequence of the steeply sloping site combined with the historic excavation and resultant ground levels of the floor slab at the lower level.
- The bulk and scale of the proposed development is comparable to the existing dwelling along the eastern side of Mermaid Avenue, ensuring compatibility with the existing and desired future character of the locality.
- The detailed assessment demonstrated that the resultant development would not result in any unreasonable impacts upon the amenity of adjoining and surrounding properties with regards to visual bulk, privacy, view loss and overshadowing.
- In view of the above, the proposal was found to be consistent with the objectives of the Height standard and the R2 zone, and it was considered that the site-specific circumstances warranted the variation in this instance.

### September 2024

Five (5) Clause 4.6 variations were approved in the September period (being 1 September through to 30 September 2024), with three (3) applications determined under delegation (less than 10%) and two (2) applications determined by Randwick Local Planning Panel (RLPP) due to variations greater than 10%.

Of the variations approved, the greatest extent of variation related to DA/202/2023 at 893 Anzac Parade, Maroubra, in which a variations of 38.6% and 35.6% to the minimum lot size development standard were approved. The RLPP supported the variation to the minimum lot size development standard for the following reasons:

- The application sought consent for the subdivision of the existing allotment into two Torrens title lots, alterations to the existing dwelling and demolition of existing garage and secondary dwelling.
- The proposed lot sizes did not comply with the minimum lot size of 400m<sup>2</sup> pursuant to clause 4.1 of RLEP 2012. However, it should be noted that the minimum lot size provisions were amended on 1 September 2023 to provide a minimum lot size of 275m<sup>2</sup> for the subject site. The proposed development also fails to comply with the new lot size of 275m<sup>2</sup>, resulting in a variation of 10.8% and 6.3% to the new lot size provisions.
- Part B11 of RDCP 2013 relates to Development in laneways nominated for road widening. The provisions of Part B11 state that notwithstanding the minimum lot size in the RLEP, the subdivision of land for a dwelling fronting a nominated laneway may be permitted having regard to the merits of the proposal and the dedication of a strip of land to Council for road widening purposes.
- The proposed development includes the dedication of a strip of land 4.57m wide to Council.
- The application also provided an indicative layout of developable built form that would be consistent with the relevant planning controls and that would be capable of protecting the amenity of residents and surrounding properties.
- In view of the above and in accordance with the provisions of Part B11, the proposal was found to be consistent with the objectives of the minimum lot size standard and the R2 zone, and it was considered that the site-specific circumstances warranted the variation in this instance.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

**Delivering services and regulatory functions:**

Service area	Development Assessment
Function	Assessment of Development Applications
Delivery program commitment	Assess and determine Development Applications, Modification Applications and Review Applications under the Environmental Planning and Assessment Act 1979

**Resourcing Strategy implications**

There is no direct financial impact for this matter.

**Conclusion**

This report provides details of the relevant applications subject to a variation to a development standard pursuant to Clause 4.6 of RLEP 2012 for the period specified in accordance with Councils internal reporting requirements.

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**Responsible officer:** Angela Manahan, Executive Planner

**File Reference:** F2008/00122

CLAUSE 4.6 REGISTER – AUGUST 2024														
DA number	Street No.	Street name	Suburb/Town	Postcode	Category of development	Zoning of land	Development standard to be varied	Justification of variation	Extent of variation	Concurring authority	Date DA determined dd/mm/yyyy	Approved by	Submissions	
													Objection	Support
DA/177/2024	19	Gilderthorpe Avenue	RANDWICK	2031	1: Residential - Alterations & additions	R2 - Low Density Residential	Clause 4.3 – Building Height of 9.5m	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views.	Building Height = existing building = 11.11m, proposed development = 10.86m or 14.4%	DPHI	08-Aug-24	RLPP	1	0
DA/619/2023	18	Bass Street	KINGSFORD	2032	14: Other	R2 - Low Density Residential	Clause 4.1 - Minimum Lot Size – 400m <sup>2</sup>	Minimise likely adverse impact of subdivision and development on the amenity of neighbouring properties and to ensure the lot sizes are able to accommodate development that is suitable for its purpose.	Lot 1 – 360m <sup>2</sup> /Lot 2 – 253m <sup>2</sup> or 10%/36.75%	DPHI	08-Aug-24	RLPP	0	0
DA/209/2024	5	Mermaid Avenue	MAROUBRA	2035	1: Residential - Alterations & additions	R2 - Low Density Residential	Clause 4.3 – Building Height of 9.5m Clause 4.4A - FSR = 0.6:1	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views.	Building Height = 13.8m or 45.26% FSR increased to 0.65:1 or 8.5%	DPHI	22-Aug-24	RLPP	0	0
DA/239/2023	52	Raglan Street	MALABAR	2036	1: Residential - Alterations & additions	R2 - Low Density Residential	Clause 4.4A - FSR = 0.75:1	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views	FSR increased to 0.793:1 or 5.7%	DPHI	02-Aug-24	DEL	1	0
DA/1041/2023	59	Robey Street	MAROUBRA	2035	14: Other	R3 - Medium Density	Clause 4.1 - Minimum Lot Size – 325m <sup>2</sup>	Minimise likely adverse impact of subdivision and development on the amenity of neighbouring properties and to ensure the lot sizes are able to accommodate development that is suitable for its purpose.	Lot 1 – 325.88m <sup>2</sup> (complies)/Lot 2 – 302.50m <sup>2</sup> or 6.9%	DPHI	14-Aug-24	DEL	0	0
DA/683/2024	2/202	Oberon Street	COOGEE	2034	1: Residential - Alterations & additions	R3 - Medium Density	Clause 4.4A - FSR = 0.9:1	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views	FSR increased to 0.93:1 or 3.1%	DPHI	28-Aug-24	DEL	2	0

CP47/24

CP47/24

CLAUSE 4.6 REGISTER – SEPTEMBER 2024														
DA number	Street No.	Street name	Suburb/Town	Postcode	Category of development	Zoning of land	Development standard to be varied	Justification of variation	Extent of variation	Concurring authority	Date DA determined dd/mm/yyyy	Approved by	Submissions	
													Objection	Support
DA/202/2023	893	Anzac Parade	MAROUBRA	2035	14: Other	R2 - Low Density Residential	Clause 4.1 - Minimum Lot Size – 400m <sup>2</sup>	Minimise likely adverse impact of subdivision and development on the amenity of neighbouring properties and to ensure the lot sizes are able to accommodate development that is suitable for its purpose.	Lot 1 – 257.60m <sup>2</sup> /Lot 2 – 245.47m <sup>2</sup> or 35.6%/38.6%	DPHI	12-Sept-24	RLPP	0	0
DA/137/2023	349	Avoca Street	RANDWICK	2031	14: Other	R2 - Low Density Residential	Clause 24 and 25 of Housing SEPP (Landscaping and Min lot size)	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views.	Clause 24 Landscaping = 219m <sup>2</sup> or 5.95% variation Clause 25 Lot size = 463.7m <sup>2</sup> or 22.7% variation	DPHI	12-Sept-24	RLPP	1	0
DA/657/2022	31	Ireton Street	MALABAR	2036	1: Residential - Alterations & additions	R2 - Low Density Residential	Clause 4.4A - FSR = 0.5:1	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views.	FSR = 0.549:1 or 9.9%	DPHI	02-Sept-24	DEL	5	0
DA/247/2024	141	Beauchamp Road	MATRAVILLE	2036	14: Other	E4 – General Industrial	Clause 4.4A - FSR = 1:1	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views.	FSR = 1.1:1 or 9.94%	DPHI	05-Sept-24	DEL	0	0
DA/592/2023	166	Beach Street	COOGEE	2034	1: Residential - Alterations & additions	R3 - Medium Density	Clause 4.3 – Building Height of 9.5m	Maintains compatible scale with neighbouring buildings and does not adversely impact in terms of overshadowing, privacy and views.	Building Height = 10.44m or 9.89%	DPHI	12-Sept-24	DEL	6	0

## Director City Services Report No. CS43/24

**Subject: Feasibility of a water bubbler with bottle refill and adjoining dog bowl in Nagle Park**

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### Executive Summary

- This report is in response to a Notice of Motion from Councillor Rosenfeld that was resolved by Council (Rosenfeld/Burst) to investigate the installation of a water bubbler with bottle refill and adjoining dog bowl at Nagle Park, Maroubra.
- An investigation was carried out by the team, to identify a suitable location within the park to install Councils standard water bubbler with bottle refill and adjoining dog bowl.
- A suitable location identified, including an estimated cost for the works.
- The recommendation has been provided to proceed with the works based upon the parameters outlined in the report.

### Recommendation

That Council proceed with the installation of the nominated water bubbler with bottle refill and adjoining dog bowl, in the nominated location.

### Attachment/s:

Nil

CS43/24



## Purpose

The intention of this report is to provide a response to a Notice of Motion from Councillor Rosenfeld and Councillor Burst to investigate the installation of a water bubbler with bottle refill and adjoining dog bowl at Nagle Park, Maroubra.

## Discussion

At its February 2024 Ordinary Council Meeting, Council resolved:

*“(Rosenfeld/Burst) that Council requests a report with regards to the best options for the installation of a water bubbler with bottle refill and adjoining dog bowl at Nagle Park, Maroubra.”*

Following up this request, Council Officers have investigated this matter and engaged with Council’s plumbing contractor to determine the most suitable location for the installation of a water bubbler with bottle refill and adjoining dog bowl bubbler within Nagle Park.

The investigation looked at installing Councils standard drinking fountain, with bottle fill tap and dog bowl options, a Botton Gardiner Prospect drinking fountain as in the image below, figure 1.



Figure 1 Botton Gardiner Prospect Drinking Fountain

Based upon assessment onsite, several locations were investigated, however the critical component in this process is the access to a potable (drinking) water supply.

Several options required excavation in and around the playing field to provide a potable supply, these options were deemed not suitable. The most suitable location identified, that will cause minimal impact to the site, is in proximity to the amenities building, refer to image below, figure 2.



Figure 2 - Location of bubbler, marked with **RED X**

The cost to supply and install the recommended bubbler is approximately \$15,000 excluding GST. This price is dependent upon underground site conditions, the works will involve civil, landscaping, and plumbing works.

By the nature of the works there will be an impact on the facility and it will require consultation with the team utilising the sports fields.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Infrastructure Services
Function	Asset construction
Delivery program commitment	Construct new public assets and infrastructure.

### Resourcing Strategy implications

The cost to supply and install the recommended bubbler is approximately \$15,000 excluding GST. This price is dependent upon underground site conditions. The funding for these works is available in the 2024-25 Operational Plan and Budget – Parks Upgrade Program.

### Policy and legislative requirements

New South Wales Local Government Act 2020

New South Wales Work Health and Safety Regulation 2011.

### Conclusion

Based upon the report provided, it is recommended to proceed with the installation of the nominated bubbler within the 2024/25 financial year. These works can commence pending the approval and endorsement of Council.

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**Responsible officer:** Ryan Zammit, Manager Infrastructure Services

**File Reference:** F2019/00686

CS43/24

## Director City Services Report No. CS44/24

**Subject:** Investigate options for reducing household waste through incentives

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### Executive Summary

- This report is in response to Notice of Motion from Councillor Veitch that was resolved by Council (Veitch/Parker) that sought a report detailing options and recommendations to create financial incentives for reducing household waste through Council's domestic waste services fee structure and smart bin technology.
- An investigation was conducted into the feasibility of introducing financial incentives for household waste with smart bin technology.
- Incentive schemes require collection vehicles to be equipped with a high-quality weighing system and individual billing capabilities to ensure savings are distributed to the ratepayers.
- Introducing incentivizing schemes based on a weight-based waste disposal system could unfairly impact larger families financially. Additionally, multi-unit dwellings (MUDs) would face challenges as bins are shared among residents.

### Recommendation

That Council receives and notes the report.

### Attachment/s:

Nil

CS44/24

## Purpose

Council, at its Ordinary Council Meeting held on 27 October 2020, resolved:

*“(Veitch/Parker) that Council receive a report detailing options and recommendations to create financial incentives for reducing household waste through Council’s domestic waste services fee structure and smart bin technology.”*

The purpose of this report is to present to Council the results of an investigation carried out by Council’s officers on the feasibility of introducing financial incentive for households’ waste with smart bin technology.

## Background

In 2021, NSW Government updated its Resource Recovery Strategy. The updated NSW Waste and Sustainable Materials Strategy 2041 has set a target of 10% waste reduction per person by 2030.

Both Randwick Council and NSW Government strategies have targets set to reduce waste generation and increase recycling.

In 2021, Council was the first in inner-metro Sydney Council to implement Food Organics and Garden Organics (FOGO). The introduction of FOGO resulted with a reduction of approximately (6000) tonnes of red bin content (garbage) being diverted from landfill.

As a result of the success of implementing FOGO; savings were achieved in the first 12 months.

As it is difficult to distribute savings directly to residents, Council at that time reduced its annualised percentage increase of Domestic Waste Management Charge (DWMC) from 3.2% for the 2020-21 FY to 2.2% for the 2022-23 FY.

## Discussion

Council’s officers have conducted research to identify ways to introduce financial incentives for households’ waste through smart technology.

The study indicates that implementing financial incentives using weight – based system would necessitate upgrading the existing infrastructure, including bins, trucks, and the billing system.

### Weight - Based System

The fundamental components of weight and frequency-based charging options for incentivising ratepayers include the Radio Frequency Identification (RFID) bin identifier and weighing systems.

RFID technology uniquely identifies bins for this purpose. Collection vehicles are equipped with weighing systems that record weight data, along with RFID readers to identify the bin’s property address.

The collected bin weight and collection frequency data are then transmitted to a financial system with individual billing capabilities. Billing occurs more frequently, typically on a monthly basis, to enhance transparency. However, both the weighing system and billing infrastructure come with additional costs, impacting the overall expenses of waste collection and processing services.

It is essential to recognise that the accuracy of weight data collected through these systems may not always meet the requirements for weight-based charging in Australia.

### Challenges of Weight - Based System

Implementing a weight-based charging system for waste disposal could have unintended consequences. Residents might engage in illegal dumping by placing their waste in other people’s bins or using public litter bins to avoid paying the fees. Additionally, Introducing incentivizing schemes based on a weight-based waste disposal system could unfairly impact larger families financially.



In Randwick, the current waste management system includes Radio Frequency Identifier (RFID) tags on bins, but the collection vehicles do not have weighing systems.

The data collected through the RFID system primarily serves educational purposes, such as bin asset tracking, and contamination management. However, there are challenges related to multi-unit dwellings (MUDs) in Randwick.

These dwellings share common bin bays, and residents collectively use the bins. As a result, it is extremely difficult to identify individual bin users, making personalised billing by weight or frequency unfeasible.

### **Council's Domestic Waste Management Charge Structure**

*Section 496 of Local Government Act 1993*

*Making and levying of annual charges for domestic waste management services:*

- (1) *A council must make and levy an annual charge for the provision of domestic waste management services for each parcel of rateables land for which the service is available.*
- (2) *A council may make an annual charge for the provision of a domestic waste management service for a parcel of land that is exempt from rating if:*
  - (a) *the service is available for that land, and*
  - (b) *the owner of that land requests or agrees to the provision of the service to that land, and*
  - (c) *the amount of the annual charge is limited to recovering the cost of providing the service to that land.*

*Section 502 of Local Government Act 1993*

*Charges for actual use*

*A council may make a charge for a service referred to in section 496 or 501 according to the actual use of the service.*

In accordance with sections 496 and 502 of the NSW Local Government Act 1993, Council charges each rateable residential property a fixed Domestic Waste Management Charge (DWMC) for the domestic waste management services.

Where additional garbage bins are requested, an additional charge is applied. A service availability charge is applied to those rateables properties where services are not required.

For multi-unit dwellings garbage, recycling and FOGO bins are provided for shared use, whereas the independent houses are provided individual bins.

*The current breakdown of the (DWMC) charge is as follows:*

<b>Domestic Waste Management Charge</b>	<b>Percentage</b>
<b>Garbage Collection Processing</b>	33 %
<b>Recyclable Collection and Processing</b>	19 %
<b>Food Organic and Garden Organic Collection and Processing</b>	21%
<b>Clean Up Collection and Processing</b>	26%
<b>Contaminated Site Management</b>	2%

It is suggested to Council that equal distribution of the domestic waste charges across all the residential dwellings is best practice.

### **Strategic alignment**

The relationship with our 2022-26 Delivery Program is as follows:

**Delivering services and regulatory functions:**

Service area	Environmental Sustainability
Function	Environmental Sustainability
Delivery program commitment	Develop and deliver Council and community programs, projects and initiatives to achieve environmental and sustainability outcomes

**Resourcing Strategy implications**

The recommendations of this report do not have any resourcing implications.

**Policy and legislative requirements**

Environment Strategy – Randwick Council  
 NSW Waste Avoidance and Resource Recovery Act 2001  
 NSW Waste and Sustainable Materials Strategy 2041  
 Local Government Act 1993  
 Independent Pricing and Regulatory Tribunal.

**Conclusion**

Domestic Waste Management Charge (DWMC) allows for the recovery of costs associated with providing all waste management services. All NSW Councils are currently facing several challenges and uncertainty in the Domestic Waste Management sector, particularly as they transition towards a circular economy in line with the NSW Waste and Sustainable Materials Strategy 2041.

The introduction of Incentivizing Schemes would unfairly impact larger families financially if Council was to introduce weight-based system. In addition to this Multi-Unit Dwellings MUDs would also be affected as bins are shared within these dwellings.

Council's pricing structure for the Domestic Waste Management Charge (DWMC) is based on 100% participation in waste management services for all rateable residential properties within the LGA.

**Responsible officer:** Mark Bush, Manager Waste, Cleansing and Public Safety

**File Reference:** F2019/00906

## Director City Services Report No. CS45/24

**Subject: Anzac Parade, Little Bay - South of Pine Street - Bus Shelter Request**

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### Executive Summary

- This report is in response to a Notice of Motion from Cr Bill Burst that was resolved by council (Cr Burst / Cr D'Souza) for a feasibility analysis to be undertaken in relation to a request for a bus shelter on the eastern side of Anzac Parade, Little Bay, south of Pine Street.
- Council officers have investigated the option of installing an advertising shelter at no cost to council and also the option to procure a non-advertising shelter.
- Council officers have undertaken an assessment of the 633 bus stops within the local government area. The assessment considered bus numbers, passenger numbers (opal card data), existing infrastructure and street furniture. From this assessment, the bus stops have been ranked / prioritised.
- There are 147 bus stops with a higher priority than this bus stop on Anzac Parade, Little Bay.
- Council has been upgrading bus stops to improve accessibility and compliance with Disability Discrimination Act compliance. As part of our bus stop accessibility upgrade program, the need for bus shelters are considered. Funding for this type of work is nominated in all future capital works program(s).
- Based on our assessment, the installation of a bus shelter at this bus stop is not recommended at this stage however will be included in a new contract for street furniture to be advertised in 2027.

### Recommendation

That Council:

- a) note the analysis on the feasibility of a bus shelter at the bus stop (ID 2036119) on the southbound carriageway of Anzac Parade, Little Bay, south of Pine Street be noted;
- b) note based on the feasibility, the installation of a bus shelter at this location is not supported at this stage;
- c) the installation of a bus shelter at this bus stop will be included in a new contract for street furniture to be advertised in 2027; and
- d) install a courtesy seat adjacent to the bus stop sign for bus passenger comfort.

### Attachment/s:

Nil

CS45/24

## Purpose

This report outlines the assessment undertaken in relation to the request for a bus shelter to be installed at the bus stop on the eastern side of Anzac Parade, Little Bay, south of Pine Street – Bus Stop ID 2036119.

## Discussion

Council at its meeting held in May 2022, resolved as follows:

*(Burst/D'Souza) that Council staff investigate the installation of a bus shelter on the eastern side of Anzac Parade at Little Bay, just before the Mark Moran nursing home after Pine Street, and provide Council with a report outlining feasibility including cost and funding options.*

### Existing Bus Stop

The bus stop in question is located on the south bound carriageway of Anzac Parade outside of the Mark Moran nursing home, just south of Pine Street. The bus stop is also identified as ID 2036119.

There is a courtesy seat, litter bin and concrete paving behind the kerb at the bus stop for passenger accessibility and comfort.

During our assessment, it was noted that circa 2019, the bus stop sign was moved to the north by TfNSW to facilitate bus stacking. As a result, the existing seat is located 12m to the south of where the bus stops to pick up and drop off passengers. The seat location is not practical and may not be used by passengers.

There is an opportunity to improve the passenger experience by installing a courtesy seat near the bus stop sign. It is our practice to provide seats at our bus stops as a minimum measure as they provide one of the key benefits provided by bus shelters.

### Bus Stop Assessment

Council has 633 bus stops throughout the LGA. Not all our bus stops have bus shelters due to the high capital and operational funding requirements.

In 2022-23, Randwick Council obtained bus travel data (opal card) to evaluate our bus stops. Further, the Integrated transport team assessed the infrastructure at our bus stops to determine necessary upgrades to comply with DDA requirements.

To develop priorities to improve the bus stops, we assessed the bus stops based on the bus numbers, passenger numbers, available infrastructure, accessibility, the level of comfort and DDA compliance.

The bus stops have been ranked / prioritised based on these criteria. There are 147 bus stops with a higher priority than bus stop – ID 2036119.

Council has been upgrading bus stops to improve accessibility and compliance with Disability Discrimination Act compliance. As part of our bus stop accessibility upgrade program, the need for bus shelters are considered. Funding for this type of work is nominated in all future capital works program(s).

### Bus Shelter Options

Randwick Council currently has a street furniture contract with JCDecaux which began in 1998 for a 20-year term. The contract has since been extended in 2018 and more recently in 2023 for 2 + 2 years. It is proposed to take up the option to extend the contract until 31 January 2027.

Council officers propose to establish a new street furniture contract to commence in February 2027.

In the past, when requests for bus shelters have been received, an option was to install an advertising shelter if the location was suitable. Subject to JCDecaux agreeing to the location, advertising shelters are provided by JCDecaux at no cost to council.

Based on the request, JCDecaux has advised that there are no further opportunities to install advertising shelters under the contract.

However, Council Officers will include the installation of an advertising bus shelter at this location as part of the new street furniture contract.

Based on the feedback from JCDecaux, council officers sought a quotation for a non-advertising shelter at this location. The total capital cost of a non-advertising shelter is \$50,000. Further, there are ongoing annual maintenance costs of \$3,000.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Integrated Transport
Function	Transport Planning and Facilities
Delivery program commitment	Planning required in the operations, provision, project management and issues management of facilities and services for all modes of transport

### Resourcing Strategy implications

The funding required to procure and install a courtesy seat as per the recommendation is \$3,500. This funding is available in our current capital works budget.

### Policy and legislative requirements

Local Government Act, 1993  
 Roads Act, 1993  
 Transport Administration Act 1988  
 Road Transport Act 2013  
 Integrated Transport Strategy  
 Asset Management Strategy.

### Conclusion

Council officers have conducted an assessment and feasibility of installing a bus shelter at the bus stop (ID 2036119) located on the southbound carriageway of Anzac Parade, Little Bay just south of Pine Street.

JCDecaux has advised that there are no further opportunities for advertising shelters under the street furniture contract. The new street furniture contract planned to be established in February 2027 provides an opportunity to install an advertising shelter at this location.

**Responsible officer:** Joe Ingegneri, Manager Technical Services

**File Reference:** F2004/00811



## Director City Services Report No. CS46/24

**Subject:      Cycleways and Bicycle Facilities Advisory Committee -  
August 2024**

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### Executive Summary

- The Council's Cycleways and Bicycle Facilities Advisory Committee (CABFAC) meets quarterly to examine issues relating to bike riding and cycling facilities.
- The August 2024 meeting of CABFAC was attended by Councillors, representatives of BIKEast, members of the community, and Council staff.

### Recommendation

That the Minutes of the Cycleways and Bicycle Facilities Advisory Committee Meeting held on 21 August 2024, be received, and noted.

### Attachment/s:

1.  CABFAC Minutes - August 2024 (cycleways and bicycle facilities advisory committee)

Purpose

At its Ordinary Council Meeting on 10 October 2017, Council resolved:

*Mayoral Minute No. MM29/17 (The Mayor, Cr Lindsay Shurey) that a Cycleway and Bike Facilities Advisory Committee be established, consisting of Councillors Matson, Neilson and Veitch and representatives of BikeEast with the following terms of reference:*

- 1. report to the Works Committee;*
- 2. enhance consultation between Council and the bike riding community;*
- 3. advance implementation of the planned and funded cycle ways in the Randwick local government area;*
- 4. review and provide advice on proposed Council bike related capital works projects;*
- 5. participate in the yearly draft budget process by recommending appropriate bike related projects;*
- 6. be consulted by Council on cycle way and bike facility issues involving significant planning proposals and Development applications before Council;*
- 7. Regularly review and propose updating of the Randwick Council bike plan in line with the strategic direction of priority cycleways as detailed within “Sydney’s Cycling Future” (D03128395);*
- 8. help advance a Regional Cycle Strategy with neighbouring Councils, and*
- 9. The meetings of this Advisory Committee be open to the public with Agendas and Minutes being published on a relevant page of the Council’s website (D03123065).*

The CABFAC, at its 21 August 2024 meeting considered numerous matters of importance to local bicycle riders.

Discussion

Minutes of CABFAC Meeting held 21 August 2024 are attached.

The subsequent meeting for CABFAC will be held on Wednesday, 6 November 2024 at 7:30am.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Integrated Transport
Outcome	A city with a transport network where sustainable transport options are the preferred choice for people
Objective	Increase the active transport mode share to 35% by 2031, from a 2018-19 baseline of 26%
Delivery program commitment	Update the 2015 Bicycle Route Construction Priority List and develop an Active Transport Plan for the LGA by 2023.
Delivery program commitment	Provide an additional 30km of safe cycling routes by 2031, prioritising fully separate bicycle lanes where possible, in locations informed by our Bicycle Route Construction Priority plan and the TfNSW Principal Bicycle Network plan.
Delivery program commitment	Implement measures to increase safety for people riding bikes or walking in 5 locations each year until 2031, with priority given to identified crash sites.
Delivery program commitment	Provide 200 new bicycle parking spaces across our beaches, local centres and key destinations across the LGA by 2027.

## Resourcing Strategy implications

Any proposals for expenditure arising from the CABFAC recommendations are either covered by existing funding allocations or would be the subject of separate reports to Council for funding.

## Policy and legislative requirements

The CABFAC set up to advise on bicycle infrastructure related matters. It was established from a Council Resolution on 10 October 2017.

## Conclusion

The Cycleways and Bicycle Facilities Advisory Committee is a positive forum for the consideration of matters important to bicycle riders. The Committee's recommendations are supported, and it is considered that they should be endorsed by the Council.

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**Responsible officer:** Jay Lee-Pieterse, Senior Sustainable Transport Officer

**File Reference:** F2018/00158

CS46/24

# Cycleways and Bicycle Facilities Advisory Committee

## Minutes

6:30pm Wednesday 21 August 2024 (*remote meeting*)

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## 1. Terms of reference

The following information is provided so that you may be aware of the structure and operation of the Cycleways and Bicycle Facilities Advisory Committee.

**Randwick Council resolved to establish a Cycleway and Bicycle Facilities Advisory Committee with the following terms of reference:**

1. Report to the Council;
2. Enhance consultation between Council and the bike riding community;
3. Advance implementation of the planned and funded cycle ways in the Randwick local government area;
4. Review and provide advice on proposed Council bike related capital works projects;
5. Participate in the yearly draft budget process by recommending appropriate bike related projects;
6. Be consulted by Council on cycle way and bike facility issues involving significant planning proposals and Development applications before Council;
7. Regularly review and propose updating of the Randwick Council bike plan in line with the strategic direction of priority cycleways as detailed within "Sydney's Cycling Future"; and
8. Help advance a Regional Cycle Strategy with neighbouring Councils.

(Council resolution references 172/17 & 87/18)

## 2. Acknowledgement of Country

The Chair asked for a volunteer to acknowledge the lands upon which this meeting is being held:

*"I would like to acknowledge that we are meeting on the land of the Bidjigal and the Gadigal peoples; being the traditional owners who, for thousands of years, occupied and cared for vast areas along the Sydney Coast.*

*On behalf of the participants of this meeting I acknowledge and pay my respects to the Elders past, present and emerging, and also to those Aboriginal people participating today."*

## 3. Attendance and apologies

### In attendance:

Councillor Michael Olive (Chair)	RCC	Mr Elliott Jones	BIKEast
Mayor Phillipa Veitch	RCC	Ms Yvonne Poon	BIKEast
Councillor Rafaela Pandolfini	RCC	Ms Renna Korn	RCC
Councillor Kathy Neilson	RCC	Mr Tony Lehmann	RCC
Ms Diane Nazaroff	Safe Streets for School	Mr Lachlan Wood	RCC
Ms Kristina Warton	Resident	Ms Jay Lee-Pieterse	RCC
Mr Paul Chilcott	Resident		

### Apologies:

Mr Jim Hope  
Mr Dick Van Den Dool  
Ms Kate Lewis (TfNSW)

## 4. Declarations of pecuniary or non-pecuniary interests

Nil

## 5. Matters arising from Minutes of previous meetings

Nil

## 6. Items for consideration

### 6.1. Get NSW Active Program Funding / TfNSW Walking and Cycling Program

The status of Council's application for Get NSW Active Grant Funding Program 2022/23, 2023/24 and 2024/25 are as detailed in the table below.

Applications made 2024/25	Award Status	Funding stage requested	TfNSW Contribution
Kingsford to Centennial Park Cycleway – Section 3 (Barker Street to Sturt Street) – Design assessment	Successful	Design	100% <b>\$411K</b>
Paine Reserve – Shared Path (North South)	Successful	Construction	100% <b>\$263K</b>
School Crossing Improvements: <ul style="list-style-type: none"> <li>Franklin Street, north of Matraville Sports High School, near St Andrews Catholic Primary School – Conversion of existing refuge island to a raised pedestrian crossing</li> <li>Malabar Road West, Maroubra Bay Public School – Raising existing pedestrian crossing</li> </ul>	Successful	Construction	100% <b>\$231K</b>
Maroubra Road Corridor Upgrade (Detailed Design)	Unsuccessful	Design	100%
Applications made 2023/24	Award Status	Funding stage requested	TfNSW Contribution
South Coogee to Kingsford – Stage 1 (Sturt Street)	Successful for construction of traffic signals at Avoca St / Bundock St/Sturt St /	Construction	100% <b>\$2M</b>
Maroubra Road Walking and Cycling Improvements Project (noting Council has deleted the cycleway component)	Successful – Concept Design	Design	80% <b>\$300K</b>
Todman Avenue and Lenthall Street Walking and Cycling Improvements	Successful	Design	100% <b>\$667K</b>
Previous application made 2022/23	Award Status	Funding stage requested	TfNSW Contribution
Active Transport Strategy	Successful	Strategy	100% <b>\$140K</b>
South Coogee to Kingsford walking and cycling streetscape (Bundock Street / Sturt Street) – Detailed design finalisation	Successful	Design	100% <b>\$474,580</b>
Coogee to Randwick – Concept and detailed design	Successful	Design	100% <b>\$776K</b>
Anzac Parade – Mid A – Fitzgerald Avenue to Sturt Street / APPP – Detailed design	Successful	Design	50% <b>\$396K</b>

Council received confirmation from Transport for NSW (TfNSW) regarding Council's submissions for the 2024/25 Get NSW Active Program. Of the four Randwick City Council applications submitted for grant funding, TfNSW will fund the three above noted projects.



Updates on projects funded as part of the Get NSW Active Program are in the following sections.

*Mr Lehmann noted funding for Maroubra Road Walking and Cycling Improvements Project has been reduced from \$400K to \$300k due to the reduced scope of the project (now corrected).*

*Cllr Olive noted that Matraville Sports High School has been incorrectly referred to under the TfNSW grant funding title (now corrected).*

**Recommendation:**

That the information be received.

## 6.2. Active Transport Plan / Transport Mode Hierarchy

The Active Transport Strategy is now referred to as the Active Travel Plan. This is to better reflect its position as a Related Plan rather than an Informing Strategy in Council's document hierarchy.

Following two rounds of community consultation and stakeholder engagement, Council has reviewed and, where appropriate, incorporated all feedback and the Active Transport Plan is now finalised. The Active Transport Plan is comprised of three separate but related documents:

- Active Transport Plan
- Active Transport Plan: Analysis
- Active Transport Plan: Walking and Cycling.

These documents establish the vision for active transport in the City and will guide strategic decisions of Council and Council officers regarding walking, bicycle riding and public transport consistent with the Integrated Transport Strategy and the endorsed Transport Mode Hierarchy.

The Active Transport Plan will go before Council for adoption following the 2024 NSW Local Government elections.

Council's Bicycle Route Construction Priority List will be reviewed following the adoption of the Active Transport Plan. The list will then be released for community consultation.

*Mr Lehmann provided an update on the project and indicated that the Active Transport Plan is proposed to be tabled at the October Ordinary Council meeting following the 2024 NSW Local Government elections.*

**Recommendation:**

That the information be received.

## 6.3. Kingsford to Centennial Park Cycleway

*(Doncaster Avenue, Day Avenue, Houston Road, General Bridges Crescent, Sturt Street permanent cycleway)*

Sections 1 and 2 (total of 1.8km) of the Kingsford to Centennial Park Walking and Cycling improvements (K2CP) project were opened to public in December 2023 from Alison Road in the north up to Barker Street in the south.

### 6.3.1. Community Communication

Since the opening of the cycleway, Council has received various feedback shared by the community.

The Mayor, Ward Councillors and Council officers held a Community Forum on 8 April 2024 at Kensington Park Community Centre to listen to those willing to speak to provide their feedback as well as via online written comments.

Through the community forum, Council heard from / via:

- 18 speakers
- 5 questions from the speakers
- 2 written submissions at the community forum
- 5 email submissions
- 27 written submissions at the registrations.

This is in total, 58 submissions, and the feedback were received from 45 community members. Generally, they were positive comments.

The top 3 positive comments were:

1. Cycling and cycleways in general is supported;
2. The K2CP cycleway is a positive change;
3. The K2CP cycleway is great for families and children.

The top 3 issues raised were:

1. It is difficult to get in and out of driveways;
2. Sight visibility is poor accessing driveways;
3. The road is too narrow and is unsafe.

In addition, Council resolved on 30<sup>th</sup> April 2024 (Luxford/Hay) that Council officers door knock all residents of Doncaster Avenue so that they may have their say on the bike track and the residential issues they face and to get a true picture of the problems the bike track is having on residents.

The door knocking exercise was carried out between Tuesday 25 June 2024 to Thursday 27 June 2024. In total 725 residential addresses were contacted, and 110 responses were received. There was a mix of positive and negative responses, with an overall greater number of negative issues being reported from the residents.

Of the 110 resident respondents,

- 101 rated the impact of the cycleway on their lives. The ratings ranged from 0 to 10, with an average score of 4.4. This suggests that the overall perceived impact of the new cycleway on Doncaster Avenue residents is slightly negative, leaning towards neutral.
- 74 (67%) Indicated they or their family cycle, and 36 (33%) indicated they do not.
- 26 (24%) indicated they have used the new cycleway, and 84 (76%) indicated they have not.

The positive themes were cyclist safety improvements, pedestrian improvements including crossing opportunities, and traffic improvements such as vehicular speed calming.

The negative themes were access issues for driveways and parked vehicles, traffic issues such as narrow roads, speeding and congestion, and finally cycleway safety, including speeding cyclists, lighting and obstacles. Others included cyclists not using the cycleway, reduction in parking spaces and loss of trees.

With the completion of the understanding of the residents' concerns, Council will continue to work investigate opportunities to improve the issues raised. Signage to share the road are also being developed to try to improve resident and general road user behaviours.

In addition, in Spring, Council will also survey the cycleway users to also better understand their perspective and experience of the cycleway.

### 6.3.2. Doncaster Avenue / Anzac Parade intersection

TfNSW and Council continue to review the options to upgrade the Doncaster Avenue / Anzac Parade intersection to provide a continuous separated cycleway through Anzac Parade. Council is considering options presented by TfNSW to best fit the separated cycleway whilst minimising the impacts on the existing on-street parking and services. This includes addressing the issue of pinch-point the signal boxes create on the shared path at south of Anzac Parade on Doncaster Avenue and their visibility noted by BIKEast.

Council officers submitted a request to TfNSW to advise if any artwork can be applied on the signal boxes or putting in line marking around the traffic signal boxes to guide the pedestrians and cyclists. Transport for NSW is investigating the process to paint or put art work on traffic signal boxes. It was advised that this may be costly and maintenance required. Council will share the information on the process and the cost to further investigating the line marking on the shared path for the temporary measure.



### 6.3.3. Section 3 – Houston Road, General Bridges Crescent and Sturt Street

Section 3, which is pending construction funding, includes the following remaining sections for construction:

- Houston Road, from Barker Street to Gardeners Road,

- General Bridges Crescent, from Gardeners Road to Bunnerong Road,
- Sturt St from Bunnerong Road to Anzac Parade.

For Section 3, Council has received funding from Get NSW Active Program for the design assessment of Section 3 to consider more effective and cost-efficient protected cycleway for the rest of the project. This is to apply the lessons learned from Sections 1 and 2 to improve design as well as minimise construction impact.

Council is waiting on the funding announcement for Towards Zero Safer Roads Program for construction of Section 3. Discussions with Bayside Council has also taken place to discuss ways forward with the project within General Bridges Crescent. Further updates will be provided when available.

#### 6.3.4. Doncaster Avenue, south of Alison Road

From 19 August 2024, for a duration of one week, pending weather conditions, the temporary klemfix separators installed along Doncaster Avenue cycleway from Abbotsford Street to Carlton Street will be removed and permanent concrete separators will be installed. This section was treated with temporary separators due to the development of the site on the eastern side of Doncaster Avenue. Now that the development construction is at a stage where its frontage is complete, Council will construct the permanent concrete separators to finalise Section 1 of the cycleway.

*Ms Lee-Pieterse provided an update on the project noting that Council had provided feedback to the written and verbal feedback provided at the Community Forum held in April. It was also noted that Council staff undertook the doorknocking exercise and that the summary report will be issued to those who requested it following the 2024 NSW Local Government elections. Additionally, Council staff will carry out a survey of cyclists during October to gain feedback from users of the cycleway.*

*Mr Lehmann provided an update that the Doncaster Avenue student accommodation construction works are complete and permanent concrete separators will now be installed on this section of Doncaster Avenue.*

*Cllr Veitch requested an update on additional signage for the Kensington 40km/h Local Traffic Area, and when the Kensington South 40km/h zone will be implemented. Mr Lehmann advised that Council staff had carried out an inspection and assessed that 10 additional signs should be installed, for which work instructions to install had been issued. Mr Lehmann also advised that Council's application for the proposed Kensington South 40km/h zone has been with TfNSW for 6 months and we await their determination.*

*Cllr Veitch and Ms Poon inquired whether signage advising cyclists to give way to pedestrians and to slow down at pedestrian crossings will be installed. Mr Lehmann advised that Council are developing signs to be installed advising cyclists and drivers of their responsibilities, which will be circulated for comment.*

*Cllr Veitch also noted that there were concerns raised over the poor level of lighting on the cycleway, particularly at the intersection of Doncaster Avenue and Day Avenue which results in safety issues. Mr Lehmann accepted this feedback and will refer this issue to relevant team in Council. Mr Lehmann also noted that consultation on the proposed design changes at the Doncaster Avenue and Anzac Parade intersection will be carried out in the near future.*

*Ms Poon advised that there had been damage to signage along the cycleway. Mr Lehmann confirmed Council is aware of this issue and are taking steps to rectify.*

#### Recommendation:

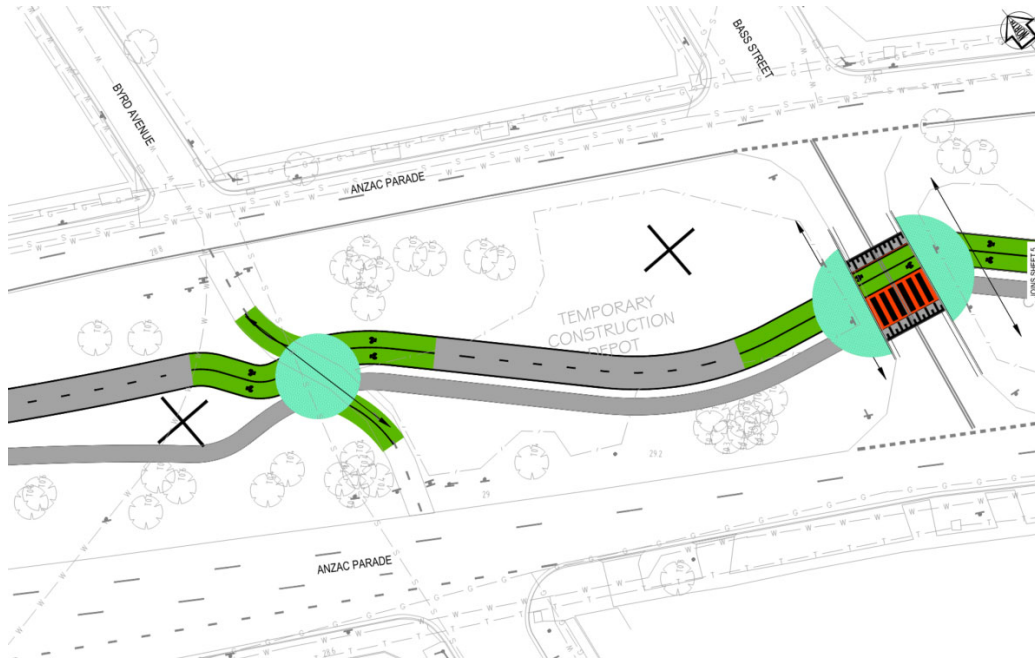
That the information be received.

### 6.4. Anzac Parade (Walking and Cycling) Paths Project (APPP)

Council was successful in gaining 50% funding for developing the detailed design documentation package of the Anzac Parade Walking and Cycling Paths Project under the Get NSW Active Program. The Consultant has completed the Strategic Framework report (Stage 1) and is working on the concept design including traffic control signal (TCS) design and path alignments.

The base traffic assessment has been reviewed and the consultant is currently working with TfNSW to address comments. Once the traffic assessment is finalised the draft traffic control plans and supporting documentation will be submitted to TfNSW for Approval in Principle.

Council officers continue to work together with the consultant and TfNSW to develop the concept design. TfNSW have agreed in principle to accept a shared path arrangement in the highly constrained section within Maroubra Junction, with the development of the path alignments within the median progressing.



*Early draft design demonstrating the design approach to crossings and shared spaces within the median (subject to approvals)*

The project program has been updated with project completion now anticipated to be by June 2025.

*Mr Lehmann provided an update on the project.*

*Ms Poon and Mr Chilcott emphasised the need to improve pedestrian facilities and priorities particularly in Maroubra Junction and that the opportunity for better place making should not be wasted.*

#### **Recommendation:**

That the information be received.

### **6.5. South Coogee to Kingsford Walking and Cycling Project**

Council is continuing to work with the primary consultant to complete the detailed design following the success of Council's Get NSW Active Program submission. The funding covered 100% of the finalisation of the detail documentation package for the South Coogee to Kingsford Walking and Cycling Project (Bundock Street and Sturt Street).

As outlined in section 5.1, Council applied under the 2023/24 Get NSW Active Program for funding to construct Stage 1 of the South Coogee to Kingsford Walking and Cycling Streetscape project. Of the applied funding, the signalisation of the Avoca Street/Bundock Street/Sturt Street intersections was approved with \$2 million allocated for this project. As such, Council has instructed the consultant to prioritise the detailed design for the Avoca Street signalised intersection and to prepare a separate construction tender package.

#### **6.5.1. Avoca Street / Bundock Street / Sturt Street - Signalisation**

During the detailed design of the Avoca Street signalised intersection, it was found that proposed new traffic signals would be in conflict with a water main on Avoca Street. To address this issue a specific Sydney Water major works approval and specialist input is required. Council have approved and funded the \$136,000 variation to manage this process, which is anticipated to take a minimum of 12 months to complete.



Council continues to work with TfNSW to satisfy the approval requirements of the traffic signal design for the Avoca Street intersection. Following TfNSW's approval of the necessary assessments, the major works approval process will commence.

The construction ready plans for the Avoca Street signalised intersection are anticipated to be complete by the end of 2024. Construction for the signalised intersection will commence following completion of the major works approval process, which is currently anticipated in the second half of 2025.

### 6.5.2. Avoca Street / Bundock Street / Sturt Street - Temporary Pedestrian Refuges

Council is working to install temporary pedestrian refuges at the crossings of Sturt Street and Bundock Street at Avoca Street.

The two proposed temporary pedestrian refuges will reduce the width of the traffic lanes from the side streets, down to a single lane. Accordingly, a requirement of the proposed changes to the intersection is that right turns from Bundock Street (westbound) into Avoca Street (northbound) be banned and right turns from Sturt Street (eastbound) into Avoca Street (southbound) be banned. The legal authority to ban turn movements is not delegated to Councils but remains with TfNSW. TfNSW have provided agreement in principle to the proposals but require community consultation be carried out prior to formal approval being granted. Community consultation is scheduled to commence in August, following which, Council will seek formal approval from TfNSW and install the temporary pedestrian refuges.



*Proposed temporary pedestrian refuges at the intersections of Avoca/Sturt Street and Avoca/Bundock Street*

### 6.5.3. Sturt Street and Bundock Street Cycleway

The consultants have developed the detailed design for the Avoca Street signalised intersection to 80% complete, and the detailed design for the Sturt Street and Bundock Street cycleway to 80% complete.

Design work has been slowed on these packages due to a similar issue with a water main on Sturt Street, where the proposed new cycleway and associated drainage infrastructure will conflict with the water main and potentially will

trigger another Sydney Water major works approval. Design work related to vehicle turn paths at intersections and driveways have progressed in the interim to improve access.

The construction ready plans for the Sturt Street and Bundock Street cycleways are anticipated to be complete by December 2024 with construction subject to approvals (from TfNSW and Ausgrid) and future successful funding applications.

*Mr Lehmann provided an update on this project, including that the Avoca Street Intersection design is still being assessed by TfNSW. Mr Lehmann also noted that the design for the cycleway is progressing.*

*Ms Poon noted that the lack of signals at this intersection is preventing some parents from allowing their children to cycle or walk to school. Ms Poon and Ms Warton queried when the consultation for the temporary refuges will be undertaken, the geographical extent of it and whether the results will be binding. Mr Lehmann advised that the consultation is likely to be deferred until after the 2024 Local Government elections but will be limited to local residents and Council will not be bound by the consultation results.*

*Cllr Olive queried if services are likely to cause similar delays on the cycleway on Sturt Street and Bundock Street as at the Avoca Street intersection. Mr Wood advised that there are some significant services on these streets, including a water main and fibre optic cables, and that the design is being developed to avoid similar clashes with services to avoid lengthy approvals processes and delays.*

**Recommendation:**

That the information be received.

## 6.6. Coogee to Randwick Cycleway

The Coogee to Randwick Cycleway project will provide a bike link from Coogee Beach to the Randwick light rail terminus and UNSW. The project will provide an active transport link between these key destinations and provide light rail passengers an alternative to driving to the Randwick light rail stop. The introduction of the light rail corridor on High Street and the new development at the Randwick Health and Innovation Precinct have required that the route originally identified be re-examined.

The first stage of the project, the Strategic Framework and Options Assessment, is currently under final review by TfNSW. The strategic framework establishes the vision and objectives for the project and provides a site analysis identifying the opportunities and constraints within the defined study area. A robust route options assessment has been carried out and the preferred route alignment has been identified.

Once all Council and TfNSW comments have been addressed the Strategic Framework and Options Assessment report will be shared with BIKEast.

Council officers have previously discussed with Health NSW the option of a link through the Health Infrastructure Precinct. A series of possible options through the Health Infrastructure Precinct have been developed to help facilitate future discussions in agreeing an acceptable proposal. Further engagement with stakeholders, such as UNSW, will take place during design development in the next stages of the project. Community consultation will be carried out once the concept design has been prepared.

Council is currently working towards procurement of a suitable consultant to deliver the remaining design stages of the project, taking the preferred route from concept design through to detailed design.

*Mr Lehmann provided an update on the project and noted that Council is finalising the preferred route and developing possible options within the NSW Health site.*

*Ms Poon noted that BIKEast have held discussion with TfNSW over the Strategic Cycleway Corridor program and potential options within this study area.*

*Ms Warton noted that there is a need for a pedestrian crossing over Belmore Road from Coogee Bay Road. Mr Lehmann confirmed that Council is developing proposals around the wider Avoca Street, Belmore Road, Cuthill Street intersection and that a crossing at this location will be part of this project.*

**Recommendation:**

That the information be received.



## 6.7. Maroubra Road Corridor Study

The Maroubra Road Corridor Study has been finalised along with a high-level concept design. The recommendation arising out the study included significant access improvements for pedestrians and road safety for all users. Additionally, second round of community consultation regarding the intersection upgrade plans was conducted from 13 December 2023 and 14 February 2024. Currently Council is in process of finalising the community feedback. It is anticipated that the final report will be presented to the Council Meeting by the end of the year.

Council is in the process of preparing the scope of works as part of the procurement process to appoint an external consultant to develop concept designs for these pedestrian and road safety improvements. Furthermore, prioritised project will be submitted for funding under the Road Safety Program 2023/24-2025/26, which was launched in early 2024.

*Mr Lehmann provided an update on the project, noting Council's resolution to focus on the Cooper Street and Mons Avenue intersection as a priority and that Council is reviewing design options at this site.*

### Recommendation:

That the information be received.

## 6.8. Todman Avenue Cycleway Project

### 6.8.1. Todman Avenue – Provisional Line Marking and Signage Upgrade

The provisional line marking and signage works is line marking maintenance works with improvements to the bike lanes until the future separated cycleway is designed and implemented. These works have been completed in July 2024. Additional signages will be installed to better indicate the bicycle lane start and end.



Todman Avenue at Gloucester Place



Todman Avenue at Carminya Street

### 6.8.2. Todman Avenue and Lenthall Street Walking and Cycling Improvements Project

Council was successful in securing funding from the 2023/24 Get NSW Active Program for permanent, physically separated, walking, and cycling infrastructure improvements project from concept design to detailed design.

Council has completed the evaluation of received offers from the short-listed suppliers and is in the process of engaging the preferred consultant to deliver the project which will commence in August 2024.

*Mr Lehmann provided an update on this project, including that the line marking works have been carried out and positive feedback has been received.*

*Ms Poon noted that there is a need to implement interim measures to provide protected transitions from the shared paths to the road at the Todman Avenue/Eastern Distributor intersection. Mr Lehmann noted that this has previously been explored but this area is heavily constrained, however Council will review options again.*

### Recommendation:

That the information be received.

## 6.9. Paine Reserve north-south shared path

Council officers continue to work on the detailed design of the Paine Reserve north-south shared path to include the footpath extension on Fennelly Street, following the on-site discussions with Councillor Olive and residents.

With the shared path alignment determined, Council officers are developing the construction documentation.

Council officers negotiated a licence for access over the land subject to Native Title requirements, which will allow Council the rights to construct and maintain a path within the land subject to Native Title requirements.

As mentioned in Item 5.1, Council has submitted the funding application for the construction of Paine Reserve north-south path through 2024/25 Get NSW Active Program and has been successful. Once the detailed design is finalised, the stakeholders will be consulted, and construction will commence. The completion is estimated to be end of 2024.

*Mr Lehmann provided an update on this project, including the recent funding to construct the project and that Council aims to deliver this project by the end of 2024.*

*Ms Warton inquired what stage the design is at. Ms Lee-Pieterse advised that the detailed design is currently being reviewed to resolve minor grade issues and that Council can issue for the design for consultation once complete.*

### Recommendation:

That the information be received.

## 6.10. Alison Road (between Darley Road and Doncaster Avenue)

Council officers have forwarded the concept plans of a full shared path along the southern side of Alison Road, from Doncaster Avenue (future cycleway) to the Light Rail yard and Royal Randwick Racecourse (the Racecourse) accesses to the Australian Turf Club (ATC). Council officers are waiting for comments from the ATC and working on the detailed design of the shared path line marking and signage.

Separately, Council will continue to work on the path around the back of the bus shelter will require that the Council enter into a lease arrangement with TfNSW as the land behind the bus shelter is not owned by Council. Once finalised, the detailed plans will be forwarded to Transport for NSW to commence the lease process.

*Ms Lee-Pieterse provided an update on the project, noting that Council may progress with the footpath extension while land ownership issues with TfNSW associated with a shared user path are being resolved.*

*Cllr Olive queried when the shared user path is likely to be delivered. Ms Lee-Pieterse advised that this is dependent on consultation processes and land ownerships issues being resolved.*

*Mr Chilcott inquired why Council can't just install the shared user path on TfNSW land. Mr Lehmann noted that there are legal issues around liability and indemnification if TfNSW were to accept a Council design on their land.*

### Recommendation:

That the information be received.

## 6.11. Alison Road / Wansey Road Cycleway

BIKEast advised that the vegetation growth continues to impact Alison Road paths, especially currently near Anzac Parade. There are regular vegetation maintenance works scheduled along these paths and they have been carried out along the shared paths in the last quarter of 2023. Further maintenance request was made for the paths, especially for the Anzac Parade.

Council officers will work with BIKEast and Maintenance Team for maintenance works along the paths.

*Mr Lehmann noted that Council continues review and request vegetation maintenance as required.*

### Recommendation:

That the information be received.

## 6.12. High Street Cycleway

At the May CABFAC Meeting, issues regarding High Street cycleway were raised concerning poor lighting at Gate 2 of UNSW, leaf litter, ramp narrowness and damaged cycleway separator kerbs near Gate 4 and 5 of UNSW.

Council has investigated the damaged cycleway separator kerbs near Gate 4/5 of UNSW and visibility issues. Council's maintenance team has since repaired the separator kerbs and trimmed the trees. Council's maintenance team continue to undertake regular maintenance to address leaf litter and routinely prune trees to prevent overhanging trees to improve sightline issues

In terms of lighting, Council will work with Ausgrid in investigating the options to improve lighting along the cycleway, especially near Gate 2.

Council is currently working on the design to put a permanent terminus on the western end of the cycleway to replace the temporary water barrier. Council is in consultation with TfNSW as line marking impacts the signalised intersection at Royal Randwick Racecourse access.

*Mr Lehmann provided an update on this project noting that actions have been taken to address concerns previously raised, including vegetation maintenance, repair works and developing a design to replace the temporary terminus with a permanent solution. Mr Lehmann also noted that Council is working with Ausgrid to investigate and resolve lighting concerns.*

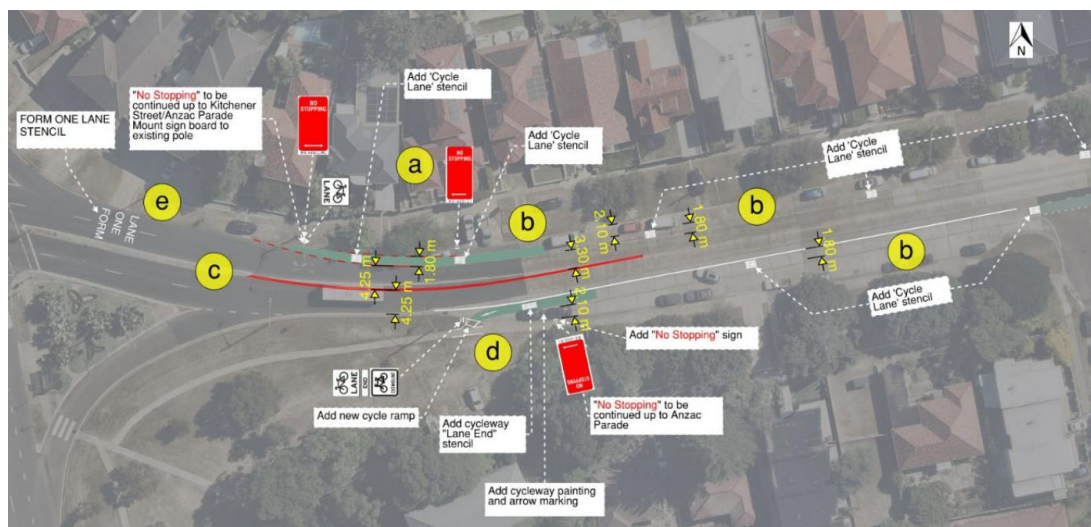
### Recommendation:

That the information be received.

## 6.13. Fitzgerald Avenue, East of Anzac Parade

Community concerns have been received regarding the potential danger to cyclists caused by obstructed visibility and parked vehicles especially after a curve in the road.

To address these issues, it is proposed to implement new road markings and signage to restrict parking in the narrow section adjacent to the cycle lane which involves lane width re-allocation on this section of Fitzgerald Avenue to enhance cyclist safety.



**Proposed bicycle lane improvements on Fitzgerald Avenue, west of Anzac Parade**

*Mr Lehmann provided an update on the background of this project to address community concerns with issues of cars parking on across the cycle lane.*

### Recommendation:

That the information be received.

### 6.14. Malabar Road Cycleway

Concerns have been raised over cyclist safety due to the traffic conditions on Malabar Road, between Fitzgerald Avenue and Beauchamp Road. Traffic counts within this section of Malabar Road were previously carried out in 2016 and 2021.

The 2021 traffic data was taken between Beauchamp Road and Meagher Avenue with the following results:

- Combined annual average daily traffic of 10,520 vehicles.
- Combined 85<sup>th</sup> percentile traffic speeds recorded as 58.8km/h.

The speed limit along Malabar Road in 2021 was 60km/h and has since been reduced to 50km/h.

Council officers will organise new traffic counts on this section of Malabar Road to better understand the current traffic conditions and review the need to address any cyclist safety concerns.

*Mr Lehmann provided an update on this project, noting Council will carry out investigations to see if any improvements are required.*

**Recommendation:**

That the information be received.

### 6.15. Proposed committee dates 2024

The next meeting was proposed to be on Wednesday 6 November 2024 at 7:30am. This date and 2025 dates will be confirmed following the upcoming local government elections.

*No objections.*

**Recommendation:**

That the information be received.

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## 7. Urgent matters or matters for future investigation

*CABFAC members thanked the Mayor and Councillors for their efforts and dedication to the committee and wished them well for the upcoming elections or their future endeavours for those not seeking re-election.*

## Director City Services Report No. CS47/24

**Subject: Draft Urban Forest Policy 2024**

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### Executive Summary

- In response to Council's resolutions, a draft Urban Forest Policy, 2024 has been developed.
- The draft Urban Forest Policy, 2024 replaces 3 existing policies relating to the urban forest and tree management.
- The draft policy is a critical component of the Urban Forest Policy Framework and is supported by a suite of plans, procedures and guidelines.
- New procedures are proposed for tree root related claims and tree vandalism to support the draft Urban Forest Policy in its objective to growing the canopy of the urban forest whilst managing competing requirements of the environment, infrastructure, private property, budgetary constraints, public risk and financial liability.
- This report presents the draft Urban Forest Policy, 2024 and recommends it be endorsed for public exhibition.

### Recommendation

That:

- a) the Urban Forest Policy Framework including its components be noted;
- b) the draft Urban Forest Policy, 2024 replaces the 3 existing policies relating to trees:
  - i. Urban Forest Policy - September 2007,
  - ii. Tree Policy - March 1993,
  - iii. Significant Street Tree Removals - Public Notification Policy - May 2004;
- c) the draft Urban Forest Policy, 2024 be endorsed for public exhibition; and
- d) a report on the outcomes of the community consultation be brought back to Council.

### Attachment/s:

1. [LINK TO VIEW](#) Draft Urban Forest Policy 2024

CS47/24



## Purpose

This report presents a new draft Urban Forest Policy, 2024 to replace the existing 3 policies relating to trees. It also presents the supporting framework for preserving and growing our urban forest. The recommendation seeks endorsement of the draft Urban Forest Policy to be placed on public exhibition.

## Discussion

Council has previously resolved 4 resolutions relating to tree management, tree canopy, public notification of removals, community education / awareness campaigns and the Register of Significant Trees. The resolutions are presented below.

### Resolution 1

**RESOLUTION: (Parker/Matson)** that Council conduct a review of its tree management policy, balancing the competing interest of owners and increasing our tree canopy, including a review of the policies of other Councils and holding a Councillor briefing.

### Resolution 2

**RESOLUTION: (Veitch/Shurey)** that Randwick City Council:

- a) conduct a review of its Significant Street Tree Removals – Public Notification Policy (2004), with the aim of improving notification and reporting procedures for local residents;
- b) bring a report back to Council on the draft policy; and
- c) place the draft policy on public exhibition for a minimum of 28 days.

### Resolution 3

**RESOLUTION: (Hamilton/Stavrinou)** that Council:

- a) note that to celebrate National Tree Day, Council will be holding an event at the Community Nursery including a tree giveaway and horticulturalist advice;
- b) develop and implement a communications and engagement plan to assist residents with information in regards to how Council manages its tree canopy and options in relation to tree issues impacting their property; and
- c) prepare a briefing for Councillors outlining Council's current street tree management plan including the approach taken for tree replacement and tree canopy renewal in areas that are causing damage to residential property.

### Resolution 4

**RESOLUTION: (Olive/Neilson)** that Council:

- a) note that the Significant Tree Register has not been updated since 2007;
- b) note that Council policy is to have 40% tree canopy cover by 2040;
- c) note that trees beautify our streets and add value to properties;
- d) note that trees play an incredible role in cooling our cities, reducing pollution, mitigating traffic and other noise, creating privacy, providing habitat for native animals, and more;
- e) note the increase in tree poisonings occurring in this LGA and others across the Sydney region;
- f) begin a process of updating Council's significant tree register that includes community consultation;
- g) build a campaign promoting the value of trees to our community that could include education, photo exhibitions, consultation with stakeholders such as WIRES and UNSW, and be done in conjunction with an update of the Significant Tree Register; and
- h) points (f) & (g) be incorporated in a report to Council that includes recommendations and resourcing implications.

### Draft Urban Forest Policy

Randwick Council currently has 3 separate policies relating to Tree Management. The policies are:



- Urban Forest Policy 2007
- Tree Policy 1993
- Significant Street Tree Removals – Public Notification Policy 2004.

The draft Urban Forest Policy, 2024 is a consolidated policy that replaces the existing policies. The new draft Policy recognises Randwick Council's objective to achieve a 40% tree canopy cover by 2040 and includes all elements of tree management to grow and enhance the Urban Forest within the Randwick LGA.

The draft policy recognises the governance framework, outlines our high-level approach to best practice urban forest management, community education and awareness, notification practices for removals and is supported by plans, procedures and guidelines.

The draft Urban Forest Policy, 2024 is a key document in a suite of documents that Council officers utilise to plan, assess, and undertake works to manage trees in the LGA. The supporting documents include:

- Draft Urban Forest Policy, 2024
- Randwick City Council Street Tree Masterplan
- Randwick City Council Tree Management Technical Manual
- Register of Significant Trees
- Street Tree Identification Manual
- Procedures for Investigating Tree Vandalism (to be developed)
- Procedures for Assessing Tree Root Claims (to be developed)
- Technical Guidelines for Urban Planting.

The draft Urban Forest Policy, 2024 recognises Randwick Council's current comprehensive tree preservation provisions in our Development Control Plan (DCP) for private trees. These provisions are comparable with adjoining Councils and will be updated when we update the DCP.

### **Proposed Operating Procedures**

To support the draft Urban Forest Policy, 2024, it is planned to review existing practices and develop new operating procedures for managing key aspects of tree management with a focus on:

- Property damage claims due to public tree roots
- Tree Vandalism – Poisoning and unauthorised removals.

In the meantime, we will continue to investigate and assess claims for damage and tree vandalism on a case by case basis using current practices.

### **Register of Significant Trees**

The Register of Significant Trees identifies trees with a heritage significance to the local area. To action of the resolution, it is planned to update the Register of Significant Trees. Funding for this project will be nominated for the 2025-26 capital works program.

### **Community Education / Awareness**

The draft Urban Forest Policy, 2024 outlines an intent to undertake community education campaigns to increase community awareness of the benefits of trees to an urban environment.

In 2022, a restructure of our tree management team was undertaken to separate the operational tree management functions from the strategic management of the urban forest. A new role, Urban Forest Planner, was created to focus on strategic tree management. A key responsibility for the Urban Forest Planner is to develop education campaigns with our Communications team. Further, it is proposed to promote the benefit of trees through initiatives to be held on National Tree Day, Trees for Mum and other events or programs.

### **Strategic alignment**

The relationship with our 2022-26 Delivery Program is as follows:

**Delivering the Outcomes of the Community Strategic Plan:**

Strategy	Environment
Outcome	A community more knowledgeable, proactive and responsive to climate change impacts
Objective	Achieve a 60% reduction in greenhouse gas emissions (CO2-equivalent) across Randwick City by 2030 from a 2018 baseline, while acknowledging the significance and importance of aspiring to a 100% greenhouse gas emissions reduction target for the same timeframe
Delivery program commitment	Monitor and increase the number of trees planted, retained and maintained to provide habitat, shade and heat reduction benefits and increase plantings by 100% (by approx. an additional 180 trees) in 2021 and annually increase after that to achieve meeting the Greater Sydney Commission target of 40% tree canopy cover across council managed land by 2040.

**Resourcing Strategy implications**

There are no direct financial or resourcing implications from the draft Urban Forest Policy. Funding for tree planting programs and tree maintenance programs will be nominated in the annual budgets.

**Policy and legislative requirements**

- Local Government Act, 1993
- Environmental Planning and Assessment Act, 1979
- Biodiversity Conservation Act, 2016
- State Environmental Planning Policy (Biodiversity and Conservation) 2021 (SEPP)
- Randwick City Council Development Control Plan (DCP)

**Related plans, procedures and guidelines**

- Randwick City Council Street Tree Masterplan
- Randwick City Council Tree Management Technical Manual
- Register of Significant Trees
- Procedures for Investigating Tree Vandalism (to be developed)
- Procedures for Assessing Tree Root Claims (to be developed)
- Technical Guidelines for Urban Planting.

**Conclusion**

A draft Urban Forest Policy, 2024 has been developed to replace the 3 existing policies relating to the urban forest and tree management.

The draft policy addresses the actions in the Council resolutions related to tree management. The draft policy is a critical component of the Urban Forest Policy Framework and is supported by a suite of plans, procedures, and guidelines.

It is recommended that the draft Urban Forest Policy be endorsed for public exhibition.

Our plan to review existing and develop new procedures for tree root related claims and tree vandalism will support our draft policy in its objective to growing the canopy of the urban forest whilst managing competing requirements of the environment, infrastructure, private property, budgetary constraints, public risk, and financial liability.

It is also planned to nominate funds to review our Register of Significant Trees in an upcoming capital works program.

**Responsible officer:** Joe Ingegneri, Manager Technical Services  
**File Reference:** F2005/00282

## Director City Services Report No. CS48/24

**Subject: Hills Weeping Fig - 10 Woodland Street, Coogee - Removal**

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### Executive Summary

- Council has received correspondence about tree root damage to the property at 12 Woodland Street, Coogee. The correspondence claims that council's street tree roots have caused the damage.
- Council officers have conducted site visits to assess the tree, public infrastructure and site conditions surrounding the tree. A review of Council's records revealed that there have been tree root impacts to the sewer at 10 Woodland Street spanning over 10 years. A claim was made in 2009 to replace a damaged roof antenna due to tree branched overhanging the roof.
- Previous damage to the concrete footpath outside 10 Woodland Street was repaired in 2014 using asphalt. The large tree roots had grown out of the ground, prohibiting reinstallation of a concrete footpath. Minor root pruning was carried out at the time.
- The owner of 12 Woodland Street has submitted a report by a structural engineer outlining damage to the dwelling including the footings, side pathway, brickwork, walls, roof tiles due to overhanging branches and the stormwater.
- Based on the size of this mature fig tree, the buttress roots and its proximity to the properties, further root pruning is not viable without impacting the tree's structural stability and long-term health.
- This report recommends removal of the fig tree and planting of a suitable replacement street tree.

### Recommendation

That the Council owned *Ficus var. microcarpa* (Hill's Weeping figs) growing outside 10 Woodland Street, Coogee be removed and replaced with a super advanced *Waterhousia floribunda* (Weeping Lilly Pilly) as nominated in Council's Street Tree Masterplan.

### Attachment/s:

1.  Hills Weeping Fig - 10 Woodland St, Coogee - Photographs
2.  12 Woodland Street, Coogee - Structural Engineer's Report

CS48/24

## Purpose

This report details the background and assessment relating to property damage at 12 Woodland Street, Coogee, that has been claimed to be caused by the council owned *Ficus var. microcarpa* (Hill's Weeping fig) street tree. The tree is growing on the nature strip outside 10 Woodland Street.

## Discussion

### Background

Council officers have received correspondence about property damage to 12 Woodland Street, Coogee. A structural engineering report (attachment 2) has been included to substantiate the claim that council's tree roots have caused the damage.

The damage noted in the engineering report states the following:

1. Footings observed with Fig roots lifting flooring (under house viewed).
2. The side concrete pathway and brickwork on the western wall is damaged from tree roots.
3. Inspection has revealed cracking to the northwest corner wall.
4. Damaged roof clad tiles from overhanging tree canopy. Photos observed showed branch failure on the residence roof line requiring roofing maintenance repairs.
5. The stormwater roofing system has received increased maintenance costs to prevent further damage to the stormwater drainage.

Further, the correspondence outlines other impacts from the fig trees in Woodland Street including tree branch failures which have damaged a vehicle, sewer main impacts, vermin issues, mould due to shading from sunlight and damage to public infrastructure.

Tree root and canopy pruning has been undertaken to manage the tree and address concerns raised by the owners, although only minor root pruning was possible. Photographs of the tree roots are shown in attachment 1. It should be noted that root pruning for mature fig trees is limited to tree roots up to 40mm in diameter to minimise impacts on the structural stability of the tree. Due to the proximity of the tree roots to the surface, the footpath could only be replaced with asphalt rather than concrete.

A review of council's records revealed that there have been tree root impacts to the sewer at 10 Woodland Street spanning over 10 years. A claim was made in 2009 to replace a damaged roof antenna due to tree branched overhanging the roof.

### Fig Tree Description

The subject tree is a mature tree in good health and condition with little deadwood in the crown. The tree is approximately 24-26m in height and has a canopy spread of around 22m east/west and 28m north/south. The tree has significant buttress roots located 1.3m from the property boundary. It is estimated to be over 65 years of age. It provides important habitat and food source for a variety of fauna.

Using the methodology in Australian Standard *ASDR99307*, fig trees of similar size and condition are estimated to have an amenity value of approximately \$20,000 - 25,000 each.

This Council owned fig tree is not listed on Randwick Council's Register of Significant Trees.

There is a cluster of 6 *Hills Weeping Fig trees* planted at the eastern end of Woodland Street. Street. Due to the overlapping canopies of these fig trees at the eastern end of the street, the proposed removal of this street tree will result in a moderate impact on the visual amenity of the streetscape.

### Viability of Root Pruning

It is stipulated in Australian Standard AS 4970 – 2009 – *Protection of trees on development sites* that wherever any proposed tree root cutting is greater than 10% of the Tree Protection Zone (TPZ) or is inside the Structural Root Zone (SRZ), it must be demonstrated that the tree will remain healthy and viable should any required root cutting take place.

The radius of the Tree Protection Zone (TPZ) is calculated by multiplying a tree's diameter at breast height (DBH) x 12, where DBH is measured at 1.4 metres above ground.

For this tree, the radius of the TPZ has been calculated to be 15m from the base of the tree. Pruning of roots at the property boundary would constitute an incursion into the TPZ of 40% which is

significantly higher than the recommended 10% that is allowed by the Australian Standard. To meet the Australian Standard, root pruning would ideally be undertaken 10.3m from the tree which is behind the wall of the dwelling.

In relation to the SRZ of a tree, a general rule is that no root cutting works can be undertaken within the following recommended radial distances from any Council owned tree on public land.

Trunk Diameter (D)	Structural Root Zone (SRZ)
Up to 0.15m	1.5m
0.15m to 0.3m	2.0m
0.3m to 0.5m	2.5m
0.5m to 0.8m	3.0m
0.8m to 1.1m	3.5m
1.2m to 1.6m	4.0m
1.6m to 1.8m	4.2m

The tree's trunk diameter above the buttress is 1.7m and therefore the calculated SRZ radius is 4.1m. The tree is located 2.4m from the property boundary.

Root pruning at the property boundary would constitute root pruning within the measured SRZ which would potentially impact the tree's structural stability.

Overall, it is considered that pruning of roots that have entered the property, at the property boundary, to prevent further property damage will impact the health and structural stability of the tree. On this basis, further root pruning is not a viable option.

### Assessment

A structural engineering assessment submitted by the owner of the property at 12 Woodland Street outlines damage to dwelling structure, the side path, masonry walls and roof tiles.

The tree has also damaged the concrete footpath which has been replaced with asphalt and sustained further damage. This pathway has been raised by the tree roots and is potentially hazardous for pedestrians.

To the east of the tree, in front of 12 Woodland Street, the footpath has been raised at the front which now directs surface water into the garage. Due to the topography of the adjacent streets, the flows can cause flooding of the garage in moderate rain events.

Further, it has been reported that the sewer main has been impacted by tree roots. The sewer main pit access is located within the nature strip, approximately 4.2m from the tree (see photograph in attachment 1). Impact on the main results in sewer impacts to the property owners.

Options to address the tree root impacts have been explored with a view to retain the tree. Root pruning at the property boundary is within the tree protection zone and structural root zone. This root pruning would require pruning of significant roots (>40mm diameter) and therefore, not viable as it will impact the tree's health and structural stability.

Reconstruction of the footpath over the tree roots will compromise private property boundary levels due to the footpath being located adjacent to the property boundary.

Based on the assessment, it is recommended to remove this fig tree and plant a super advanced Weeping Lilly Pilly replacement street tree.

Tree Replacement

To offset the visual amenity impact created by removal of this Hill's Weeping fig, it is proposed to plant a super advanced *Waterhousia floribunda* (Weeping Lilly Pilly) as replacement planting. These fast-growing rainforest tree species have proven to be an ideal replacement for the Hill's Weeping figs.

Further, council has significantly increased its funding for tree planting in the Randwick local government area to increase the canopy cover. For 2024-25 we have allocated \$1,841,010 for tree planting. This funding includes grant funding which we propose to seek for our ongoing tree planting program.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Infrastructure Services
Function	Tree and Plant Management
Delivery program commitment	Manage public and private trees and plants with the LGA including tree assessments and tree work implementation; as well as management of the Council Nursery

Resourcing Strategy implications

It is estimated that the removal of the fig tree outside 10 Woodland Street, Coogee and replacement with a super-advanced *Waterhousia floribunda* (Weeping Lilly Pilly) would cost in the vicinity of \$15,000. The funds are available in Council's current annual tree management budget.

Council should also be aware that for 2024-25, \$1,841,010 has been allocated for tree planting. This funding includes grant funding which we propose to seek for our ongoing tree planting program.

Policy and legislative requirements

Local Government Act, 1993  
Tree Policy  
Urban Forest Policy.

Conclusion

Council officers manage impacts from street trees on a case-by-case basis. To address impacts from the fig tree outside 10 Woodland Street, Council officers have conducted root pruning, canopy pruning and replaced the footpath. This work has been undertaken to retain this mature Hill's Weeping fig tree. Unfortunately, this fig tree has matured to an extent where damage to the property cannot be repaired without root pruning that would impact the structural stability of the tree or its health.

For the reasons outlined above, there are limited physical options available to prevent ongoing structural damage that is being caused to private property. On this basis, it is recommended to remove this fig tree and plant a super advanced Weeping Lilly Pilly replacement street tree.

The habitation of birdlife and other fauna within Council tree assets is a primary consideration of tree management staff whenever trees are inspected for pruning or removal works. In addition, it is a requirement for all tree contractors to inspect trees for fauna/wildlife habitation prior to any tree works being undertaken on Council trees. This on-site inspection forms part of the site-specific risk assessment all tree contractors undertake prior to works being undertaken and if any wildlife is encountered, they ensure they contact WIRES to have any such fauna removed and relocated.

Responsible officer: Joe Ingegneri, Manager Technical Services  
File Reference: F2024/07359



Hills Weeping Fig - 10 Woodland Street, Coogee



*Photo 1 - Hills Weeping Fig outside 10 Woodland Street, Coogee*

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*Photo 2 – Looking west along the northern footpath outside 10 Woodland Street*





*Photo 3 – Concrete footpath previously replaced with asphalt*



CS48/24



*Photo 4 – Asphalt footpath – Tree root damage*





Photo 5 – Asphalt footpath – Tree root damage – Looking east





Photo 6 – Proximity of sewer main manhole





Photo 7 – Tree canopy overhanging dwelling at 10 Woodland Street



## Structural Engineer's Report

Ref.: 24.165-003-C

17th February 2024

Att: Brett Donovan

**Site Review and Structural Analysis**  
**12 WOODLAND STREET, COOGEE NSW 2034**

This is to confirm that an inspection was made by Jon Maratheftis of E2 Civil And Structural Design Pty Ltd at the above mentioned property on 2nd February 2024, to carry out a visual, non-destructive inspection of the impact of the tree root system onto the residential building located Lot 1 DP 978127.

The existing residence Lot 1 DP 978127 is of full masonry construction with timber flooring and a conventionally framed roof clad with tiles and corrugated roof.

The existing council owned fig tree (Hills Weeping Fig) growing outside 10 Woodland Street Coogee NSW is situated southwest of subject property and my structural analysis has observed:

1. Footings observed with Fig roots lifting flooring (under house viewed).
2. The side concrete pathway and brickwork on western wall is damaged from tree roots.
3. Inspection has revealed cracking to the northwest corner wall.
4. Damaged roof clad tiles from overhanging tree canopy. Photos observed showed branch failure on the residence roof line requiring roofing maintenance repairs.
5. The stormwater roofing system has received increased maintenance costs to prevent further damage to stormwater drainage.

The assessment confirmed the reported damage to side walls of the dwelling, the side path and structural footings impacted. This report highlights areas of recommendation:

- Existing isolated piers may require repacking and proper ongoing maintenance of the building as required in accordance with AS2870.
- The property's footpath entryway located on the western side of the property has been damaged and recommended to remove impacted tree roots to avoid further damage to brick and concrete structures. The crack width ranges from 10mm to 90mm.
- Inspect and replace roof clad tiled from falling overhanging tree limbs to prevent further damage.
- Remove root problem.
- Removal of tree.




This analysis does not include structural adequacy in respect of any concealed defects.

Yours faithfully,

**Christopher Errington**  
 BE(Hons) MIEAust CPEng NPER RPEQ RBP  
 Member No: 2537063  
 DIRECTOR






Appendix A – Observations from Inspection




1	General Street Location		View from 12 Woodland Street Coogee NSW
2	General View tree canopy		View showing fig tree canopy over properties 8 and 10 Woodland Street in excess of 12metres
3	General View tree canopy		View showing tree canopy over property 12 Woodland Street.

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4	Subject tree roots, believed to be a council owned Hill's Weeping Fig		Cracks in the side entry pathway ranging 10-90mm.
5	Subject tree roots, believed to be a Hill's Weeping Fig		Enhanced view of tree root entering structural foundations of building wall.
6	Side Pathway (to rear)		Cracking and differential settlement of the pavement resulting in cracking.



7	Side pathway to rear		Various cracking to the eastern footpath.
8	Side passage (front to rear)		General photo showing the extent of fig tree rooting system against boundary fence, stormwater services and drainage
9	Roof area inspection		Maintenance replacement of damaged terracotta tiles due to tree canopy branch failure.

CS48/24

## Director City Services Report No. CS49/24

### Subject: Maroubra Surf Lifesaving Club - Project Update

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#### Executive Summary

- This report provides an update to Council on the Maroubra Surf Lifesaving Club (MSLSC) project progression and status and the background information to the Council to make a decision in relation to a revised funding strategy.
- The project planning phase has well commenced, and the Project Control Group comprising of both Council Officers and representatives of MSLSC's board of management has been activated.
- The Concept Design phase is nearing completion in preparation for final Council consideration and community consultation. Council should be aware that there is no requirement at this stage to adopt the draft concept plans provided in this report. They are provided for Council's information only. A subsequent report will be provided to Council in early 2025 seeking final adopting of the concept plans.
- Council Officers have been working closely with the Gujaga Foundation in designing the project with Country.
- The PCG, Project Management Firm, the Lead Design Consultant and the Cost Consultant are now further progressing the draft concepts as supported by MSLSC membership to the value management phase to identify cost savings and align the project to a realistic budget.
- The intention of this report is to request a budget uplift for the Maroubra Surf Lifesaving Club project budget including all contingencies of \$15M.
- The report outlines the funding strategy from Council, The State and Federal Government opportunities to support this budget uplift.
- Once the project budget is finalised, the Concept Plans will be completed and reported to Council for final adoption seeking approval to go to community consultation in a subsequent report in early 2025.

#### Recommendation

That Council:

- a) endorse the revised funding strategy for the future redevelopment of Maroubra Surf Lifesaving Club building; and
- b) note a subsequent report will be brought back to Council seeking final adoption of the concept plan in line with the revised budget in early 2025.

#### Attachment/s:

1. [LINK TO VIEW](#) Maroubra Surf Lifesaving Club - Draft Concept presentation - part 1
2. [LINK TO VIEW](#) Maroubra Surf Lifesaving Club - Draft Concept presentation - part 2



## Purpose

This report provides an update to Council of the Maroubra Surf Lifesaving Club (MSLSC) project's progression and status and the background information to the Council to make a decision in relation to the recommended revised funding strategy.

## Discussion

To provide Council with the required background to understand the project status the following key issues will be considered:

- Background
- Project Progress Update
- Project Revised Funding Strategy
- Next Steps.

## Background

The Maroubra Surf Life Saving Club (MSLSC) building is a Randwick City Council (RCC) asset and is located in a beachfront location in the Northern end of Maroubra Beach. The site is located at 5RR Marine Parade, Maroubra (Lot 7314 in DP 1147545).

MSLSC is one of Australia's first Lifesaving clubs and was established on 7 November 1906. It is an active community organisation, providing volunteer patrols of Maroubra Beach, lifesaving education, surf sport activities and maintains a focus on educating children within the local community. Since 2017, MSLSC has seen a 25.7% increase in membership, 60% of that increase being local youth and on average MSLSC lifesavers rescue 285 people per year.

At its Ordinary Council Meeting held on 26 April 2022, Council resolved:

*(Luxford/D'Souza) that Council:*

- a) *endorse a "knock down and rebuild" renewal/replacement strategy for Maroubra Surf Lifesaving Club building;*
- b) *endorse the funding strategy for the future redevelopment of Maroubra Surf Lifesaving Club building.*
- c) *future planning for the club needs to consider affordable access by the public for community and cultural events; and*
- d) *all plans for the club must be considered with respect to the draft Maroubra masterplan.*

Since this resolution, the project planning phase has well commenced, and the Project Control Group comprising of both Council Officers and representatives of MSLSC's board of management has been activated.

## Project Progress Update

The Concept Design phase is nearing completion in preparation for Council consideration and community consultation. MSLSC voted on the draft concept plans (see attachment 1) and functional requirements in early September 2024. Council should be aware that there is no requirement at this stage to adopt the draft concept plans provided in this report. They are provided for Council's information only. A subsequent report will be provided to Council in early 2025 seeking final adopting of the concept plans.

Council Officers have been working closely with the Gujaga Foundation in designing the project with Country. This partnership will continue through the design development. The PCG, Project Management Firm, the Lead Design Consultant and the Cost Consultant are now further progressing the draft concepts as supported by MSLSC membership to the value management phase to identify cost savings and align the project to a realistic budget. The revised proposed budget will be further substantiated later in this report.



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Table 1 - Milestone Schedule

Stage	Forecast Completion	Status
Completion of Draft Concept Design	November 24	On Track
DA Application Stage (commencement only)	November 24	On Track
Community Consultation	January 25	On Track
DA Received	July 25	On Track
Detailed Design	June 25	On Track
Tender Documentation	July 25	On Track
Tender Stage & Award	Oct 25	On Track
Construction Certificate	Dec 25	On Track
Construction Commences	Dec 25	On Track
Practical Completion	Dec 26	On Track
DLP Period (Commencement only)	Dec 26	On Track

### Project Revised Funding Strategy

The Director City Services' Council Report (CS15/22) which supports the resolution of Council as noted above on 26 April 2022, proposed a funding strategy for the project as shown in Table 2 below.

Table 2 - Original Funding 2022 Strategy

Year	FY	Budget Allocation	Accumulative Total
0	2021/22	\$600,000	\$600,000
1	2022/23	\$2,600,000	\$3,200,000
2	2023/24	\$2,140,000	\$5,340,000
3	2024/25	\$1,000,000	\$6,340,000

The current Project Budget is \$10M. As shown above, A total of \$6,340,000 funding has been approved to date by Council with the balance to be secured from further funding opportunities. At the time of the 2022 Council Report, Mona Vale Surf Club was in construction and was used as a benchmark project for scale and budget and reported to Council at approximately \$10M.

Through discussions with key stakeholders at the completion of that project, it was understood the final project cost was closer to \$12M. (It should also be noted by Council that the land parcel for Mona Vale is approx. 15% less than Maroubra).

The intention of this report is to request a budget uplift for the Maroubra Surf Lifesaving Club project budget including all contingencies of \$15M in consideration of the following factors:

- ☐ Draft Concept Plans have now been developed for Maroubra Surf Lifesaving Club;
- ☐ Cost consultants have now provided more accurate project estimates of MSLSC's actual functional requirements compared the 2022 bench marking exercise;
- ☐ Cost escalation on the project from 2024 to 2026; and
- ☐ Inflation (rising construction, materials and contract costs).

To be consistent with the previous funding strategy adopted by Council it is still recommended that Council seek at least 40% project costs from external funding sources, including fundraising and grant opportunities. Should Council not be successful in this endeavor, further funding consideration will need to be made by Council.

At the time of this report, Council Officers are preparing a submission on behalf of RCC and MSLSC for two (2) significant grants being:

1. **Surf Club Facility Program**  
The Surf Club Facility Program aims to assist eligible Surf Life Saving Clubs throughout NSW to develop facilities that will enable increased participation in Surf Life Saving for all people, increased facility usage, and improved safety. The NSW Government has allocated up to \$5,404,000 for this Program in 2024/25.
2. **Federal Grant - Urban Precincts and Partnerships Program**  
This program seeks to support transformative investment in urban precincts based on the principles of unifying urban places, growing economies, and serving communities.

The program focuses on a partnership approach, bringing together governments, businesses and communities to deliver multi-purpose urban precincts that are place-based, tailored to local needs and positioned around a shared vision, need or theme.

\$5 million to \$50 million will be available to help deliver a specified project or projects as part of a precinct. This could include enabling public infrastructure (roads, pathways, underground infrastructure), open spaces between elements, or a particular building/s that is the catalyst for, or complements, other investment within a precinct.

In light of the above factors, a revised project funding strategy is recommended to Council below.

### **Next Steps**

Should Council adopt the recommendation of this report the following actions will be completed between now and March 2025:

- Draft Concepts are finalised in line with the revised funding strategy.
- MSLSC provide confirmation of Draft Concepts for recommending final approval to Council.
- Development Application process commenced concurrently with draft concept plans.
- Draft Concept Plans provided to Council for final approval.
- Community Consultation public exhibition.
- Final report back to Council following consultation seeking permission to submit proposal for Planning Approvals.

### **Strategic alignment**

The relationship with our 2022-26 Delivery Program is as follows:

**Delivering the Outcomes of the Community Strategic Plan:**

Strategy	Open Space and Recreation
Outcome	A community where everyone has the opportunity to participate in sport and recreation
Objective	75% or above satisfaction with new open space and recreation facilities within 2 years of implementation
Delivery program commitment	Work with the Local Aboriginal Land Council and Aboriginal Elders to develop and implement projects to increase knowledge and awareness of the local Aboriginal culture, traditions and connection to country through open space (i.e. interpretive signage for the bush tucker trail).
Delivery program commitment	Through the preparation of the Maroubra Beach master plan, incorporate a multipurpose youth recreation precinct, expanding on existing skate park, playground and outdoor fitness station, in consultation with community and young people.

**Delivering services and regulatory functions:**

Service area	Infrastructure Services
Function	Asset construction
Delivery program commitment	Construct new public assets and infrastructure.
Service area	Technical Services
Function	Asset Lifecycle Planning
Delivery program commitment	Manage asset lifecycle planning (including creation, renewal, operation, maintenance and disposal) to ensure sustainable service delivery

**Resourcing Strategy Implications***Table 3 - Revised 2024 Funding Strategy*

Year	FY	Budget Allocation	Rolling Total	Budget Status
<b>0</b>	2021/22	\$600,000	\$600,000	Allocated
<b>1</b>	2022/23	\$2,600,000	\$3,200,000	Allocated
<b>2</b>	2023/24	\$2,140,000	\$5,340,000	Allocated
<b>3</b>	2024/25	\$1,000,000	\$6,340,000	Allocated
<b>4</b>	2025/26	\$1,500,000	\$7,840,000	Proposed
<b>5</b>	2026/27	\$1,500,000	\$9,340,000	Proposed

Council should be aware there is no impact on the 2024-25 Operational Plan and Budget as a result of this recommendation.

The additional Council funding will be included in Council's *4 Year Capital Works Program* and *Long-Term Financial Plan* to be reported to the Council in 2025. The above funding strategy would then seek the remaining \$5,660,000 from The State and Federal Government from the funding streams noted above.

## Risks

Risk Category	Risk Identified	Risk Mitigation
<b>Financial</b>	Project exceeds allocated budget before commencement of construction	Revised funding strategy is adopted. Cost Consultant and PCG report revised cost plan to Council at each key design stage, Concept, DA, Construction etc.
<b>Reputational</b>	Council fails to provide an asset to meet the current and future community needs	Consultation between MSLSC membership, the Community and Council continues to ensure a project is delivered that meets the need and within the realistic budget allocation
<b>Environmental</b>	Insufficient budget allocated which allows for appropriate consideration of the construction of a new facility in a coastal environment	Revised funding strategy is adopted. Cost Consultant and PCG report revised cost plan to Council at each key design stage, Concept, DA, Construction etc.
<b>Legal</b>	Council commits to a project without the appropriate resource / funding allocation to deliver	Office of Local Government approval is sought for the project to proceed (as it is in excess of \$10M) which considers the Council's ability to deliver a project of this scale.
<b>Operational</b>	Precedence set to the renewal of other surf clubs in the LGA	Lessons learnt from the Maroubra Surf Lifesaving Club implemented in the project planning for South Maroubra and Clovelly Surf Club.

## Policy and legislative requirements

Local Government Act 1993.

## Conclusion

A Draft Concept Plan has been finalised and costing scenarios commenced for the Maroubra Surf Lifesaving Club Project. As a result of cost escalation until the construction phase, inflation and finalising of the project brief and budget uplift from \$10M to \$15M is sought from Council.

The report outlines the funding strategy from Council, The State and Federal Government opportunities to support this budget uplift.

Once the project budget is finalised, the Concept Plans will be completed and reported to Council for final adoption seeking approval to go to community consultation in a subsequent report in early 2025.

**Responsible officer:** Todd Clarke, Director City Services

**File Reference:** F2023/00361



## Director Community & Culture Report No. CC18/24

**Subject:** Space to Create trial at Lionel Bowen Library

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### Executive Summary

- This report responds to a Council resolution from October 2023 to continue the Space to Create program and bring back to Council an evaluation report in 12 months.
- The Space to Create residency has provided local creatives with an affordable space to practice their craft and interact with other creatives, the library and the community since January 2023.
- In return for renting a low-cost space, the artists give back to the community by offering workshops, talks, exhibitions or programs in partnership with the library.
- It has activated community offices that were harder to rent and increased the use of an existing venue for cultural purposes.
- Space to Create serves as a key hub for artistic growth and cultural engagement in the Randwick community and meets the objectives of the Arts and Culture Strategy.

### Recommendation

That Council support the continuation of the Space to Create residency at Lionel Bowen Library to provide affordable spaces for local creatives to practice their art forms and meet the objectives of the Arts and Culture Strategy by 2031.

### Attachment/s:

1.  Space to Create - Draft Expression of Interest 2022
2.  Space to Create - Resident survey results 2023

## Purpose

At its Ordinary Council Meeting on the 23 October 2023, Council resolved:

*(Chapple/Hay) that:*

- a) *the Space to Create residency at Bowen Library continues to provide affordable spaces for local creatives to practice their art forms and meet the objectives of the Arts and Culture Strategy by 2031; and*
- b) *a further report come back to Council in 12 months' time as an evaluation of the program.*

The purpose of this report is to meet point b) of the Council resolution and for Council to determine if the program should continue and be made permanent.

## Discussion

### Background

The Bowen Library opened in August 1991 comprising of two levels, with the library and Vonnie Young Meeting Room on level 1 and Library Administration on level 2. Level 3 of the now named Lionel Bowen Library and Community Centre was built a few years later in 2005, funded by a community grant, which required that those facilities, including the 95 square metre offices, be used for community purposes.

Community organisations such as Sunnyfield Association and the Junction Neighbourhood Centre (JNC), leased the space (before the latter moved to ground floor offices) and were followed by Learning Links.

However, when Learning Links left in 2020, it became difficult for Council to lease the space and alternative options were explored.

On 26 July 2022 Council resolved to investigate activating the vacant office space for arts and cultural residences as part of a trial.

Given the directions of Council's Arts and Culture Strategy 2021, and the synergy between the library and cultural and creative practices, trialling low costs arts residences aligned with Council's strategy and supported the local arts community.

A report detailing the recommended fee structure and including the EOI and timeline for activating Space to Create was submitted to the Ordinary Council Meeting on 27 September 2022 and Council resolved:

*(Rosenfeld/Said) that:*

- a) *Council approves the activation of 'Space to Create' on level 3 at the Lionel Bowen Library for a 6-to-12-month period through the developed Expression of Interest.*
- b) *Council endorses the public exhibition of the recommended nominal weekly fee/bond table for public advertisement in accordance with the Local Government Act Section 610F 3(b).*
- c) *a report be brought to Council at the end of the trial recommending whether to continue 'Space to Create' as a permanent arts and cultural residency.*

After an Expression of Interest process in October/November 2022 the Space to Create residency trial started in January 2023. The individuals represented a mix of creative purposes including visual artists, community artist, filmmaker, a textile artist and two writers.

An EOI was developed (Attachment 1) and was distributed through Council's communication channels – press release, Council and Library eNews, social media platforms, websites, contacts of the Arts and Culture Advisory Committee.

The initial EOI was distributed in October 2022 to allow a 4-week timeline for applicants to apply, with the selection panel comprising library and cultural representatives to review applications and notify successful applications. The residency was to start in January each year, with residents selecting either six or 12-month tenancies.

A report was presented to the Ordinary Meeting on 23 October 2023, outlining the success of the project to date and the ways in which the creative residents had given back to the community through workshops/talks/film shows/community engagement art projects, textile classes and public artworks.

At its Ordinary Council Meeting on the 23 October 2023, Council resolved:

*(Chapple/Hay) that:*

- c) *the Space to Create residency at Bowen Library continues to provide affordable spaces for local creatives to practice their art forms and meet the objectives of the Arts and Culture Strategy by 2031; and*
- d) *a further report come back to Council in 12 months' time as an evaluation of the program.*

A second EOI was run in October/November 2023 and 30 creatives of different backgrounds applied and were selected by a panel of staff and Arts and Culture Advisory Committee members.

### **Survey**

The artists were surveyed in September 2023 as to their experience working in Space to Create. Their responses were positive, noting that being able to separate home and work and have a space to practice their art/writing/film making was the most important factor. (Attachment 2)

Being inspired by fellow artist residents was also mentioned. For some of the writers, being in the library building meant that they had been able to access research material from the library easily.

*"It has been great for me, and I really value the opportunity to take a subsidized space. I would love to see the Space to Create Program grow & continue and for other local creatives to have this opportunity too. The benefits of these sorts of things are often hard to measure and they're in the little things that go unseen, but I really believe it's a valuable way to make this part of Sydney a bit friendlier/financially viable for people doing creative work. Thanks to all who've helped set it up!"*

*"In this current rental market, to find such a great space at such an affordable price is really a rarity. I do hope this program continues as the area needs spaces like this, not only to cater to creatives living within the community but also to attract people from outside the area that could potentially enrich the community further. Thank you for giving me this opportunity."*

*"I have really benefitted from this residency and wish to express my thanks to Randwick City Council."*

*"I have often thought councils underutilize their local artists. Sports it's all we generally hear about. Why don't we have more art-based spaces. Arts strengthen community, improve mental health, unite diverse people, create community development. They are accessible to a wide range of differing socioeconomic realities. Arts improve our environment and empathy. Smart Councils are getting behind this. Supporting the annual creation of murals, art trails, art centres."*

### **Benefit to the community**

To date there have been 16 residents comprising three authors, two community artists, two film/video makers, two textile artists, two water colour artists, two oil painters and three creatives working across different mediums.

Creatives participating in Space to Create are required to provide something of benefit to the community by the end of their residency.

A published author has given a well-attended talk at the Margaret Martin Library for children and plans to do another for adults in February 2024.

- A community artist has created a public artwork, termed *Recycle*, consisting of bicycle wheels decorated to look like wreathed, which enlivens the balcony on level 3 of the library.
- Another community artist did an amazing community engagement art project, involving over 200 adults and children, featuring artworks pasted onto the front of recycled books and displayed at the Lionel Bowen Library.
- A textile artist has worked closely with the Makerspace team to produce the template for the equipment used in her textile workshop.
- A film maker has showcased his work on a TV in the library.
- The five artists featured in the Space to Create showcase exhibition from 3 – 29 September 2024, namely Dennis Golding, Vickie Liu, Angela Nashaat, Paul Wan and Harry Tolitsas spoke about the techniques and inspiration behind their works at recent library event.

All residents have either done one or more workshop/talk/temporary public artwork, or exhibition or have organised one for the next few months.

### Fee structure

The fee structure is based on the pricing principle for the weekly fee to allow for cost recovery of temporary administration staff to manage the space for a period up to 12 months. Based on approximately \$3 per square metre per week, with a bond of \$100-\$300 and a concession rate of \$50-\$150, depending on the size of the space. Three of the smaller rooms don't have windows, but there has still been interest in renting these rooms, particularly by writers.

The following fees and charges have been adopted by Council for 2024-25 in accordance with the Local Government Act.

Size	Cost per week	Cost per week concession	Bond	Bond concession
Suite 1 – 15m <sup>2</sup>	\$45	\$22.50	\$250	\$125
Suite 2 – 11m <sup>2</sup>	\$33	\$16.50	\$200	\$100
Suite 3 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 4 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 5 – 18m <sup>2</sup>	\$55	\$27	\$300	\$150
Suite 6 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 7 – 7m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 8 – 16m <sup>2</sup>	\$48	\$24	\$250	\$125

### Accessibility

The Space to Create residency is available during library hours and residents have swipe card access to the lift and room, and keys to their individual suites.

### Lionel Bowen Library – Openings hours

Monday to Friday	9am – 8pm
Saturday	9am – 4pm
Sunday	12pm – 4pm

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

#### Delivering the Outcomes of the Community Strategic Plan:

Strategy	Arts and Culture
Outcome	A city where everyone can develop, express and enjoy creativity throughout their life
Objective	Increase the number of places by 20% that are available for people to participate in art and culture by 2031, using the 2019 cultural mapping baseline
Delivery program commitment	Identify and provide a minimum of 10 new Council venues and/or open space areas for people to participate in the creative and performing arts by 2031.

### Resourcing Strategy implications

Generating income has not been the aim of this trial, with income meant to offset the cost of managing the residents and facility to make it as affordable as possible for local creatives.

Income to date has been \$17,344 which has helped contribute to maintenance works including painting the residency and furnishing the common areas with a large communal table, sofa and chairs.

There is full kitchen with fridge and microwave, and there are two toilets within the space.

Library administrative staff have managed the residency, with no additional casual staff needed as per original recommendation.

The Space to Create residency income will continue to provide a modest revenue which will offset maintenance and staff costs should the program continue.

### Policy and legislative requirements

N/A.

### Conclusion

The Space to Create trial has been a great success since it began in January 2023. The residency is an attractive space, fully furnished and fitted out. It has provided the 16 residents to date with an affordable, accessible place to create and interact with other creatives and give back to the community. It is managed very effectively by the library's administrative staff who support the residents.

Residents have provided workshops, community art projects, talks, exhibitions and demonstrations of their art, which has been well-attended. It has been applauded by both the residents and community as a key hub for artistic growth and cultural engagement in the Randwick community. It has increased the usage of this space and created an additional venue for artists and writers to thrive, as per Council's Arts and Culture strategy. Should Council resolve



to continue the Space to Create residency, an Expression of Interest (EOI) will be launched in November 2024 for a set of new residents from January 2025.

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**Responsible officer:** Barbara Todes, Manager Library Services

**File Reference:** F2004/08383

CC18/24

## EXPRESSION OF INTEREST

# Space to Create: artists' and writers' residencies at Lionel Bowen Library

### OVERVIEW

Randwick City Council is seeking Expressions of Interest from local writers and creatives working across different art forms (e.g. digital art, fashion, calligraphy, collage, crafts, drawing, decollage, graphic art, installation art, jewellery, mixed media, painting, mosaics, textile art, film, video, video games etc.) who are seeking an affordable space to practice their art in the **Space to Create** premises on level 3 at the Lionel Bowen Library.

The Lionel Bowen Library is a vibrant cultural and social hub, offering numerous talks, programs and creative activities to the thousands of people who visit the library each week. It features an exhibition space, a makerspace, **The Third Space**, a recording studio and meeting rooms which can be hired by community groups and businesses.

Residents will have access to the library's extensive collection of books, AV material, newspapers, maps and photographs of the local area to inspire and inform their art. They will also have the opportunity to showcase their work and provide workshops/ talks about their work at the end of their residency.

The residency will be available for an initial 6 months trial, potentially extended to 12 months. Applicants will be advised of the outcome of their EOI application in writing by 28 October 2022.

Please note:

- The artist residency is not suitable for arts practice involving ceramics, masonry, glass firing, welding or heavy construction. Activities will be risk assessed on application.

### BACKGROUND

Randwick City Council is committed to supporting the growth and diversity of arts and cultural activities in ways that benefit the community, business and visitors to the area. Council's Arts and Culture Strategy 2021 puts a focus on Arts & Culture and is a dynamic articulation of the City's vision.

Applicants are encouraged to view Council's Arts and Culture Strategy 2021:

[https://www.randwick.nsw.gov.au/data/assets/pdf\\_file/0004/318973/Arts-and-Culture-Strategy-FINAL.PDF](https://www.randwick.nsw.gov.au/data/assets/pdf_file/0004/318973/Arts-and-Culture-Strategy-FINAL.PDF)

This trial falls into:

**Outcome 2: Everyone can develop, express and enjoy creativity throughout their life**

#### Objective

- Increase the number of places by 20% that are available for people to participate in art and culture by 2031, using the 2019 cultural mapping baseline.
- Increase attendance at Council's arts and cultural programmes, events and venues by 10% by 2031, from a 2018-19 baseline.

#### Strategic approach

2.1 Identify and provide a minimum of 10 new Council venues and/or open space areas available for people to participate in the creative and performing arts by 2031.

2.2 Increase the utilisation of all existing Council venues and spaces by cultural arts by 10% from the 2021 baseline.

## SELECTION PROCESS

A selection panel of representatives from the library and portfolio arts and advisory committees will review and assess all applications based on a number of criteria. As demand is expected to be high, joint applications to share a space will also be considered. Successful applicants will be notified in November/December 2022, and residency will commence December 2022/January 2023.

## ASSESSMENT CRITERIA

Applications will be assessed as to the benefit of the space for the applicant's professional development and what they can contribute to the cultural life of the community.

Randwick City is an inclusive LGA and encourages applications from its diverse community.

Priority will be given to:

- Applicants who live, work or study in the Randwick LGA.
- Applicants who wish to sustain and develop their creative practice through individual projects and/or in collaboration with others.

## PREMISES

The premises comprise a total space of 95sq metre/ 8 small, self-contained offices on level 3 at the Lionel Bowen Library of various sizes outlined below. These spaces are dedicated to art creation and will not be allowed to be used as storage areas.

A bond of between \$100 - \$300 is required and charges are based on size of the space, ranging from \$20 - \$60 per week. Concession rates are \$10-\$30 per week with bond between \$50- \$150, with evidence of concession card.

## FEES

Size	Cost per week	Cost per week concession	Bond	Bond Concession
Suite 1 – 11.6m <sup>2</sup>	\$35	\$17.50	\$200	\$100
Suite 2 – 15.6m <sup>2</sup>	\$50	\$25	\$250	\$125
Suite 3 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 4 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 5 – 20m <sup>2</sup>	\$60	\$30	\$300	\$150
Suite 6 – 7m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 7 – 7m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 8 – 18m <sup>2</sup>	\$55	\$27	\$300	\$150

## ACCESS

Spaces are available for use during the following hours:

Monday to Friday 9.00am – 8pm

Saturday 9.00am – 4pm

Sunday 12pm – 4pm

A swipe card will be issued to users, which will allow access to the lift to level 3 and entry to **Space to Create**.

A site visit can be arranged prior to application. Email [contactus@randwick.nsw.gov.au](mailto:contactus@randwick.nsw.gov.au) or tel 02 9093 6400





### RESIDENCY REQUIREMENTS

- The space will be a creative area for writers and artists working predominantly in dry art forms.
- At the end of their residency period writers and artists are to hold some form of public offering for the community, for example a talk, workshop or showing of works they have been making throughout the period, or an author's talk for writers.
- Successful artists/writers will be required to liaise with Library staff as required and participate in publicity or promotional events where appropriate and mutually agreed upon, as requested by Library staff.

### TO APPLY

Please submit the following via [email]:

- Completed application form [To Follow: URL to link to download form or enter details directly.]
- CV of recent work. CV should be a maximum of 1 x A4 page (double sided).
- For writers, examples of any writing done to date, published or unpublished.
- For artists, examples of up to four previous relevant works, noting artwork date and location (Consolidate into one document. Accepted file types: doc, docx, ppt, pptx, txt, mp4 or pdf.).
- Information about any existing or potential conflicts of interest and the process for mitigating against any risks.

The total size of all file attachments should be no larger than 20 MB. Alternatively, use Dropbox or a similar file hosting service, or include links to web pages.

### CONFIDENTIALITY

All submissions will be treated as strictly confidential between the Council and the applicant.

### RESERVED RIGHTS

The Council reserves the right to cancel this process and/or again call for further submissions should the responses be deemed unsatisfactory or insufficient.

### LIABILITY

Artworks, equipment or material are stored and used on site at the risk of the artist. Randwick City Council does not accept liability for loss, theft or damage at this space. Insurance for artworks and materials is at the discretion and cost of the applicant.

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Entrance to Space to Create



Entrance to Space to Create



Communal Space



Communal Kitchen



Toilet (internal) x 2



Entrance to Suites 1-3



Entrance to Suites 4-7





Suite 1 - 11.6 m<sup>2</sup>Suite 2 - 15.6 m<sup>2</sup>Suite 3 - 6 m<sup>2</sup>Suite 4 - 6 m<sup>2</sup>Suite 5 - 20 m<sup>2</sup>Suite 6 - 7 m<sup>2</sup>Suite 7 - 7 m<sup>2</sup>Suite 8 - 18 m<sup>2</sup>

CC18/24

# Space to Create Floor Plan



FEES

Size	Cost per week	Cost per week concession	Bond	Bond Concession
Suite 1 – 11.6m <sup>2</sup>	\$35	\$17.50	\$200	\$100
Suite 2 – 15.6m <sup>2</sup>	\$50	\$25	\$250	\$125
Suite 3 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 4 – 6m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 5 – 20m <sup>2</sup>	\$60	\$30	\$300	\$150
Suite 6 – 7m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 7 – 7m <sup>2</sup>	\$20	\$10	\$100	\$50
Suite 8 – 18m <sup>2</sup>	\$55	\$27	\$300	\$150

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## Space to Create Survey Responses

Randwick City Library conducted a survey of their Space to Create residents. These were the results.

NB: Numbers in brackets (1) are indicative of who the response belongs to.

### 1. What type of creative are you? (e.g., writer, artist, filmmaker, etc.)

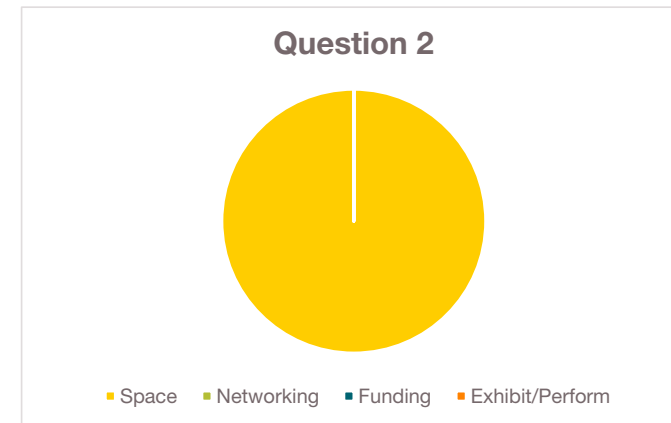
- Visual artist (1)
- Filmmaker (2)
- Textile (3)
- Artist (4)
- Writer (5)
- Community artist (6)
- Writer (7)

### 2. As a creative practitioner, what is the single most important thing you need to create work? (pictured)

- Space (1-7)

### 3. How long have you been hiring a residency at Space to Create?

- 6 months (1)
- 8 months (2)
- Since Jan 2023 (3)
- January 2023 (4)
- Since February 2023 (5)
- Since it began, I paid rent for 12 months (6)
- Since January (7)



**4. What were your reasons for applying to hire a suite in Space to Create?**

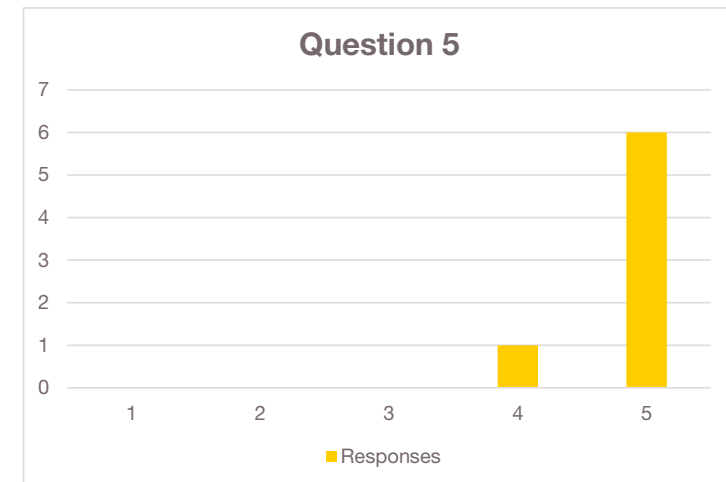
- Lack of space at home. No money for studio space (1)
- To have a space where I can create in a nice quiet environment away from my small apartment. To be able to focus a lot more clearly in the space. Meeting some other creatives. (2)
- I need a dedicated separate space for me to focus on my creations; get inspired from and to inspire fellow artists and the community (3)
- Amazing to find a local studio with great amenities for an affordable rate (4)
- To have a separate space, away from home, where I could write undisturbed (5)
- To have a space to prepare and make/experiment sustainable items from local wasted resources (6)
- Physical distance from kids/family life/work distractions/home noise – a space to focus and try to complete some projects (7)

**5. The Space to Create residency program has helped me improve my creative practice, 1 being strongly disagree and 5 being strongly agree (pictured)**

- 5 (1-6)
- 4 (7)

**6. How has hiring a suite in Space to Create benefited your creative practice?**

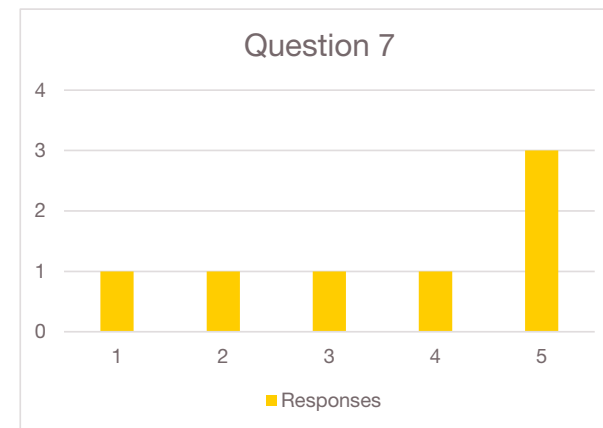
- By allowing me space to dedicate to creating a larger artwork and by exhibiting that artwork increasing my visibility as an artist (1)
- It gives me time and space to be able to focus a lot better on my creative projects (2)
- I am now able to focus on my creative practice, and get connected with other artists (3)
- Having a dedicated space means I can let artworks germinate over a longer time uninterrupted, allowing ideas to emerge that may not have if I was constantly having to pack away the space as I've previously had to do (4)



- It has given me a dedicated space to write without being disturbed. Having the suite in the library building has made it easy for me to borrow research materials I've needed for my writing (5)
- It has helped me separate work from home and I have never in my life had this opportunity. It has always been my kitchen bench hijacked with art. Something my children don't really appreciate (6)
- It's met my expectations in that it's been really valuable to have a dedicated space to focus on and prioritise my creative practice, away from all the distractions and obligations at home (7)

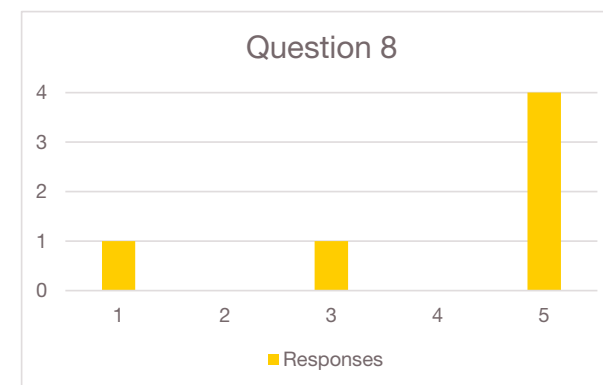
**7. The Space to Create residency program has helped me to connect with other creatives in the community, 1 being strongly disagree and 5 being strongly agree (pictured)**

- 3 (1)
- 4 (2)
- 5 (3)
- 5 (4)
- 2 (5)
- 5 (6)
- 1 (7)



**8. The Space to Create residency program has allowed me to give back to the community, 1 being strongly disagree and 5 being strongly agree (pictured)**

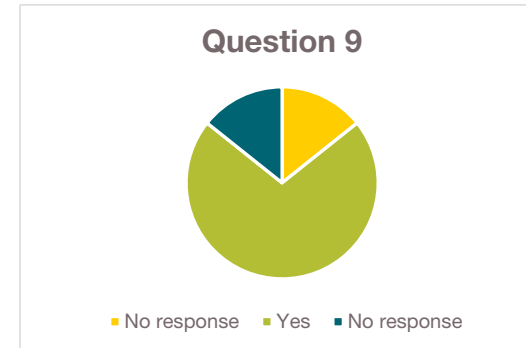
- 5 (1)
- 3 (2)
- 5 (3)
- 5 (4)
- 5 (5)
- 5 (6)
- 1 (7)



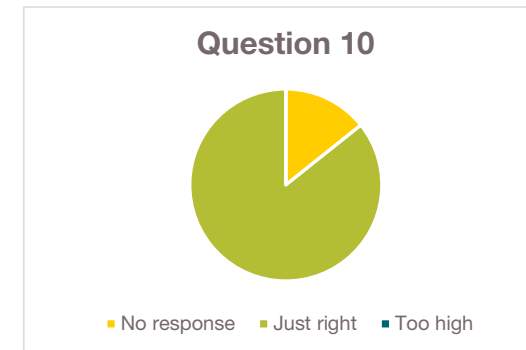


**9. Did you pay the full fee for the hire of the suite? (pictured)**

- No answer (1)
- Yes (2)
- Yes (3)
- Yes (4)
- Yes (5)
- No (6)
- Yes (7)

**10. How would you rate the price point for hire of the suite? (pictured)**

- No answer (1)
- Just right (2-7)

**11. What are the areas where the program could be improved?**

- Offering free rent for artists on very low incomes would be ideal. Get them to run community workshops as payment (1)
- I am very appreciative of being able to have an affordable space and super happy with everything overall and great support of the Bowen Library staff (2)
- Involve more with the community (3)
- So far I'm yet to see how the program could be improved. I've been very happy with all aspects so far (4)
- It would be great to have the internal space used, with a common table. It would be great to have a microwave in the kitchen area. It would be great to showcase the work of each resident with a library display, e.g. artwork, publications (5) **(NOTE: Microwave has been purchased; several artists' works showcased in an exhibition at Lionel Bowen Library).**
- I would like a more welcoming common area and would like to ask if I am allowed to put tables/chairs so creatives could sit and have a cup of tea instead of us chatting in each other's work space. I have really nice artwork that I could decorate the common area with but I don't know if I'm allowed to put it there. I also don't know how it would work with insurance etc. But my work is insured with

NAVA (National Association for Visual Arts) and I could check with them. I really feel that are [sic] welcome in common area with art around. It would be really nice in the Space to Create common area. (6)

- (7) Expanding the hours of access is my main suggestion, even 8am-10pm would make it so much easier to use around work etc, and longer hours on weekends. Other suggestions include:
  - A 'get to know you' event at the start of the rental period, to get to know other residents
  - Info session/follow up on the 'giving back to the community' aspect, I've absolutely dropped the ball on this
  - A long table and chairs in the central area for quiet work - the central space is very sunny and pleasant but there is no furniture there except for beanbags (NOTE: Purchased, 2022)
  - Chairs and coffee table at the door are maybe in the wrong place (waiting room arrangement) (NOTE: new sofa, coffee table is in place)
  - Handtowels in the bathrooms (a dispenser has been installed, but no towels have ever been loaded into it??) (NOTE: key has been sourced to allow towels to be loaded).
  - Microwave (NOTE: purchased)

**12. Would you recommend that Randwick City Council continue offering the Space to Create residency program on a permanent basis?**

- Yes (1-7)

**13. Is there anything else you would like to add about your experience hiring a suite in the Space to Create residency?**

- I have often thought councils underutilise their local artists. Sports sports it's all we generally hear about. Why don't we have more arts-based spaces. Council would have access and dominion over many types of empty or underemployed spaces. Arts strengthen community, improve mental health, unite diverse peoples, create community development. They are accessible to a wide range of people who may not be able to or interested in participating in sport. Arts can be used to unify people across age, gender, race, and differing socioeconomic realities. Arts improves our environment and empathy. Smart councils are getting behind this. Supporting the annual creation of mural, art trails, arts centres. (1)
- I have totally loved having the space thanks so much it has made a great difference to my creative outlets (2)
- Would love to extend my space hiring and would appreciate if I can have access to the equipment such as the laser cutter and 3D printer (3)

- In the current rental market, to find such a great space at such an affordable price is really a rarity. I do hope this program continues as the area needs spaces like this, not only to cater to creatives living within the community but also to attract people from outside the area that could potentially enrich the community further. Thank you for giving me this opportunity. (4)
- I've really benefited from the residency and wish to express my thanks to Randwick City Council. (5)
- The only thing I would like to say is that I would love to make the common area more vibrant and a space where the artists could meet each other without being in each other's rooms, and I would be happy to contribute furniture such as chairs tables, so people could sit and have their lunch or a cup of tea. (6) (NOTE: chairs/tables/couch/coffee table/microwave now in place).
- It's been great for me, and I really value the opportunity to take a subsidised space. I would love to see the Space to Create program grow & continue and for other local creatives to have this opportunity too. The benefits of these sorts of things are often hard to measure and they're in the little things that go unseen, but I really believe it's a valuable way to make this part of Sydney a little bit friendlier/financially viable for people doing creative work. Thanks to all who've helped set it up! (7)

## Director Community & Culture Report No. CC19/24

**Subject: Maroubra Beach Markets trial review**

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### Executive Summary

- Council resolved in November 2023 to proceed to trial a markets program with five (5) activations initially at Broadarrow Reserve, Maroubra Beach followed by five (5) activations at Heffron Park, Maroubra.
- At the same meeting, Council also resolved to *“receive a report on the Maroubra Beach site prior to the conclusion of the trial period at this location, considering a potential for extension alongside the Heffron Park site”*.
- The scheduled May 2024 commencement date of the Maroubra Beach markets trial was delayed by two months due to severe weather and the first markets were held on 7 July 2024.
- The markets at Maroubra Beach have proved very successful with an estimated 63,000 attendees and positive feedback from attendees and the markets operator.
- Given the delayed start, moving the markets to Heffron Park will now conflict with the scheduled start of the netball season and as such it is recommended to continue the markets at Maroubra Beach until the end of the 2025 netball season and then commence the five (5) month trial of the markets at Heffron Park.
- The markets day will be changed from Sunday to Saturday to avoid conflict with the surf life saving nippers which are run on Sundays.

### Recommendation

That Council:

- a) extends the trial of markets at Broadarrow Reserve, Maroubra Beach until the conclusion of the netball season in 2025, and then trial five (5) markets at Heffron Park, Maroubra.
- b) approve changing the day of the markets from Sunday to Saturday to avoid conflict with surf life saving nippers events held on Sundays.

### Attachment/s:

Nil

CC19/24

## Purpose

At its meeting held 25 July 2023, Council endorsed a community consultation process to provide feedback on running markets in Randwick City and to gauge support for two sites - either Heffron Park car park (North – Fitzgerald Ave), Maroubra OR Broadarrow Reserve, Maroubra Beach.

Following the consultation, Council at its meeting held 28 November 2023 resolved:

*(Parker/Rosenfeld) that Council:*

- a) *endorse the dual site approach to delivering the Randwick Markets Program Trial, at Broadarrow Reserve and Heffron Park;*
- b) *endorse the Markets Trial to comprise a range of fresh produce, artisan, and general goods with a sustainability component;*
- c) *endorse the EOI process for a market operator or operators,*
- d) *authorise the General Manager to determine the preferred market operator or operators following the EOI and authorise the General Manager to enter into a 1-year agreement with the chosen entity or entities/organisation or organisations for the Randwick Markets Program trial;*
- e) *receive a report on the Maroubra Beach site prior to the conclusion of the trial period at this location, considering a potential for extension alongside the Heffron Park site; and*
- f) *continue to investigate additional locations for markets across Randwick City.*

The purpose of this report is to present to Council a midway review of the Randwick Markets Program trial as required until point e).

## Discussion

### Background

The Randwick City Market Trial Program is managed by Council's Economic Development team, as part of the Economic Development Strategy. After an EOI process, the markets operator Cambridge Markets Pty Ltd was selected to deliver the trial in partnership with Council.

The trial agreement includes commitment to deliver five activations at Broadarrow Reserve followed by five activations at Heffron Park.

The trial was scheduled to be delivered at Broadarrow Reserve on the first Sunday of the month 8am – 2pm from 5 May 2024, and then at Heffron Park from third Sunday in October onwards.

Due to severe weather, both the scheduled May and June Maroubra Beach Markets were postponed, and this has extended the delivery dates for the trial program.

### Activations and attendees to date

Four Maroubra Beach Markets have been delivered to date at Broadarrow Reserve, Maroubra:

- 7 July
- 4 August
- 1 September (included Council's Eco-Living festival).
- 6 October

The Maroubra Beach Markets have featured more than 150 stallholder/food trucks at each event. Cambridge Markets has delivered the markets aligned with Council's brief to provide a family-friendly experience with a broad range of offerings, fresh produce, engaging local suppliers and with significant sustainable and circular economy stalls.

The markets have contributed to the live music sector by engaging local musicians and performers and provided creative opportunities to enrich the program and customer experience.

The third market presented on 1 September presented a unique offering combining the Eco-Living Festival with the market. Due to the scale of the combined festival and market, Arthur Byrne



Reserve was used to accommodate stallholder parking. Additional traffic controllers were engaged to assist with pedestrian and vehicle movements.

Attendees at the four markets are estimated respectively as 13,000 for July, 15,000 for August and 20,000 plus for the Eco-Living Maroubra Beach Markets, October attendees are estimated as 15,000 with a combined estimated attendance of over 60,000 to date.

Local businesses in the Maroubra Beach area also report (via site visits with the Economic Development team), an increase in visitation and a higher spend for each Maroubra Beach Market day since July 2024.

### Feedback

As part of the markets trial community feedback is being captured via QR codes on site and via direct enquiries to the Randwick City Council website, as well as via email.

Council is capturing community and visitation feedback monthly; stallholder feedback is being collated by the markets operator and shared with Council and will be issued after the fourth activation.

To date, over 50 responses have been received via the QR codes and on social media.

The feedback has been mostly positive with people appreciative of the opportunity to visit a quality market with a range of stallholders, food and entertainment.

Some negative feedback has been received from both attendees and local residents. This has mostly related to the additional traffic congestion caused by the markets attendees.

In response, Council has implemented traffic controllers at busy intersections and pedestrian crossings to assist with maintaining traffic flow.

Some verbatim feedback is as follows:



### FAMILY OUTINGS

*"Hi just wanted to give a great big shout out and a big thank you to Randwick Council and to all those who organised Sunday's market at Maroubra beach 4th August 2024. I am a resident of Maroubra and I took along 6 family members and 4 children ages ranging from 82 yrs down to 3 yrs and we had a wonderful time. There was something for everyone boutique stalls, food stalls pet stalls and everyday market stalls. Well done to Council and organisers, we as a family really enjoyed and hope it continues on so we can attend again."*

*"Nice to have an alternative event. Good opportunity for family catch up and to meet friends. Not commercial which is important, liked the small business feel."*

### TRAFFIC

*"Lollypop lady at the crossing [needed] to help with traffic flow"*

*"The council needs to stop putting these massive markets in our local community as it severely disrupts the weekends of local residents. These markets bring in large crowds, turning our local community into a bustling tourist attraction. As a result, local streets become overcrowded, leading to congestion, and a significant lack of parking for residents."*

*"I love the initiative however I wonder how this will work on Sundays during summer when Nippers is also on at Maroubra and South Maroubra Beach. I have never in my 11 years of living in Maroubra seen the traffic and parking as heavy as it was today (1/9/2024) - add 800 other families trying to get to nippers!"*

## OFFERINGS

*"The markets have high quality stalls, excellent food and the performers give it a great vibe".*

*"Nice vibe, good food choice, keep it up"*

*"What took you so long! Night markets in Summer?"*

*"More fresh food stalls. Opportunity to spotlight local musicians. Create an app for food trucks where people can order their food, wander around the market and be notified when their food is ready."*

*"I'd love to see it done weekly with a larger farmers market to allow for our weekly shop."*

## OTHER SUGGESTIONS

*"Longer trade hours."*

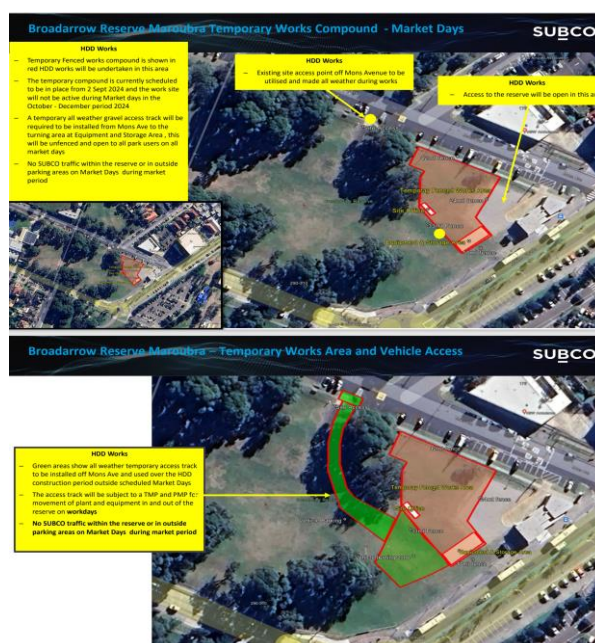
*"Maybe to have a later closing time and more seats."*

*"Add more tables, chairs picnic blankets and more things for the kids."*

## SubCo cable laying disruption and impacts:

From September 2024 to February 2025, the reserve is the site of a sub-marine cable laying operation conducted by SubCo via DA approval from Council (see map below).

This has reduced the capacity of Broadarrow Reserve during this time.



Given the reduced operational capacity of Broadarrow during these temporary works, the parking for stallholders will need to be moved to a nearby reserve for the duration of the SubCo works.

This would allow the number of stalls to remain at 150 – 180.

This provides least disruption to the community while maximising stallholder space.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Economic Development
Outcome	A city that empowers businesses to start, grow and thrive through a collaborative business culture
Objective	Increase number of businesses by 20% by 2032
Delivery program commitment	Identify 5 opportunities per year to streamline City of Randwick processes to reduce unnecessary barriers to doing business by 2025.

### Resourcing Strategy implications

The Maroubra Beach Markets are produced by Cambridge Markets who were selected through a competitive Expression of Interest procurement process.

The market operators pay Council a monthly fee to operate the markets and are responsible for communication and advertising, waste collection, cleaning, traffic control and provision of additional public toilets.

Additional support for the markets through communications, branding and publicity is being funded through existing budgets in Council's Economic Development and Placemaking Department and Communications Department.

### Policy and legislative requirements

Randwick Council Local Environmental Plan (updated 1 September 2023).

### Conclusion

This report responds to the Council Resolution from the 28 November 2023 meeting, requesting a report back to Council before enacting the Heffron Park component of the trial.

Considering the success of the markets at Broadarrow Reserve which has seen over 60,000 attendees at four activations to date, there are now risks in moving the markets to another location when it has become so well received by the community.

Given the delayed start to the trial, moving the markets to Heffron Park, Maroubra will impact the commencement of the 2025 netball season.

Therefore, this report recommends continuing the markets at Maroubra Beach until the conclusion of the 2025 netball season and then undertaking the Heffron Park markets trial.

As the Maroubra Nippers commences on Sundays from 13 October onwards, the markets are recommended to move to Saturday to avoid congestion and parking conflicts with this major community event.

**Responsible officer:** Roxanne Fea, Manager Economic Development & Placemaking

**File Reference:** F2023/00100

## Director Community & Culture Report No. CC20/24

**Subject: Development of the Reconciliation Action Plan (RAP)**

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### Executive Summary

- Randwick City Council has a rich and unique Aboriginal cultural history, with the Aboriginal community of La Perouse having a continuous and deep connection to Country, kin and community.
- In line with Randwick City Council's reconciliation statement, Council is dedicated to fostering meaningful relationships with the local Aboriginal community.
- The Reconciliation Action Plan is a strategic document that outlines actions to drive an organisation's contribution to reconciliation both internally and within the communities it serves. It will be a guiding document for all staff to embed reconciliation in all areas of Council.
- The Reconciliation Action Plan will guide Council to engage more meaningfully with Aboriginal and Torres Strait Islander Peoples and the wider community to assist in promoting important healing processes, awareness raising, and partnering in health, wellbeing, and community development projects with Aboriginal and Torres Strait Islander People.
- As a RAP will provide the framework for engaging sensitively and meaningfully with the local Aboriginal community when undertaking future Council projects, this report recommends that further work on an Aboriginal Cultural Heritage Study be deferred until a RAP has been endorsed by Council.

### Recommendation

That:

- a) the Council endorse the development of a Reflect Reconciliation Action Plan (RAP);
- b) the draft Reflect RAP be reported to Council in 2025 for consideration prior to public exhibition; and
- c) the Council defer the preparation of an Aboriginal Cultural Heritage Study as identified in the 2024-25FY Operational Plan until a RAP has been adopted by Council.

### Attachment/s:

Nil

CC20/24

## Purpose

This report provides information about Reconciliation Action Plans (RAP) and outlines the proposed methodology and timeframe to develop and implement a Reflect RAP June 2025 - December 2026 for Randwick City Council.

This activity is informed by the Inclusive Randwick Objective: The percentage of residents who feel a part of their community will remain above the metro benchmark through to 2031.

## Discussion

A Reconciliation Action Plan (RAP) is a framework governed by Reconciliation Australia that guides organisations to commit to reconciliation efforts with Aboriginal and Torres Strait Islander communities. RAPs have enabled organisations to sustainably and strategically take meaningful action to advance reconciliation. These plans detail specific actions and commitments aimed at fostering respectful relationships, providing opportunities for Aboriginal and Torres Strait Islander peoples, as well as addressing social, economic, and health disparities.

The development of a RAP signifies Randwick's commitment to reconciliation and will ensure the integration of cultural competence into daily operations. By involving Aboriginal and Torres Strait Islander peoples in decision-making processes and business activities, Randwick City Council ensures that its actions are culturally sensitive, inclusive, sustainable, and aligned with community need.

The RAP is intended to be a catalyst for positive change. By embedding reconciliation into business strategies, Council can contribute to a more just, inclusive, and prosperous society for the community. This commitment requires actions that contribute to the empowerment and advancement of Aboriginal and Torres Strait Islander communities.

### Reconciliation Australia's RAP Framework

Reconciliation Australia's RAP Framework provides a structured and sequential approach to reconciliation. There are four RAP types, designed to guide the progression of organisations through different stages of the reconciliation journey.

- **Reflect RAP**

A Reflect RAP typically spans 12 to 18 months and lays the groundwork for Reconciliation. A Reflect RAP outlines the preliminary steps an organisation should take to prepare for future reconciliation efforts. Within a Reflect RAP, an organisation dedicates time to building relationships with Aboriginal and Torres Strait Islander stakeholders, defines its reconciliation vision and develops an understanding of its sphere of influence. This preparatory phase sets the foundation for developing more advanced RAPs - Innovate, Stretch, Elevate - that are meaningful, beneficial, and sustainable.
- **Innovate RAP**

An Innovate RAP dedicates two years toward executing Reconciliation initiatives. An Innovate RAP details the actions needed to achieve an organisation's reconciliation vision and allows the organisation to deepen its understanding of its influence and determine effective strategies for advancing reconciliation. The focus of this stage is on strengthening relationships with Aboriginal and Torres Strait Islander communities, engaging staff and stakeholders in reconciliation efforts and testing new approaches to support Aboriginal and Torres Strait Islander empowerment.
- **Stretch RAP**

A Stretch RAP spans two to three years and focuses on integrating reconciliation into an organisation's core business. A Stretch RAP is suited for organisations that have already developed robust strategies for reconciliation and have a strong internal approach to advancing these goals. This type of RAP emphasises long-term strategies and the pursuit of specific, measurable targets and requires organisations to integrate reconciliation initiatives into the organisation's standard operations.



- **Elevate RAP**

An Elevate RAP is implemented over two years and best suited to organisations that have demonstrated success implementing effective RAP initiatives through previous Stretch RAPs and are ready to take a leading role in advancing national reconciliation. Organisations with an Elevate RAP maintain a strong strategic partnership with Reconciliation Australia and actively support initiatives that empower Aboriginal and Torres Strait Islander peoples and drive systemic change. This level also demands increased transparency and accountability through independent evaluations of their efforts.

### **Recommendation for a Reflect RAP**

It is recommended that Randwick City Council commence its reconciliation journey with a Reflect RAP. By focusing on the core RAP pillars - *Relationships, Respect, Opportunities* - the structured approach ensures that the Council's reconciliation efforts are strategic, measurable, and accountable.

An intended outcome of the Reflect RAP is to strengthen mutually beneficial relationships with Aboriginal and Torres Strait Islander stakeholders, organisations and local Elders, and better involve these stakeholders in Council's decision-making processes. An example of this is the potential establishment of an external Aboriginal Advisory Group to provide Council advice on the appropriate progression of core Council activities, including preparation of an Aboriginal Cultural Heritage Study for Randwick City.

### **Project Methodology**

This work is being prepared by an internal Council working group comprised of 16 staff members including five governance team members and 11 staff members selected through a merit based EOI process.

The five governance team members are as follows:

- Organisational Lead: General Manager
- Executive Sponsor: Director Community and Culture
- RAP Lead: Community Development Officer - Aboriginal Programs
- Chair: Manager Human Resource
- Administrator: Manager Community Development

Members will be appointed for the development and duration of the Reflect RAP from November 2024 to July 2026. Fortnightly meetings will be held with this group to discuss progress, address challenges, and ensure alignment to the key RAP goals set out by Reconciliation Australia.

Randwick City Council will involve local Elders and community members in the development of the RAP to ensure local needs and community voice are embedded in key actions identified.

The La Perouse Aboriginal Land Council and the Gujaga Foundation will be engaged to host a local Truth Telling session share history, local community insights and to emphasise the importance of reconciliation locally. This will build a strong foundation for the RAP.

Nganya Aboriginal Engagement Consultants is acknowledged as a leading RAP specialist consultant, and has been engaged through competitive process to provide:

- Mentoring sessions for Council's RAP Lead throughout the engagement, drafting and submission process;
- RAP Leadership Workshop to equip the General Manager's Team (GMT) and managers with the knowledge, skills, and strategies to effectively champion and lead the RAP within Randwick City Council (a requirement set out by Reconciliation Australia);
- RAP introduction for the GMT and the RAP Working Group on the principles of reconciliation, the significance of the RAP, and their roles in supporting and advancing these initiatives within the organisation;
- Review of the final RAP draft, offering feedback and guidance to ensure the document is robust, culturally appropriate, and aligned with best practices.

A local Aboriginal artist will be engaged to create a unique artwork for the Randwick City Council RAP. This artwork will be used in RAP materials and promotional items. The artist will be required to host a community workshop to garner input into design elements.

Community Elders and significant stakeholders representing the local Aboriginal community will be engaged and remunerated for their time, advice and cultural knowledge shared in the development of the RAP and the capacity building of Council staff in the process.

As the governing body, Reconciliation Australia will review the draft RAP and provide feedback and/or conditional endorsement subject to Council meeting mandatory requirements and standards set by the RAP guidelines.

The official RAP launch will introduce Council's reconciliation commitment and ambition to the broader community. The team aim for the launch to be hosted during Reconciliation Week 2025 and feature a Welcome to Country, celebratory performances, speakers and refreshments.

This timeframe is subject to the availability and participation of community and key community stakeholders and the extent of feedback provided by Reconciliation Australia.

**Aboriginal Cultural Study**

The preparation of an Aboriginal Cultural Heritage Study is included under Planning Priority 5.1 of Council's Local Strategic Planning Statement (LSPS). The LSPS outlines the need for better management and protection of Aboriginal sites/places in Randwick City and ensuring future development respects cultural significance.

Under the 2024-25 Operational Plan, budget allocation has been included for the preparation of an Aboriginal cultural heritage study and its integration with the local land use planning process. The study will bring together written and visual records of Aboriginal cultural sites in Randwick City and comprehensively map these important places through a broad engagement process. A consultant study will then make recommendations to conserve, manage and celebrate Aboriginal cultural heritage including the preparation of planning policies and development application procedures.

As a RAP will provide the framework for engaging sensitively and meaningfully with the local Aboriginal community when undertaking future Council projects, this report recommends that further work on an Aboriginal Cultural Heritage Study be deferred until a RAP has been endorsed by Council.

**Strategic alignment**

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Inclusive Randwick
Outcome	A resilient city where people are engaged, informed, connected and feel a sense of community and belonging
Objective	The percentage of residents who feel a part of their community will remain above the metro benchmark through to 2031
Delivery program commitment	Develop a diversity framework by 2024, which will include community plans to address the needs of our diverse population, including First Nations, aged, disabled, youth, families, and culturally and linguistically diverse (CALD) communities.

## Resourcing Strategy implications

The preparation of a RAP is being managed by an internal working group, led by Council's Community Development team. The development of the RAP is estimated to cost \$66,000 and includes community and stakeholder engagement, consultant and artist remuneration, registration with Reconciliation Australia, and a community launch.

There is currently \$40,000 allocated in the 2024-25 Budget for the preparation of an Aboriginal Cultural Study. These funds will be reallocated to the preparation of a RAP. The remaining \$26,000 will be allocated in the next budget quarterly review.

Council will allocate funds for the preparation of a Cultural Study in a future budget following adoption of the RAP.

## Policy and legislative requirements

It is not legislated that local government organisations have a RAP, however it is generally accepted as best practice.

## Conclusion

Across Australia, Reconciliation Action Plans have effectively enabled organisations to sustainably and strategically take meaningful action to advance reconciliation. With genuine commitment, a RAP has the potential to drive systemic change and foster stronger, more inclusive relationships between Randwick City Council and the Aboriginal and Torres Strait Islander community. By investing in the development and implementation of a well-structured and informed RAP, Randwick City Council can demonstrate its dedication to reconciliation and its willingness to contribute to the reconciliation journey.

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**Responsible officer:** Trina Soulos, Manager Community Development

**File Reference:** F2004/06272

## Director Community & Culture Report No. CC21/24

**Subject:** Chanukah 2024

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### Executive Summary

- At the Council Meeting on 25 June 2024, Council resolved to bring back a report with regards to an event to celebrate the Jewish holiday of Chanukah which this year commences on 25 December.
- Council staff have investigated the request further by speaking with a local Jewish leader and Waverley Council.
- Waverley Council holds an annual reception for their Jewish community to mark the significant Jewish holiday of Chanukah.
- A similar event in Randwick City would provide an important opportunity to recognise, respect and celebrate the Jewish population of Randwick City.

### Recommendation

That Council hold a reception in December 2024 to mark the Jewish holiday of Chanukah.

### Attachment/s:

Nil

CC21/24

Purpose

At its Ordinary Council Meeting on 25 June 2024, Council resolved as follows:

*(Rosenfeld/Parker) that Council request a report with regards to an event to be held to celebrate the Jewish holiday of Chanukah. As Chanukah falls late this year, and commences on December 25, the event would likely need to be held in mid-December.*

The purpose of this report is to bring back to Council a report to consider a Chanukah event.

Discussion

Chanukah is a significant Jewish holiday, also known as the Festival of Lights. It celebrates the rededication of the Second Temple in Jerusalem during the 2nd century BCE. It is a celebration of faith, resilience, and the triumph of light over darkness.

The holiday usually falls in December but follows the Hebrew calendar, so the dates vary each year. In 2024, Chanukah (Hanukkah) will begin at sunset on **Wednesday 25 December 2024** and end at sunset on **Wednesday 1 January 2025**.

There is a significant Jewish community living in the Randwick City community. According to the 2021 census, 4.1% of the Randwick City community or 5,467 people identify their religion as Judaism which is significantly higher than the Greater Sydney population average of 0.7%.

Council has been in discussion with the Rabbi from Maroubra Synagogue about an appropriate way to mark Chanukah in 2024. Other councils in Sydney including Waverley, hold receptions attended by Councillors, local MPs, community leaders, members of the Jewish community and representatives of other faith-based organisations. The event is typically led by a local Rabbi and includes speeches, prayers, the ceremonial lighting of the menorah and some traditional Jewish holiday foods including jelly doughnuts and potato pancakes. A similar event in Randwick City could provide an opportunity to recognise, respect and celebrate the Jewish community of Randwick City.

Pending Council approval to proceed with holding a reception, the date, location and structure of the event would be then developed in consultation with the local Jewish community.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Inclusive Randwick
Outcome	A resilient city where people are engaged, informed, connected and feel a sense of community and belonging
Objective	The percentage of residents who feel a part of their community will remain above the metro benchmark through to 2031
Delivery program commitment	Explore opportunities to increase targeted events for communities feeling socially isolated on a needs basis.

Resourcing Strategy implications

A budget of \$2,000 is estimated to be required to cover event costs including food. This cost can be absorbed by Council's existing events budget.



## Conclusion

A reception to mark the Jewish holiday of Chanukah would be a positive message of support and respect for the Randwick City Jewish community.

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**Responsible officer:** Joshua Hay, Acting Director Community & Culture

**File Reference:** F2021/00020

CC21/24

## Director Community & Culture Report No. CC22/24

**Subject:** Additional NYE fireworks site - Heffron Park, Maroubra

---

### Executive Summary

- Council's Coogee Sparkles NYE fireworks display is a much-loved event on the calendar.
- The event attracts 25,000 people a year and is reaching capacity in terms of viewing locations and ease of access.
- Council staff have been investigating additional fireworks locations to expand Council's NYE programming to provide additional and more accessible opportunities for people to gather to celebrate the end of the year.
- Heffron Park in Maroubra has been identified as a suitable location for an additional fireworks location.

### Recommendation

That Council endorse Heffron Park, Maroubra as an additional site for a 9pm NYE fireworks site to run concurrently with Council's 9pm Coogee Sparkles fireworks.

### Attachment/s:

Nil

CC22/24

Purpose

The purpose of this report is to seek Council endorsement for a new NYE fireworks site at Heffron Park in Maroubra.

Discussion

Randwick Council has produced the much-loved annual NYE Coogee Sparkles fireworks event at Dunningham Reserve, Coogee for many years. The event provides a family-friendly, relaxed beachside NYE celebration and is well attended averaging 25,000 attendees each year. While the event is very popular, particularly with residents in the north of the City, it is reaching capacity in terms of viewing locations and can be difficult to access for people outside the area.

Council has been investigating additional locations to expand the event and to make the fireworks more accessible to more people across the Randwick LGA. Heffron Park in Maroubra has been identified as a preferred location to trial a new, expanded fireworks location. The park is Randwick City's largest sports reserve and is located centrally in the LGA with many casual viewing locations throughout the park. Additionally the site is visible to thousands of nearby properties.

Heffron Park offers multiple public transportation routes from Bunnerong Road and Anzac Parade alleviating some of the impact to the bottleneck of traffic that compounds at Coogee. In addition, the large size of the park makes it easier to centrally locate an exclusion area for a fireworks display without requiring road closures.

Heffron Park was activated successfully in 2023 as a FIFA Women's World Cup live viewing site with more than 20,000 people attending eight broadcast screenings. Council activated the space with food trucks and music to provide a 'village' atmosphere. Food trucks reported selling 8,300 meals.

Council is proposing a low scale activation of 'Maroubra Sparkles' with food trucks and wandering performers to complement a 15-minute fireworks display at 9pm. There will be no midnight fireworks.

Maroubra Sparkles will meet a core need to offer night-time activations as a family-friendly community event and make use of Council's facilities outside of usual usage hours for different purposes encouraging visitation and meeting the needs of a broader spectrum of the community across the LGA.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering the Outcomes of the Community Strategic Plan:	
Strategy	Arts and Culture
Outcome	A city where everyone can develop, express and enjoy creativity throughout their life
Objective	Increase attendance at Council's arts and cultural programmes, events and venues by 10% by 2031, from a 2018-19 baseline
Delivery program commitment	Expand and distribute Council's program of cultural activities and events to allow for a minimum of 1 cultural activity in each suburb (13) from 2025 onwards.
Delivering services and regulatory functions:	
Service area	Economic Development and Placemaking
Function	Place Making

Delivery program commitment	Activate spaces to create an experience where people feel connected and/or inspired
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## Risks

Council will engage an experienced and expert pyrotechnics and special effects firm to undertake the fireworks. A risk assessment will be undertaken and fireworks exclusion area will be maintained. Appropriate security will be implemented to ensure public safety.

Council will consult with the Eastern Beaches Local Area Command regarding safe implementation of the additional fireworks location.

## Resourcing Strategy implications

The Maroubra Sparkles fireworks event and associated infrastructure is estimated to cost \$50,000. Funding for the new Maroubra Sparkles location will come from Council's 2024-25 NYE Fireworks budget which currently has \$230,000 allocated.

## Conclusion

Hosting an additional fireworks site at Maroubra will enhance Council's NYE offerings at relatively low cost and provide more people with the opportunity to view fireworks and gather to celebrate the new year.

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**Responsible officer:** Joshua Hay, Acting Director Community & Culture

**File Reference:** F2024/00446

## Director Corporate Services Report No. CO40/24

**Subject:** Appointment of Delegates to Committees

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### Executive Summary

- Council is required to appoint delegates to its various advisory, statutory and external committees and bodies for the period from 8 October 2024 until the date of the Mayoral election in September 2026 (or shorter period if determined).

### Recommendation

That Council determine the membership of its advisory committees and appoint delegates to its various advisory, statutory and external committees and to external bodies for the period October 2024 to September 2026.

### Attachment/s:

1. [LINK TO VIEW](#) Committee memberships table 2024-26
2.  Committees - Purpose, membership etc

CO40/24



## Purpose

The purpose of this report is to facilitate the appointment of delegates to the various advisory and external committees for the period from 8 October 2024 until the date of the Mayoral election in September 2026 (or shorter period if determined).

## Discussion

Council can appoint committees as it considers necessary.

The appointment of delegates/members to committees must be for a specified term, which obviously cannot exceed the term of the Council. Accordingly, Council may appoint delegates/members to its committees for any period of time (in the past the Council practice has been to elect committee representatives for a 12-month period from September to September, however, given the Mayor is now elected for a two-year term, it is recommended that Committee delegates be appointed for the same term).

The powers and functions of all current Council advisory committees are subject to determination by the Council. The Council may determine that the Committees, their functions and memberships remain the same (or otherwise).

Delegates are also appointed to external committee and bodies. These organisations are external to Council and, therefore, their functions and memberships are not subject to Council control.

The Committee memberships table, including delegate numbers, is provided under separate cover. Attached to this report is a summary of the purpose and membership details for each of the Committees/ organisations to which delegates are appointed, in the following categories:

- (i) **Special/Advisory Committees** – committees of the Council that meet on an ad hoc basis and advisory committees created to perform a specific function, often with outside representation.

Proposed amendments since reported to Council in September 2023:

**Aboriginal Consultative Committee (moved to representation on outside committees)** – has been moved to representation on outside organisations/committees and now includes all related external agencies and forums including the Eastern Region LG Aboriginal & Torres Strait Islander Forum. The Council Aboriginal Consultative Committee has not meet for many years as the role of this committee has been absorbed by other agencies/forums.

**Memorial for Fallen Lifesavers Trust (removed)** – the purpose for which this Trust was formed (being the construction of the monument), has been served. Stakeholders will be involved in the application process for the Memorial to be acknowledged as a Military Memorial of National Significance.

**Portfolio Advisory Committees (removed)** – have not been operational since the conclusion of the trial period in 2022. The Informing Strategies were adopted in 2022 and their ongoing implementation is now an operational matter. Working Groups will be established for matters of interest as a need is identified (eg. Matraville Town Centre and the Live Music working groups).

**Resilience Committee (renamed from Greening Randwick Committee)** – it is proposed that the Greening Randwick Committee be renamed the Resilience Committee and that the Resilience Committee oversee the broader sustainability and resilience issues within our community, rather than simply tree management matters.

**Road Safety Steering Committee (removed)** - Under the Program Funding Agreement for the Local Government Road Safety Program, the Road Safety Steering Committee has changed to a Project Delivery Group and no longer includes Councillor representation as this is an operational group. This has been confirmed with Transport for NSW.

- (ii) **Councillor representation on outside organisations/committees** – bodies to which the Council is entitled to elect or appoint Councillor representatives.

Proposed amendments since reported to Council in September 2023:

**Centennial Park Community Trustee Board (added)** – this Board was established in 2022. Greater Sydney Parklands approached Council and strongly recommended that we appoint a community representative, rather than a Councillor. A report was presented to Council on 18 October 2022 and Council resolved to conduct a community EOI and delegated the Mayor to appoint the representative. A local resident was subsequently appointed and has representing our area well. Other Councils represented on this board (City of Sydney, Waverley and Woollahra Councils) appointed their mayors to be on the board. As such it is suggested that RCC also appoint the Mayor (or another Councillor) to this Board.

**Randwick City Tourism (removed)** – this group has not been operational for some years now. If the group is reactivated a report will be presented to Council for delegates to be appointed as appropriate.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Customer Service & Governance Management
Function	Governance Management
Delivery program commitment	Manage Council's governance framework and controls to ensure accountability, transparency, integrity, equity and ethical Council decision making.

### Resourcing Strategy implications

Operation expenditure for the various committees has been included in the 2024-25 Budget.

### Policy and legislative requirements

Local Government Act 1993  
Local Government (General) Regulation 2021.

### Conclusion

It is necessary for the Council, at this meeting, to approve the appointment of delegates/members to advisory committees and to external bodies as per the Committee memberships table provided under separate cover.

**Responsible officer:** Julie Hartshorn, Coordinator Administration

**File Reference:** F2005/00775



### Special Committees

	Committee	Purpose	Membership	Quorum
<b>Advisory Committees</b>				
1	<b>Access &amp; Older Person Advisory</b>	To: monitor implementation & evaluation of Council's Disability Discrimination Action Plan; assist in the identification of current & future access needs for the community; support & promote activities & special projects relating to people with disabilities; comment on Council planning instruments in relation to disability issues; assist in determining the most appropriate use of the Accessible Pathways Budget; ensure that Council policies & programs are consistent with Commonwealth & State Government legislation & best practice; develop a Randwick Older People's Policy; assist in the identification of current & future needs of older persons.	2 Councillors & 6-12 community representatives	5 members
2	<b>Arts and Cultural Advisory</b>	To bring together key stakeholders in artistic and cultural development within  Randwick City to facilitate the sharing of resources, knowledge, facilities, ideas and opportunities; and to advise Council on its public art, placemaking and cultural initiatives.	Maximum 12 members, consisting of no less than 5 local practising artists and 2 Councillors	N/A
3	<b>Audit, Risk and Improvement</b>	The objective of the Internal Audit Committee (Committee) is to provide independent assurance and assistance to Randwick City Council on areas including risk management, control, legislative compliance and external accountability responsibilities.	1 Cr (cannot be the Mayor), plus 3 external appointments (with relevant experience)	2 external appts
4	<b>Coastal Advisory Committee</b>	To provide a forum for representatives from local surf clubs, coastal sporting and water-based associations and Council to discuss current issues and future needs of our community.	Mayor + 2-6 Councillors + 6-20 reps of peak bodies/associations	Majority +1 of members
5	<b>Coogee Beach Stormwater Quality Advisory Committee</b>	To investigate sources of pollution, explore options and develop viable recommendations to improve the water quality at Coogee Beach.	3 Councillors + expert agencies + community representatives	N/A
6	<b>Cultural Diversity &amp; Equity Advisory</b>	To ensure that all non-English speaking background residents are informed & have an understanding of Council's role & responsibilities & advise Council on issues that affect NESB residents	Equal mix of Council & community reps, with at least 2 Councillors & representatives from each Council Division (Max 10 community reps/others, excluding Crs)	6 members
7	<b>Cycleway and Bike Facilities</b>	To enhance consultation between Council and the bike riding community. Review and provide advice on bike related capital works	3 Councillors & reps from BikeEast	N/A

CO40/24



	Committee	Purpose	Membership	Quorum
8	<b>General Manager's Performance Review</b>	To convene ½ yearly monitoring meetings & once yearly review meetings with the GM to administer his Performance Agreement & to amend the Performance Agreement when required	Mayor + 3 Councillors	3 members
9	<b>Resilience Committee</b>	To oversee the Council and community programmes to reduce emissions, action the principles of circular economy to reduce waste and to become more resilient to the shocks and stresses experienced within our community.	Mayor + 3 Councillors + 4 community reps	5
10	<b>Sports</b>	To ensure that Council policies and programs are consistent with Commonwealth & State Government legislation & best practice relevant to the full range of local sporting & recreation needs, to comment on Council planning instruments, including Plans of Management, in relation to sporting facilities, to assist Council in the identification of current & future sporting needs for the community etc	The Mayor & 3 Councillors, plus 6-15 reps of peak sporting bodies or associations (being residents or members of local sporting bodies) plus Council staff reps	6 members
11	<b>Youth Advisory</b>	To assist Council in the identification of the current interests of young people (ages 15-24 years), to support & promote activities & special projects relating to young people, to comment on Council planning instruments, to encourage students & young people's participation in Council's activities and community service initiatives etc	Not less than 2 Councillors & 6-12 young people (ages 15-24), but not more than 12 in total	6 members
<b>Trusts</b>				
12	<b>Anzac Trust</b>	Renamed following April 2024 Notice of Motion. The purpose of this Trust is to work with Council staff to: a) Begin planning the 110th Anniversary of Anzac Day, 2025; b) Include plans to commemorate 100 years since the unveiling of the Cenotaph at High Cross Park; c) Conduct a comprehensive consultation process involving all stakeholders including RSL and Surf Clubs; and d) Bring back a report to Council on any additional funds that may be required.	Mayor + 1 Councillor + GM + 10 external appointments	6
13	<b>La Perouse Museum &amp; Headland Trust</b>	To provide advice to Council with respect to Council's management of the La Perouse Museum and relevant buildings, heritage items, open space and landscaped areas within the La Perouse precinct of Kamay Botany Bay National Park	Mayor + 3 Councillors + 5 external appointments	5
<b>Floodplain Management Committees</b>				
14	<b>Birds Gully &amp; Bunnerong Road Floodplain</b>	Provide advice to Council on flooding related policies and objectives for the Birds Gully and Bunnerong Road catchment as well as the implementation of the floodplain management process.	2 Councillors, 2 community reps, 4 Council staff, 1 SES rep, 1 Sydney Water rep, 1	N/A

CO40/24



CO40/24

	Committee	Purpose	Membership	Quorum
	<b>Management Committee</b>		adjoining Council rep (as appropriate) and 1 DECC rep	
15	<b>Clovelly Floodplain Management Committee</b>	Provide advice to Council on flooding related policies and objectives for the Clovelly catchment as well as the implementation of the floodplain management process.		
16	<b>Lurline Bay, Matraville, Malabar and Yarra Bay Floodplain Management Committee</b>	Provide advice to Council on flooding related policies and objectives for the Lurline Bay, Matraville, Malabar and Yarra Bay catchment as well as the implementation of the floodplain management process.		

#### Councillor representation on outside organisations/committees

	Committee	Purpose	Membership	Randwick allocation
1	<b>Aboriginal Consultative Agencies, including Eastern Region LG Aboriginal &amp; Torres Strait Islander Forum</b>	<p>[Representation on external agencies and forums] To provide leadership on local aboriginal issues and to attend regular meetings of the NGO Aboriginal Services Interagency, Aboriginal Government Agencies and the Police Aboriginal Consultative Committee and the La Perouse Aboriginal Community Alliance.</p> <p>With respect to the <b>Eastern Region LG Aboriginal &amp; Torres Strait Islander Forum</b> - To consult local Aboriginal communities &amp; their organisations in order to develop policies &amp; cooperative strategies at a regional level &amp; which will stimulate local government commitment to the reconciliation process</p>	Mayor + 2 Councillors and staff from Randwick, Bayside, Waverley & Woollahra & indigenous community reps	Mayor + 2 Councillors
2	<b>Centennial Park Community Trustee Board</b>		1 rep only – Can be representative from local community OR Mayor or other Councillor (2-year appointment)	Mayor OR 1 Councillor
3	<b>NSW Public Libraries Association</b>	As a member of the NSWPLA, Randwick City Council is entitled to 1 vote at the AGM	Representatives from member organisations	1 Councillor delegate and 1 Councillor as alternate delegate
4	<b>Randwick Traffic Committee</b>	To authorise traffic facilities & consider road safety issues	2 Councillors (being 1 delegate & 1 alternate delegate) + Council Traffic Engineer & reps from RTA, Police,	1 Councillor delegate & 1 Councillor as alternate delegate





	Committee	Purpose	Membership	Randwick allocation
			STA & the State Member of Parliament	
5	<b>Southern Sydney Regional Organisation of Councils (SSROC)</b>	To consider & assess the needs, disadvantages & opportunities of the member Councils & of the Southern Sydney region, to make representation & submissions relative to the needs, to submit requests for financial assistance, policy change and additional resources for the region or for member councils etc	Elected reps from member Councils	2 delegates (1 being the Mayor) & 2 alt delegates. Each delegate also serves on a SSROC Standing Committee
6	<b>Sydney Coastal Councils</b>	To maintain sharp focus on all water pollution issues that affect the coastal, harbour, bay and river environment within the areas covered by the member Councils and to develop initiatives to protect those areas.	Councillors & staff from member Councils	2 Councillor delegates (1 to be member of Exec Committee) & 2 Councillors as alternate delegates
7	<b>Sydney East City Planning Panel (SECPP)</b>	The principal function of regional panels is to determine regionally significant DAs.	5 members (Chair & 2 other members appointed by the Minister & 2 Council-appointed members	2 Councillors + 3 Councillors as alternate delegates

CO40/24

## Director Corporate Services Report No. CO41/24

**Subject: Renewal of Community Partnership Agreement with Westpac Helicopter Rescue Service**

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### Executive Summary

- At its ordinary meeting held 27 July 2021 it was resolved that “Council enters into a Memorandum of Understanding, containing the initiatives outlined in this report, with the Westpac Life Saver Rescue Helicopter Service for the next three years at a cost of \$20,000.00 per annum plus GST.”
- As the agreement commenced in July 2021, this agreement is due for renewal and Council has again been approached by the Westpac Life Saver Rescue Helicopter Service to enter into another community partnership agreement.

### Recommendation

That Council enters into a Memorandum of Understanding, containing the initiatives outlined in this report, with the Westpac Life Saver Rescue Helicopter Service for the next three years at a cost of \$20,000 per annum plus GST.

### Attachment/s:

Nil

CO41/24

Purpose

The purpose of this report is to seek Council approval to renew the agreement with the Westpac Rescue Helicopter Service for a further three years.

Discussion

At its ordinary meeting held 27 July 2021 it was resolved (Luxford/Andrews) that:

*Council enters into a Memorandum of Understanding, containing the initiatives outlined in this report, with the Westpac Life Saver Rescue Helicopter Service for the next three years at a cost of \$20,000.00 per annum plus GST.*

As the agreement commenced in July 2021, this agreement is due for renewal and Council has again been approached by the Westpac Life Saver Rescue Helicopter Service to enter into another community partnership agreement. It is noted that the request in the latest draft agreement is for \$30K per annum plus GST, however it is considered that our current contribution of \$20K plus GST per annum is appropriate.

Council's Manager Customer & Compliance and representatives from the Westpac Life Saver Rescue Helicopter Service have discussed a number of initiatives to further strengthen this community partnership for the benefit of both organisations. A summary of the potential initiatives under the proposed agreement include the following:

- Launching the partnership in the media with a greater emphasis on the benefits of the partnership, including our organisations working together to increase water safety awareness, address the dangers of rock fishing in a collaborative and proactive way and promoting how well our organisations work together to conduct water rescues in the Randwick City area;
- Increasing the profile of our community events, such as the Coogee Carols, by having the Westpac Life Saver Rescue Helicopter Service deliver Santa via a helicopter or fire engine;
- Greater utilisation of social media to inform the community about what both organisations are doing;
- Council's logo again appearing on two helicopters in a more visible location under the partnership agreement;
- WLSRH provision of archives for the La Perouse Museum showcasing the history of the service;
- Collaboration on the future development of WLSRH community initiatives including safety equipment dispensaries to make access to life saving devices available 24 hours a day in the Randwick and surrounding precincts; and
- The Westpac Life Saver Helicopter Service shall provide five (5) places to Randwick City Council Lifeguards (or any other employees as required) to attend fully accredited HUET (Helicopter Underwater Escape Training) course(s), annually.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Customer Service & Governance Management
Function	Governance Management
Delivery program commitment	Manage Council's governance framework and controls to ensure accountability, transparency, integrity, equity and ethical Council decision making.

## Resourcing Strategy implications

The cost to Council will be \$20,000.00 per annum plus GST for three years and has been allowed for in the Contingency Fund as part of the Community Development budget.

## Policy and legislative requirements

Local Government Act 1993.

## Conclusion

The Westpac Life Saver Rescue Helicopter service provides a very valuable service to Randwick's residents and visitors and it is proposed that Randwick continues with this valuable community partnership which will incorporate a number of initiatives as outlined in this report.

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**Responsible officer:** David Kelly, Manager Customer and Compliance

**File Reference:** F2009/00266

## Director Corporate Services Reports No. CO42/24

**Subject: 2024 LGNSW Annual Conference**

---

### Executive Summary

- The 2024 LGNSW Conference will be held at the Tamworth Regional Entertainment and Conference Centre from 17-19 November 2024.
- Council is required to advise LGNSW of voting delegates for the 2024 Conference by 5pm on Wednesday 6 November 2024. Our voting entitlement this year is seven (7) delegates.

### Recommendation

That:

- a) Councillors interested in attending the 2024 Annual Conference of Local Government NSW (LGNSW) advise the General Manager as soon as possible.
- b) Council determines its seven (7) voting delegates for the 2024 Annual LGNSW Conference.

### Attachment/s:

Nil

CO42/24



Purpose

To advise of arrangements and deadline dates for the 2024 LGNSW Annual Conference which will be held in at the Tamworth Regional Entertainment and Conference Centre from 17-19 November 2024.

Discussion

This Conference is the main policy making event for the NSW local government sector where state-wide issues are debated and motions are put forward for consideration by delegates.

Conference timeframes and deadlines:

Event	Deadline
Registrations open	Wednesday 17 July 2024
Early Bird registrations close	Thursday 28 September 2024
Registrations close	Friday 27 October 2024
Advise LGNSW of Council’s voting delegates	Wednesday 6 November 2024

Registration & Voting

Registrations for the conference close at 5pm on **Friday 27 October 2024, so it is important that Councillors advise the General Manager as soon as possible of their interest in attending.**

In addition to registering to attend the Conference, member Councils must advise LGNSW of the names of their nominated voting delegates (for motions) by 5pm on **Wednesday 6 November 2024.**

Randwick City Council is entitled to seven (7) voting delegates (for the Conference).

LGNSW have advised that voting entitlements are affected by changes in ABS population data and changes in the membership of LGNSW.

Councillors who are not nominated as voting delegates are still able to attend the conference as observers.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Customer Service & Governance Management
Function	Governance Management
Delivery program commitment	Manage Council's governance framework and controls to ensure accountability, transparency, integrity, equity and ethical Council decision making.

Resourcing Strategy implications

The costs associated with Councillors’ attendance at the 2024 LGNSW Annual Conference have been allowed for in the 2024-25 Budget.

Policy and legislative requirements

Councillors’ Expenses and Facilities Policy.

## Conclusion

Councillors interested in attending the conference (as delegates or observers) should advise the General Manager as soon as possible.

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**Responsible officer:** Julie Hartshorn, Coordinator Administration

**File Reference:** F2004/06645

CO42/24

## Director Corporate Services Report No. CO43/24

**Subject: Audit, Risk & Improvement Committee - Terms of Reference**

---

### Executive Summary

- The State Government has mandated the Risk Management and Internal Audit Guidelines for Local Government in New South Wales effective from 1 July 2024.
- These guidelines seek to strengthen risk management and internal audit practices through a new best practice approach, including new terms of reference for Council's Audit, Risk & Improvement Committee (ARIC).
- Consultation on these terms of reference has been undertaken with the General Manager, Internal Auditor and ARIC in the interests of ensuring the terms of reference is Randwick Council specific.
- The attached terms of reference will ensure ARIC has clear guidance on how it should serve the Council and that the Council has input into how the committee will operate. The terms of reference will also ensure clarity in the relationship between Council and ARIC and that Council can measure the committee's performance.

### Recommendation

That Council approve the proposed ARIC Terms of Reference which are based on the Risk Management and Internal Audit Guidelines for Local Government in New South Wales.

### Attachment/s:

1.  ARIC Terms of Reference October 2024

CO43/24

Purpose

The purpose of this report is to obtain Council approval of the updated ARIC Terms of Reference to maintain best practice in the operation of Council's ARIC.

Discussion

Council's ARIC has been operating under the ARIC Charter since its inception in 2019, however the State Government has mandated the “Guidelines for Risk Management and Internal Audit for Local Government in New South Wales” effective from 1 July 2024. This mandate requires the replacement of the ARIC Charter with a strengthened ARIC Terms of Reference document which is detailed in the guidelines.

The terms of reference are to be approved initially by resolution of the Council, reviewed annually by ARIC and then again once each council term (i.e. four years) by the Council.

The main changes introduced with the replacement of the ARIC Charter with the ARIC Terms of Reference are summarised as follows.

- ARIC to develop a Strategic Work Plan in line with the length of the council term (maximum of 4 years) and which is to be reviewed every year as well as an annual work plan;
- Council's ARIC must provide an annual assessment to the Council each year;
- From 24/25, the General Manager must provide an annual attestation in the annual report that Council's risk management framework complies with standards and that ARIC reviews the implementation of the risk management framework;
- Council may appoint one Councillor as a non-voting member of its ARIC; and
- General Manager to consult with ARIC regarding resources required for an effective Internal Audit function.

Consultation on these terms of reference has been undertaken with the General Manager, Internal Auditor and ARIC in the interests of ensuring the terms of reference is Randwick Council specific and not just a straight copy of the guidelines.

Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Customer Service & Governance Management
Function	Governance Management
Delivery program commitment	Manage Council's governance framework and controls to ensure accountability, transparency, integrity, equity and ethical Council decision making.

Resourcing Strategy implications

The ongoing operation of the RAIC is covered under Council's operational plan.

Policy and legislative requirements

Local Government Act 1993  
Local Government (General) Regulation 2021  
Risk Management and Internal Audit Guidelines for Local Government in New South Wales.

## Conclusion

The attached terms of reference will ensure ARIC has clear guidance on how it should serve the Council and that the Council has input into how the committee will operate. The terms of reference will ensure clarity in the relationship between Council and ARIC and that Council can measure the committee's performance.

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**Responsible officer:** David Kelly, Manager Customer and Compliance

**File Reference:** F2020/00105

CO43/24



CO43/24

CORPORATE SERVICES

# ARIC Terms of Reference

22 October 2024

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These Terms of Reference are based on the Model Terms of Reference for local government audit, risk and improvement committees contained in "Guidelines for Risk Management and Internal Audit for Local Government in NSW, November 2023" issued under section 23A of the *Local Government Act 1993*

## Introduction

Randwick City Council has established an Audit, Risk and Improvement Committee (referred to throughout this document as ARIC or 'the committee') in compliance with section 428A of the *Local Government Act 1993*, the *Local Government (General) Regulation 2021* and the Office of Local Government's *Guidelines for risk management and internal audit for local government in NSW*. These terms of reference set out the committee's objectives, authority, composition and tenure, roles and responsibilities, reporting and administrative arrangements.

## 1. Objective

The objective of Council's ARIC is to provide independent assurance to Council by monitoring, reviewing and providing advice about the Council's governance processes, compliance, risk management and control frameworks, external accountability obligations and overall performance.

## 2. Independence

The committee is to be independent to ensure it has no real or perceived bias or conflicts of interest that may interfere with its ability to act independently and to provide Council with robust, objective and unbiased advice and assurance.

The committee is to have an advisory and assurance role only and is to exercise no administrative functions, delegated financial responsibilities or any management functions of the Council. The committee will provide independent advice to the Council that is informed by the Council's internal audit and risk management activities and information and advice provided by staff, relevant external bodies and subject matter experts.

The committee must always ensure it maintains a direct reporting line to and from the Council's internal audit function and act as a mechanism for internal audit to report to the governing body and the General Manager on matters affecting the performance of the internal audit function.

## 3. Authority

Council authorises the committee, for the purposes of exercising its responsibilities, to:

- access any information it needs from the Council;
- use any Council resources it needs;
- have direct and unrestricted access to the General Manager and senior management of the Council;
- seek the General Manager's permission to meet with any other Council staff member or contractor;
- discuss any matters with the external auditor or other external parties;
- request the attendance of any employee at committee meetings, and
- obtain external legal or other professional advice in line with councils' procurement policies, in conjunction and with approval from the General Manager.

Information and documents pertaining to the committee are confidential and are not to be made publicly available. The committee may only release Council information to external parties that are assisting the

committee to fulfil its responsibilities with the approval of the General Manager, except where it is being provided to an external investigative or oversight agency for the purpose of informing that agency of a matter that may warrant its attention.

## 4. Composition and Tenure

The committee consists of an independent chairperson and two independent members who have voting rights and one non-voting Councillor, as required under the *Local Government (General) Regulation 2021*.

The governing body is to appoint the chairperson and members of the committee.

All committee members must meet the independence and eligibility criteria prescribed under the *Local Government (General) Regulation 2021*.

Members will be appointed for up to a four-year term. Members can be reappointed for one further term, but the total period of continuous membership cannot exceed eight years. This includes any term as chairperson of the committee. Members who have served an eight-year term (either as a member or as chairperson) must have a two-year break from serving on the committee before being appointed again. To preserve the committee's knowledge of the Council, ideally, no more than one member should retire from the committee because of rotation in any one year.

The terms and conditions of each member's appointment to the committee are to be set out in a letter of appointment. New members will be thoroughly inducted to their role and receive relevant information and briefings on their appointment to assist them to meet their responsibilities.

Prior to approving the reappointment or extension of the chairperson's or an independent member's term, the governing body is to undertake an assessment of the chairperson's or committee member's performance. Reappointment of the chairperson or a committee member is also to be subject to that person still meeting the independence and eligibility requirements prescribed under the *Local Government (General) Regulation 2021*.

Members of the committee must possess and maintain a broad range of skills, knowledge and experience relevant to the operations, governance and financial management of the Council, the environment in which the Council operates, and the contribution that the committee makes to the Council. At least one member of the committee must have accounting or related financial management experience with an understanding of accounting and auditing standards in a local government environment. All members should have sufficient understanding of the Council's financial reporting responsibilities to be able to contribute to the committee's consideration of the Council's annual financial statements.

## 5. Role

As required under section 428A of the *Local Government Act 1993* (the Act), the role of the committee is to review and provide independent advice to the Council regarding the following aspects of the Council's operations:

- compliance
- risk management
- fraud control
- financial management
- governance
- implementation of the strategic plan, delivery program and strategies
- service reviews

→ collection of performance measurement data by the [council/joint organisation], and

→ internal audit.

The committee must also provide information to the Council for the purpose of improving the Council's performance of its functions.

The committee's specific audit, risk and improvement responsibilities are outlined in Appendix A to these terms of reference.

The committee will act as a forum for consideration of the Council's internal audit function and oversee its planning, monitoring and reporting to ensure it operates effectively.

The committee has no power to direct external audit or the way it is planned and undertaken but will act as a forum for the consideration of external audit findings.

The committee is directly responsible and accountable to the governing body for the exercise of its responsibilities. In carrying out its responsibilities, the committee must at all times recognise that primary responsibility for management of the Council rests with the governing body and the General Manager.

The responsibilities of the committee may be revised or expanded in consultation with, or as requested by, the governing body from time to time.

## 6. Responsibilities of Members

### 6.1. Independent Members

The chairperson and members of the committee are expected to understand and observe the requirements of the Office of Local Government's *Guidelines for risk management and internal audit for local government in NSW*. Members are also expected to:

- make themselves available as required to attend and participate in meetings
- contribute the time needed to review and understand information provided to it
- apply good analytical skills, objectivity and judgement
- act in the best interests of the Council
- have the personal courage to raise and deal with tough issues, express opinions frankly, ask questions that go to the fundamental core of the issue and pursue independent lines of inquiry
- maintain effective working relationships with the Council
- have strong leadership qualities (chairperson)
- lead effective committee meetings (chairperson), and
- oversee the Council's internal audit function (chairperson).

### 6.2. Councillor Members

To preserve the independence of the committee, the Councillor member of the committee is a non-voting member. Their role is to:

- relay to the committee any concerns the governing body may have regarding the Council and issues being considered by the committee
- provide insights into local issues and the strategic priorities of the Council that would add value to the committee's consideration of agenda items
- advise the governing body (as necessary) of the work of the committee and any issues arising from it, and
- assist the governing body to review the performance of the committee.

Issues or information the councillor member raises with or provides to the committee must relate to the matters listed in Appendix A and issues being considered by the committee.

The Councillor member of the committee must conduct themselves in a non-partisan and professional manner. The Councillor member of the committee must not engage in any conduct that seeks to politicise the activities of the committee or the internal audit function or that could be seen to do so.

If the Councillor member of the committee engages in such conduct or in any other conduct that may bring the committee and its work into disrepute, the chairperson of the committee may recommend to the Council, that the Councillor member be removed from membership of the committee. Where the Council does not agree to the committee chairperson's recommendation, the Council must give reasons for its decision in writing to the chairperson.

### 6.3. Conduct

Independent committee members are required to comply with the Council's code of conduct.

Complaints alleging breaches of the Council's code of conduct by an independent committee member are to be dealt with in accordance with the *Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW*. The General Manager must consult with the governing body before taking any disciplinary action against an independent committee member in response to a breach of the Council's code of conduct.

### 6.4. Conflicts of Interest

Once a year, committee members must provide written declarations to the Council stating that they do not have any conflicts of interest that would preclude them from being members of the committee. Independent committee members are 'designated persons' for the purposes of the Council's code of conduct and must also complete and submit returns of their interests.

Committee members and observers must declare any pecuniary or non-pecuniary conflicts of interest they may have in a matter being considered at the meeting at the start of each meeting or as soon as they become aware of the conflict of interest. Where a committee member or observer declares a pecuniary or a significant non-pecuniary conflict of interest, they must remove themselves from committee deliberations on the issue. Details of conflicts of interest declared at meetings must be appropriately minuted.

### 6.5. Standards

The committee will ensure all internal audit work is conducted in accordance with the *International Standards of Internal Auditing*; and the assessment and management of risk is conducted in accordance with *ISO 31000 Risk Management*.

## 7. Work Plans

The work of the committee is to be thoroughly planned and executed. The committee must develop a strategic work plan every four years to ensure that the matters listed in Appendix A are reviewed by the committee and considered by the internal audit function when developing their risk-based program of internal audits. The strategic work plan must be reviewed at least annually to ensure it remains appropriate.

The committee may, in consultation with the governing body, vary the strategic work plan at any time to address new or emerging risks. The governing body may also, by resolution, request the committee to approve a variation to the strategic work plan. Any decision to vary the strategic work plan must be made by the committee.

The committee must also develop an annual work plan to guide its work, and the work of the internal audit function over the forward year.



The committee may, in consultation with the governing body, vary the annual work plan to address new or emerging risks. The governing body may also, by resolution, request the committee to approve a variation to the annual work plan. Any decision to vary the annual work plan must be made by the committee.

When considering whether to vary the strategic or annual work plans, the committee must consider the impact of the variation on the internal audit function's existing workload and the completion of pre-existing priorities and activities identified under the work plan.

## 8. Assurance Reporting

The committee must regularly report to the Council to ensure that it is kept informed of matters considered by the committee and any emerging issues that may influence the strategic direction of the Council or the achievement of the Council's goals and objectives.

The committee will provide an update to the governing body and the General Manager of its activities and opinions after every committee meeting.

The committee will provide an annual assessment to the governing body and the General Manager on the committee's work and its opinion on how the Council is performing.

The committee will provide a comprehensive assessment every council term of the matters listed in Appendix A to the governing body and the General Manager.

The committee may at any time report to the governing body or the General Manager on any other matter it deems of sufficient importance to warrant their attention. The Mayor and the chairperson of the committee may also meet at any time to discuss issues relating to the work of the committee.

Should the governing body require additional information, a request for the information may be made to the chairperson by resolution. The chairperson is only required to provide the information requested by the governing body where the chairperson is satisfied that it is reasonably necessary for the governing body to receive the information for the purposes of performing its functions under the Local Government Act. Individual Councillors are not entitled to request or receive information from the committee.

## 9. Administrative Arrangements

### 9.1. Meetings

The committee will meet at least once in each quarter, including a special meeting to review Council's financial statements. The committee can hold additional meetings when significant unexpected issues arise, or if the chairperson is asked to hold an additional meeting by a committee member, the General Manager or the governing body.

Committee meetings can be held in person, by telephone or videoconference. Proxies are not permitted to attend meetings if a committee member cannot attend.

A quorum will consist of a majority of independent voting members. Where the vote is tied, the chairperson has the casting vote.

The chairperson of the committee will decide the agenda for each committee meeting, taking into consideration the committee's annual work plan and any urgent issues or risks that have arisen. Each committee meeting is to be minuted to preserve a record of the issues considered and the actions and decisions taken by the committee.

The Mayor, General Manager and the Principal Internal Auditor should attend committee meetings as non-voting observers. The external auditor (or their representative) is to be invited to each committee meeting as an independent observer. The chairperson can request the Council's Chief Finance Officer, Leader Enterprise Risk & Safety, senior managers, any Councillors, any employee/contractor of the council and

any subject matter expert to attend committee meetings. Where requested to attend a meeting, persons must attend the meeting where possible and provide any information requested. Observers have no voting rights and can be excluded from a meeting by the chairperson at any time.

The committee can hold closed meetings whenever it needs to discuss confidential or sensitive issues with only voting members of the committee present.

The committee must meet separately with the Principal Internal Auditor and the Council's external auditor at least once each year.

## 9.2. Dispute Resolution

Members of the committee and the Council's management should maintain an effective working relationship and seek to resolve any differences they may have in an amicable and professional way by discussion and negotiation.

In the event of a disagreement between the committee and the General Manager or other senior managers, the dispute is to be resolved by the governing body.

Unresolved disputes regarding compliance with statutory or other requirements are to be referred to the Departmental Chief Executive of the Office of Local Government in writing.

## 9.3. Secretariat

The General Manager will nominate a staff member to provide secretariat support to the committee. The secretariat will ensure the agenda for each meeting and supporting papers are circulated after approval from the chairperson at least one (1) week before the meeting and ensure that minutes of meetings are prepared and maintained. Minutes must be approved by the chairperson and circulated within two weeks of the meeting to each committee member, the governing body and the General Manager.

## 9.4. Resignation and Dismissal of Members

Where the chairperson or a committee member is unable to complete their term or does not intend to seek reappointment after the expiry of their term, they should give a minimum eight weeks' notice to the chairperson and the governing body prior to their resignation to allow the Council to ensure a smooth transition to a new chairperson or committee member.

The governing body can, by resolution, terminate the appointment of the chairperson or an independent committee member before the expiry of their term where that person has:

- breached the council's code of conduct
- performed unsatisfactorily or not to expectations
- declared, or is found to be in, a position of a conflict of interest which is unresolvable
- been declared bankrupt or found to be insolvent
- experienced an adverse change in business status
- been charged with a serious criminal offence
- been proven to be in serious breach of their obligations under any legislation, or
- experienced an adverse change in capacity or capability.

The position of a Councillor member on the committee can be terminated at any time by the governing body by resolution.

## 9.5. Review Arrangements

At least once every council term, the governing body must review or arrange for an external review of the effectiveness of the committee.

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These terms of reference must be reviewed annually by the committee and once each council term by the governing body. Any substantive changes are to be approved by the governing body.

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## 10. Further Information

For further information on Council's audit, risk and improvement committee, contact Council's Manager Customer & Compliance, Mr David Kelly on [david.kelly@randwick.nsw.gov.au](mailto:david.kelly@randwick.nsw.gov.au) or by phone (02) 9093 6742.  
Reviewed by chairperson of the audit, risk and improvement committee.

[signed]  
[date]

Reviewed by Council in accordance with a resolution of the governing body.

[signed]  
[date]  
[resolution reference]  
Next review date: [date]

## Appendix A: Audit, Risk and Improvement Committee Responsibilities

### Compliance

Review and advise the Council of the adequacy and effectiveness of the Council's compliance framework, including:

- if the Council has appropriately considered legal and compliance risks as part of the Council's risk management framework
- how the Council manages its compliance with applicable laws, regulations, policies, procedures, codes, and contractual arrangements, and
- whether appropriate processes are in place to assess compliance.

### Risk Management

Review and advise the Council:

- if the Council's has in place a current and appropriate risk management framework that is consistent with the Australian risk management standard
- whether the Council is providing the resources necessary to successfully implement its risk management framework
- whether the Council's risk management framework is adequate and effective for identifying and managing the risks the Council faces, including those associated with individual projects, programs and other activities
- if risk management is integrated across all levels of the Council and across all processes, operations, services, decision-making, functions and reporting
- of the adequacy of risk reports and documentation, for example, the Council's risk register and risk profile
- whether a sound approach has been followed in developing risk management plans for major projects or undertakings
- whether appropriate policies and procedures are in place for the management and exercise of delegations
- if the Council has taken steps to embed a culture which is committed to ethical and lawful behaviour
- if there is a positive risk culture within the Council and strong leadership that supports effective risk management
- of the adequacy of staff training and induction in risk management
- how the Council's risk management approach impacts on the Council's insurance arrangements
- of the effectiveness of the Council's management of its assets, and
- of the effectiveness of business continuity arrangements, including business continuity plans, disaster recovery plans and the periodic testing of these plans.

### Fraud Control

Review and advise the Council of the adequacy and effectiveness of the Council's fraud and corruption prevention framework and activities, including whether the Council has appropriate processes and systems in place to capture and effectively investigate fraud-related information.

### Financial Management

Review and advise the Council:

- if the Council is complying with accounting standards and external accountability requirements

- of the appropriateness of the Council's accounting policies and disclosures
- of the implications for the Council of the findings of external audits and performance audits and the Council's responses and implementation of recommendations
- whether the Council's financial statement preparation procedures and timelines are sound
- the accuracy of the Council's annual financial statements prior to external audit, including:
  - management compliance/representations
  - significant accounting and reporting issues
  - the methods used by the Council to account for significant or unusual transactions and areas of significant estimates or judgements
  - appropriate management signoff on the statements
- if effective processes are in place to ensure financial information included in the Council's annual report is consistent with signed financial statements
- if the Council's financial management processes are adequate
- the adequacy of cash management policies and procedures
- if there are adequate controls over financial processes, for example:
  - appropriate authorisation and approval of payments and transactions
  - adequate segregation of duties
  - timely reconciliation of accounts and balances
  - review of unusual and high value purchases
- if policies and procedures for management review and consideration of the financial position and performance of the Council are adequate
- if the Council's grants and tied funding policies and procedures are sound.

### Governance

Review and advise the Council regarding its governance framework, including the Council's:

- decision-making processes
- implementation of governance policies and procedures
- reporting lines and accountability
- assignment of key roles and responsibilities
- committee structure
- management oversight responsibilities
- human resources and performance management activities
- reporting and communication activities
- information and communications technology (ICT) governance, and
- management and governance of the use of data, information and knowledge

### Strategic Planning

Review and advise the Council:

- of the adequacy and effectiveness of the Council's integrated, planning and reporting (IP&R) processes
- if appropriate reporting and monitoring mechanisms are in place to measure progress against objectives, and
- whether the Council is successfully implementing and achieving its IP&R objectives and strategies.

### Service Reviews

→ Act as a forum for communication and monitoring of any audits conducted by external bodies and the implementation of corrective actions (for example, NSW government agencies, Commonwealth government agencies, insurance bodies)

→ Review and advise the Council:

- If the Council has robust systems to set objectives and goals to determine and deliver appropriate levels of service to the community and business performance
- if appropriate reporting and monitoring mechanisms are in place to measure service delivery to the community and overall performance, and
- how the Council can improve its service delivery and the Council's performance of its business and functions generally

### Performance Measurement Data

Review and advise the Council:

- if the Council has a robust system to determine appropriate performance indicators to measure the achievement of its strategic objectives
- if the performance indicators the Council uses are effective, and
- of the adequacy of performance data collection and reporting.

### Internal Audit

→ Provide overall strategic oversight of internal audit activities

→ Act as a forum for communication between the governing body, General Manager, senior management, the internal audit function and external audit

→ Coordinate, as far as is practicable, the work programs of internal audit and other assurance and review functions

→ Review and advise the Council:

- on whether the Council is providing the resources necessary to successfully deliver the internal audit function
- if the Council is complying with internal audit requirements, including conformance with the International Professional Practices Framework
- if the Council's internal audit charter is appropriate and whether the internal audit policies and procedures and audit/risk methodologies used by the Council are suitable
- of the strategic four-year work plan and annual work plan of internal audits to be undertaken by the Council's internal audit function
- if the Council's internal audit activities are effective, including the performance of the internal audit coordinator and the internal audit function
- of the findings and recommendations of internal audits conducted, and corrective actions needed to address issues raised
- of the implementation by the Council of these corrective actions
- on the appointment of the internal audit coordinator and external providers, and
- if the internal audit function is structured appropriately and has sufficient skills and expertise to meet its responsibilities



**External Audit**

- Act as a forum for communication between the governing body, General Manager, senior management, the internal audit function and external audit
- Coordinate as far as is practicable, the work programs of internal audit and external audit
- Provide input and feedback on the financial statement and performance audit coverage proposed by external audit and provide feedback on the audit services provided
- Review all external plans and reports in respect of planned or completed audits and monitor council's implementation of audit recommendations
- Provide advice to the governing body and/or General Manager on action taken on significant issues raised in relevant external audit reports and better practice guides

CO43/24



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## Director Corporate Services Report No. CO44/24

**Subject:** 2023-24 Disclosure of Interests Returns

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### Executive Summary

- Disclosure of Interests Returns from Councillors, the General Manager and other Designated Persons, are due annually on 30 September.
- The General Manager is required to keep a Register of Disclosure of Interests Returns and to table the Register at the first Council meeting after the due date.

### Recommendation

That it be noted that the Register of Disclosure of Interests Returns for 2023-24 has been tabled at the Ordinary Council Meeting of 22 October 2024.

### Attachment/s:

Nil

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### Purpose

To table the Register of Disclosure of Interests Returns for 2023-24 in accordance with the requirements of the Code of Conduct.

### Discussion

In tabling the Register of Returns for 2023-24, I report that the following returns have been submitted within the prescribed timeframe:

- All Councillors serving as at 1 July 2024
- the General Manager
- All Designated Persons
- All external members of the Audit, Risk and Improvement Committee (ARIC).

A printed version of the Register has been provided to the Mayor for tabling at the meeting.

Redacted returns have been uploaded to our [website](#). Redacted returns are published on Council’s website in accordance with the Information and Privacy Commission’s Guideline 1 and the public interest test conducted in relation to that Guideline.

An extract from the relevant page of Council’s website is below:

#### Annual Disclosure of Interests Returns

Council has adopted a [Disclosure Returns Policy PDF, 74.23 KB](#) and a [Disclosure Returns Procedure PDF, 943 KB](#) that details the definition of designated persons and the outcomes of the [Public Interest Test PDF, 70.23 KB](#) in relation to publishing returns on our website. Council has determined that it is not in the public interest to publish the Returns in full.

The unredacted Register of Returns is available for inspection at Council’s offices subject to request. To inspect the Register of Returns (unredacted) please complete our [Access to Information request form](#).

Below are the Registers (redacted) of 2023-24 Disclosure of Interests Returns.

- 2023-24 ARIC Disclosure of Interests Returns
- 2023-24 Councillor Disclosure of Interests Returns
- 2023-24 Staff Disclosure of Interests Returns
- Supplementary Register of Initial Returns

Anyone is entitled to inspect the ‘Returns of the Interests of Councillors, designated persons and delegates’ under Government Information (Public Access) Act 2009.

In addition, initial Disclosure Returns are required to be submitted by the five new Councillors elected at the 14 September 2024 Council elections. These returns are due to be submitted within 3 months of the election results being declared, that is by 1 January 2025.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Customer Service & Governance Management
Function	Governance Management
Delivery program commitment	Manage Council’s governance framework and controls to ensure accountability, transparency, integrity, equity and ethical Council decision making.

## Resourcing Strategy implications

N/A.

## Policy and legislative requirements

- Code of Conduct for Councillors
- Code of Conduct for Staff
- Code of Conduct for Council committee members, delegates of Council and Council advisers
- Disclosure Returns Policy and Procedure
- Local Government Act 1993.

## Conclusion

It is necessary for the Disclosure of Interests Returns (for the period 1 July 2023 to 30 June 2024) to be tabled at this Council Meeting for the purpose of legislative compliance.

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**Responsible officer:** Julie Hartshorn, Coordinator Administration

**File Reference:** F2024/01361

CO44/24

## Director Corporate Services Report No. CO45/24

**Subject: Monthly Financial Report as at 30 September 2024**

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### Executive Summary

- Monthly Financial Reports are produced as a means of monitoring the financial performance of the Council and ensuring that all appropriate financial controls are being adhered to.
- Council's liquidity remains sound as at 30 September 2024, with capacity to meet short term obligations as they fall due.
- Council's Chief Financial Officer, as the Responsible Accounting Officer, advises that the projected financial position is sound.

### Recommendation

That the Monthly Financial Report as at 30 September 2024 be received and noted.

### Attachment/s:

1.   Monthly Financial Statement - Income Statement - September 2024
2.   Monthly Financial Statement - Balance Sheet - September 2024
3.   Monthly Financial Statement - Cash Flow Statement - September 2024

CO45/24



## Purpose

Section 202 of Local Government (General) Regulation 2005 requires that the Responsible Accounting Officer of a Council must:

- a) establish and maintain a system of budgetary control that will enable the Council's actual income and expenditure to be monitored each month and to be compared with the estimate of the Council's income and expenditure, and
- b) if any instance arises where the actual income or expenditure of the Council is materially different from its estimated income or expenditure, report the instance to the next meeting of the Council.

## Discussion

This report provides the financial results of the Council as at 30 September 2024.

- **Income Statement (Attachment 1):**

The Income Statement summarises the Council's financial performance year to date (YTD) and presents the financial results for a stated period. The statement quantifies the amount of revenue generated and the expenses incurred by the Council as well as any resulting net surplus or deficit.

- o Capital and operating grants for this period were in line with expectations. Whilst coming in below the benchmark budget targets, this is due to the positive impact of the advance Financial Assistance Grant received in the previous financial year. This favourable timing difference was recognised in the 2023-24 annual financial statements and allocated into Council's reserves.
- o Interest on investments earned in this period was \$700k, 15% above benchmark target for the period.

### 2024-25 Financial Performance Summary

	Original Budget 2024-25 (\$'000)	Current Budget 2024-25 (\$'000)	YTD Actual September 2024 2024-25 (\$'000)
Income from continuing operations	203,225	205,841	50,146
Expenses from continuing operations	193,607	195,523	46,708
Net operating result	9,618	10,318	3,438
Net operating result before Capital Grants and Contributions	3,828	1,911	2,297

- **Balance Sheet Statement (Attachment 2):**

A Balance Sheet is a statement of the financial position of the Council that lists the assets, liabilities, and equity at a particular point in time. In other words, the balance sheet illustrates a Council's net worth. The balance sheet provides a snapshot of the finances (what it owns and owes) as of a specific date.

- o There is an increase in prepayments due to rates paid in advance by ratepayers.

- **Cash Flow Statement (Attachment 3):**

The Cash Flow Statement is a financial statement that shows how cash moves in and out of a Council's accounts via three main channels: operating, investing, and financing activities. The sum of these three segments is called net cash flow. The cash flow statement measures

how well the Council manages its cash position, meaning how well the Council generates cash to pay its debt obligations and fund its operating expenses.

- Cash flows from rates and annual charges reached \$55m in this period, resulting in positive net cash flows from operating activities.

The current ratio is a liquidity ratio that measures Council's ability to pay short-term obligations or those due within one year. The current ratio as at 30 September 2024 is 2.50. The Council's target is a ratio equal to or greater than 1.5 based on the Office of Local Government benchmarks. Our current ratio meets this target and indicates Council's liquidity remains sound at the end of September 2024. Together with a surplus Net Operating Result before Capital Grants and Contributions of \$2.3m, the financial position of the Council remains sound.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Financial Management
Function	Financial Management and Control
Delivery program commitment	Support Council's sustainable delivery of projects and services through sound Financial Management and Control, including long term financial planning, budget preparation, and financial performance monitoring.
Function	Accounting
Delivery program commitment	Manage and record the financial transactions arising from Council's activities, including the levy and collection of rates and charges, and the preparation of financial statements and returns.

### Resourcing Strategy implications

The recommended Budget for 2024-25 is balanced and sustainable with a current budget operating result before capital contributions of \$1.9M. The Council's financial position remains sound. The Council continues to have a strong balance sheet demonstrated through the robustness of working capital and sound liquidity through healthy cash generation.

### Policy and legislative requirements

Local Government (General) Regulation 2021.

### Conclusion

The Council's Chief Financial Officer, as the Responsible Accounting Officer, advises that the projected financial position is sound.

**Responsible officer:** Helen Cram, Manager Corporate Planning and Performance

**File Reference:** F2021/00364

CO45/24



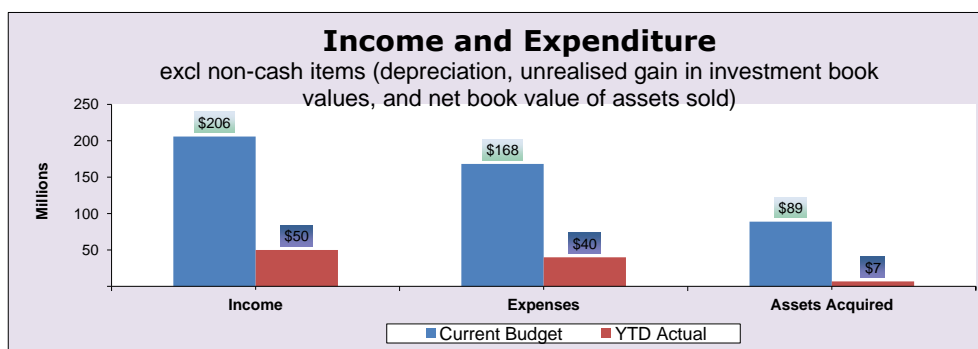
# INCOME STATEMENT

For the period ended 30 September 2024

% OF YEAR EXPIRED  
AT 30 Sep 2024

25%

	Original Budget (\$'000s)	Current Budget (\$'000s)	YTD Actuals (\$'000s)	% Spent or Earned
<b>EXPENSES FROM CONTINUING OPERATIONS</b>				
Employee Costs	88,817	88,817	20,665	23.3%
Borrowing Costs	547	547	143	26.2%
Materials and Contracts	71,085	73,002	17,619	24.1%
Depreciation and Amortisation	27,351	27,351	6,838	25.0%
Other Operating Expenses	5,807	5,807	1,443	24.8%
Loss on Disposal of Infrastructure Assets	-	-	-	0.0%
<b>Total Expenses from Continuing Operations</b>	<b>193,607</b>	<b>195,523</b>	<b>46,708</b>	<b>23.9%</b>
<b>INCOME FROM CONTINUING OPERATIONS</b>				
Rates and Annual Charges	148,948	148,948	37,069	24.9%
User Charges and Fees	23,616	23,616	6,203	26.3%
Interest	5,175	5,175	2,022	39.1%
Other Revenues	6,807	6,807	1,538	22.6%
Other Income	5,704	5,704	1,272	22.3%
Operating Grants and Contributions	7,185	7,185	902	12.6%
Capital Grants and Contributions	5,790	8,407	1,141	13.6%
Gain on Disposal of Plant & Fleet Assets	-	-	-	0.0%
<b>Total Income from Continuing Operations</b>	<b>203,225</b>	<b>205,841</b>	<b>50,146</b>	<b>24.4%</b>
<b>Net Operating Result - Surplus/(Deficit)</b>	<b>9,618</b>	<b>10,318</b>	<b>3,438</b>	
<b>FUNDING STATEMENT</b>				
<b>SOURCE OF FUNDS</b>				
Surplus/(Deficit) from Operations - Accrual	9,618	10,318	3,438	33.3%
<b>Add Back Non-Funded Transactions included in Operations above</b>				
- Depreciation	27,351	27,351	6,838	
- Sales of Assets (Book Value)	1,138	1,900	-	
- Transfer from Internal Reserves	5,084	43,365	4,896	
- Transfer from External Reserves	12,629	19,567	934	
- Unrealised (Gain)/Loss on Market Value of Investments	-	-	(111)	
<b>Net Funds Available</b>	<b>55,819</b>	<b>102,501</b>	<b>15,994</b>	<b>15.6%</b>
<b>APPLICATION OF FUNDS</b>				
Assets Acquired	42,153	88,835	6,699	
Loan Principal and Lease Repayment	3,803	3,803	-	
Transfer to Internal Reserves	4,136	4,136	5,228	
Transfer to External Reserves	5,727	5,727	7,151	
<b>Total Funds Applied</b>	<b>55,818</b>	<b>102,500</b>	<b>19,078</b>	<b>18.6%</b>
<b>Total Funds Surplus/(Deficit)</b>	<b>1</b>	<b>1</b>	<b>(3,084)</b>	





## BALANCE SHEET

	Actual as at 30 September 2024 (\$'000s)	Actual as at 30 June 2024 (\$'000s)
<b>CURRENT ASSETS</b>		
Cash, Cash Equivalents & Investments	155,880	137,991
Receivables	3,660	11,819
Inventories and Other	3,734	2,008
<b>TOTAL CURRENT ASSETS</b>	<b>163,274</b>	<b>151,818</b>
<b>NON-CURRENT ASSETS</b>		
Investments	16,000	16,000
Receivables	653	653
Infrastructure, Property, Plant & Equipment	2,032,701	2,032,839
Right of Use Asset	224	224
<b>TOTAL NON-CURRENT ASSETS</b>	<b>2,049,578</b>	<b>2,049,716</b>
<b>TOTAL ASSETS</b>	<b>2,212,852</b>	<b>2,201,534</b>
<b>CURRENT LIABILITIES</b>		
Payables & Prepayments	34,093	24,152
Provisions	22,973	23,434
Income received in advance	1,525	3,005
Contract liabilities	3,596	3,716
Lease liabilities	3	3
Borrowings	3,199	3,199
<b>TOTAL CURRENT LIABILITIES</b>	<b>65,389</b>	<b>57,509</b>
<b>NON-CURRENT LIABILITIES</b>		
Income received in advance	19,835	19,835
Borrowings	22,606	22,606
Lease Liabilities	234	234
Provisions	782	782
<b>TOTAL NON-CURRENT LIABILITIES</b>	<b>43,457</b>	<b>43,457</b>
<b>TOTAL LIABILITIES</b>	<b>108,846</b>	<b>100,966</b>
<b>NET ASSETS</b>	<b>2,104,006</b>	<b>2,100,568</b>
<b>EQUITY</b>		
Retained Earnings	926,647	923,209
Revaluation Reserves	1,177,359	1,177,359
<b>TOTAL EQUITY</b>	<b>2,104,006</b>	<b>2,100,568</b>

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## STATEMENT OF CASH FLOWS

	For the period ended 30 September 2024 (\$'000)	Actual for the year ended 30 June 2024 (\$'000)
<b>Cash Flows from Operating Activities</b>		
<b>Receipts:</b>		
Rates and annual charges	55,174	141,271
User charges and fees	6,558	27,225
Interest received	2,609	7,289
Grants and contributions	2,317	27,553
Bonds, deposits and retentions received	770	3,269
Other	4,227	24,639
<b>Payments:</b>		
Payments to employees	(23,040)	(76,601)
Payments for materials and services	(20,440)	(84,796)
Borrowing Costs	(143)	(615)
Bonds, Deposits & retentions refunded	(709)	(2,808)
Other	(2,848)	(9,500)
<b>Net cash flows from (or used in) Operating Activities</b>	<b>24,476</b>	<b>56,926</b>
<b>Cash Flows from Investing Activities</b>		
<b>Receipts:</b>		
Sale of investments	31,792	82,500
Proceeds from sale of IPPE	-	972
<b>Payments:</b>		
Purchase of investments	(50,892)	(82,832)
Payments for IPPE	(6,699)	(52,184)
<b>Net cash flows from (or used in) Investing Activities</b>	<b>(25,799)</b>	<b>(51,544)</b>
<b>Cash Flows from Financing Activities</b>		
<b>Payments:</b>		
Repayment of borrowings	-	(3,129)
<b>Net cash flows from (used in) Financing Activities</b>	<b>0</b>	<b>(3,129)</b>
<b>Net Increase/(Decrease) in Cash and Cash Equivalents</b>	<b>(1,323)</b>	<b>2,253</b>
<b>plus: Cash and cash Equivalents - beginning of year</b>	<b>10,260</b>	<b>8,007</b>
<b>Cash and cash Equivalents - end of the year</b>	<b>8,937</b>	<b>10,260</b>
<b>Additional Information:</b>		
plus: <b>Investments on hand</b> at end of year	<b>162,943</b>	<b>143,731</b>
<b>Total cash, cash equivalents and investments</b>	<b>171,880</b>	<b>153,991</b>

CO45/24

## Director Corporate Services Report No. CO46/24

**Subject: Monthly Investment Report - August 2024**

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### Executive Summary

- This report outlines Council's investment portfolio and performance as at 31 August 2024.
- All investments have been made in accordance with the Act, Regulations and Council's Investment Policy.
- For the month of August, the total portfolio (Term Deposits (T/D), Floating Rate Notes (FRN) and Bonds), provided a return of +0.43% (actual) or +5.13% p.a. (annualised<sup>1</sup>), outperforming the benchmark AusBond Bank Bill Index return of +0.38% (actual) or +4.54% p.a. (annualised).
- Our overall investment return remains satisfactory. Investment income earned to 31 August 2024 is \$1,252,647.75, exceeding current budget expectations by \$423,481.08 up to the end of August and representing 25.18% of the current budget year to date.
- Cashflow will continue to be monitored closely, as the RBA expects to take further steps in the process of normalising monetary conditions over the coming months. Investments will continue to be managed to ensure liquidity to meet operational requirements.

### Recommendation

That the Investment Report for August 2024 be received and noted.

### Attachment/s:

Nil

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<sup>1</sup> The annualised rate is the rate for a one-year period, based on periodic rates.



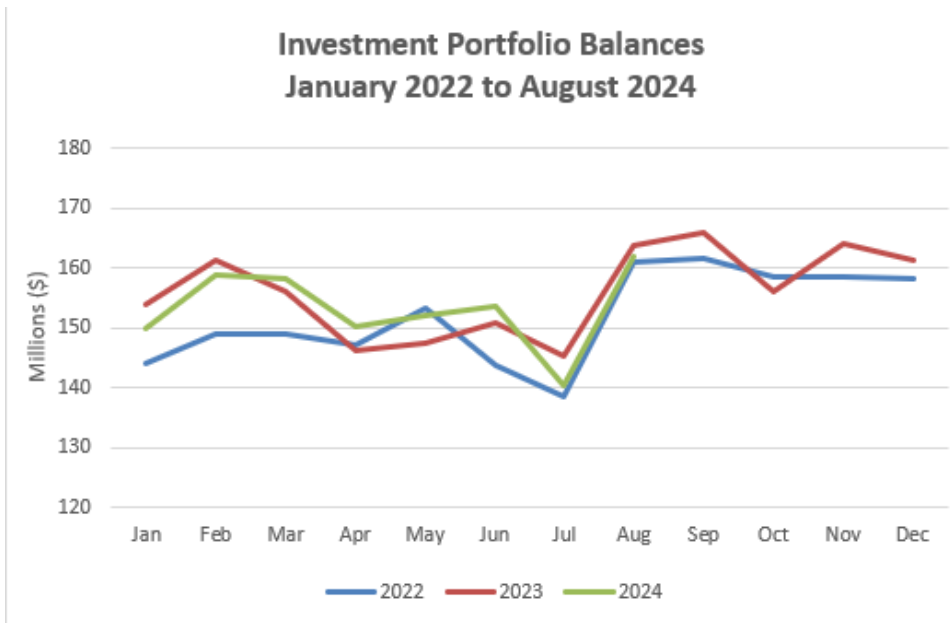
Purpose

The Local Government (General) Regulation requires a written report to be provided to the Ordinary meeting of the Council giving details of all monies invested and a certificate as to whether the investments have been made in accordance with the Act, the regulations, and the Council's Investment Policy.

Discussion

As of 31 August 2024, Council held investments with a market value of \$162.01 million. The portfolio value increased during August by \$21.7 million. The increase is representative of a positive cash flow for the month reflecting the net effect of revenue receipts, rates, grants, and miscellaneous payments, offset by capital works expenditure and other operational payments.

The size of the investment portfolio varies significantly from month to month because of cash flows for the period. The variances for the period January 2022 to August 2024 are shown below. Cash outflows (expenditure) are typically relatively stable from one month to another. Cash inflows (income) are cyclical and are largely dependent on the rates instalment due dates and the timing of grant payments including receipt of the Financial Assistance Grants. The portfolio balance movement is the result of the net impact of the cyclic cash outflows versus cash inflows.



Cashflow continues to be closely monitored, ensuring that there is enough cash in the business to operate on a day-to-day basis, to:

- Ensure that Council maintains a balanced operating result.
- Ensure that payments are received on time to control debtors; and
- Manage and finance capital projects.

In its latest meeting on 24 September 2024, the RBA decided to keep the cash rate at 4.35%. While the US Federal Reserve and the European Central Bank have started their easing cycles, Governor Ms. Bullock reiterated her stance against market expectations for near-term cuts.

The Monthly CPI Indicator fell to +2.7% y/y from +3.5% y/y as expected on fuel base effects and electricity subsidies. Services inflation remained elevated at +4.2% y/y, while goods and non-tradables inflation fell, also driven by electricity.

The next update of the cash rate will be released by the RBA on 5 November 2024.

## On Call Funds

On Call funds are held to meet Council's immediate cash flow requirements. The on-call balance at month end is \$9.58 million representing 5.91% of the total portfolio.

Investment	Rating	Balance 1 August 2024	Movement	Balance 31 August 2024	Interest Rate
CBA	AA-	\$6,586,118	\$2,993,691	\$9,579,809	4.35%

## Term Deposits

- At month's end the portfolio included \$107.5 million in term deposits.
- Term Deposits made up 66.36% of the total investment portfolio.
- One deposit matured in August 2024 totaling \$2 million.
- Nine new term deposits were placed in August 2024 for \$18 million.
- As at the end of August 2024, the term deposit portfolio yielded 4.90% p.a. (down 2pb from the previous month).

Investment	Rating	Balance 1 August 2024	Movement	Balance 31 August 2024	Date Invested	Date Maturity	Interest Rate
ICBC	A	\$2,000,000	-	\$2,000,000	9/09/2021	18/09/2024	0.94%
Westpac	AA-	\$1,000,000	-	\$1,000,000	10/11/2021	3/12/2025	1.70%
Westpac	AA-	\$1,000,000	-	\$1,000,000	10/11/2021	9/12/2026	1.88%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	23/12/2024	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	31/12/2024	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	8/01/2025	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	15/01/2025	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	22/01/2025	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	12/01/2023	25/09/2024	4.67%
CBA	AA-	\$2,000,000	-	\$2,000,000	12/01/2023	16/10/2024	4.67%
Westpac	AA-	\$1,500,000	-	\$1,500,000	25/01/2023	9/10/2024	4.38%
CBA	AA-	\$2,000,000	-	\$2,000,000	21/02/2023	2/10/2024	4.98%
CBA	AA-	\$1,000,000	-	\$1,000,000	28/02/2023	12/03/2025	4.98%
Westpac	AA-	\$2,000,000	-	\$2,000,000	28/02/2023	18/06/2025	4.94%
Westpac	AA-	\$2,000,000	-	\$2,000,000	28/02/2023	25/06/2025	4.94%
NAB	AA-	\$1,500,000	-	\$1,500,000	2/03/2023	9/04/2025	4.95%
NAB	AA-	\$2,000,000	-	\$2,000,000	23/05/2023	23/10/2024	4.80%
Westpac	AA-	\$2,000,000	-	\$2,000,000	6/06/2023	29/01/2025	5.00%
Westpac	AA-	\$2,000,000	-	\$2,000,000	6/06/2023	5/02/2025	5.00%
Westpac	AA-	\$2,000,000	-	\$2,000,000	1/08/2023	19/03/2025	5.20%
Westpac	AA-	\$2,000,000	-	\$2,000,000	1/08/2023	30/10/2024	5.28%
ING Bank	A	\$2,000,000	-	\$2,000,000	8/08/2023	16/04/2025	5.16%
NAB	AA-	\$1,500,000	-	\$1,500,000	25/08/2023	18/09/2024	5.22%
NAB	AA-	\$1,500,000	-	\$1,500,000	30/08/2023	25/09/2024	5.24%

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Investment	Rating	Balance 1 August 2024	Movement	Balance 31 August 2024	Date Invested	Date Maturity	Interest Rate
NAB	AA-	\$2,000,000	-	\$2,000,000	31/08/2023	11/09/2024	5.21%
ING Bank	A	\$2,000,000	-	\$2,000,000	1/09/2023	26/03/2025	5.05%
Westpac	AA-	\$2,000,000	-	\$2,000,000	1/09/2023	9/10/2024	5.14%
NAB	AA-	\$2,000,000	-	\$2,000,000	5/09/2023	18/12/2024	5.13%
NAB	AA-	\$2,000,000	-\$2,000,000	-	14/09/2023	7/08/2024	5.21%
ING Bank	A	\$2,000,000	-	\$2,000,000	3/11/2023	5/11/2025	5.52%
ING Bank	A	\$2,000,000	-	\$2,000,000	30/11/2023	6/11/2024	5.37%
ANZ (Suncorp Bank)	AA-	\$2,000,000	-	\$2,000,000	1/12/2023	23/04/2025	5.38%
Westpac	AA-	\$2,000,000	-	\$2,000,000	5/12/2023	2/04/2025	5.35%
ANZ (Suncorp Bank)	AA-	\$2,000,000	-	\$2,000,000	30/01/2024	15/01/2025	5.17%
ING Bank	A	\$2,000,000	-	\$2,000,000	30/01/2024	30/04/2025	5.13%
ANZ (Suncorp Bank)	AA-	\$2,000,000	-	\$2,000,000	8/02/2024	7/05/2025	5.09%
ANZ (Suncorp Bank)	AA-	\$2,000,000	-	\$2,000,000	8/02/2024	17/09/2025	5.00%
Westpac	AA-	\$1,000,000	-	\$1,000,000	29/02/2024	9/04/2025	5.01%
Westpac	AA-	\$2,000,000	-	\$2,000,000	29/02/2024	2/07/2025	4.99%
ANZ (Suncorp Bank)	AA-	\$2,500,000	-	\$2,500,000	7/03/2024	22/01/2025	5.12%
Westpac	AA-	\$1,000,000	-	\$1,000,000	29/04/2024	18/06/2025	5.35%
NAB	AA-	\$2,000,000	-	\$2,000,000	20/05/2024	9/07/2025	5.15%
ING Bank	A	\$2,000,000	-	\$2,000,000	4/06/2024	16/07/2025	5.31%
ING Bank	A	\$2,000,000	-	\$2,000,000	4/06/2024	23/07/2025	5.31%
NAB	AA-	\$2,000,000	-	\$2,000,000	6/06/2024	18/12/2024	5.19%
ING Bank	A	\$2,000,000	-	\$2,000,000	13/06/2024	17/12/2025	5.15%
Bank of Queensland	A-	\$2,000,000	-	\$2,000,000	1/07/2024	12/02/2025	5.35%
NAB	AA-	\$2,000,000	-	\$2,000,000	25/07/2024	30/07/2025	5.35%
ING Bank	A	\$2,000,000	-	\$2,000,000	30/07/2024	24/09/2025	5.26%
NAB	AA-	-	\$2,000,000	\$2,000,000	7/08/2024	1/10/2025	4.98%
NAB	AA-	-	\$2,000,000	\$2,000,000	15/08/2024	8/10/2025	5.01%
NAB	AA-	-	\$2,000,000	\$2,000,000	19/08/2024	15/10/2025	4.93%
NAB	AA-	-	\$2,000,000	\$2,000,000	26/08/2024	22/10/2025	4.92%
NAB	AA-	-	\$2,000,000	\$2,000,000	27/08/2024	29/10/2025	4.95%
NAB	AA-	-	\$2,000,000	\$2,000,000	27/08/2024	28/01/2026	4.75%
NAB	AA-	-	\$2,000,000	\$2,000,000	29/08/2024	24/12/2025	4.84%
NAB	AA-	-	\$2,000,000	\$2,000,000	29/08/2024	25/03/2026	4.71%
Westpac	AA-	-	\$2,000,000	\$2,000,000	29/08/2024	15/07/2026	4.55%
<b>Total</b>		<b>\$91,500,000</b>	<b>\$16,000,000</b>	<b>\$107,500,000</b>			

### Floating Rate Notes (FRNs)

- The portfolio includes \$43.24 million in floating rate notes, making up 26.69% of the total portfolio.
- FRNs are classified as “held for trading” and are required to be reported at the latest indicative market valuations at month end.
- The indicative market value of the FRNs as at 31 August 2024 decreased by ~\$5.5 thousand.
- There was one new floating rate note placed during the month.
- Council will continue to look at opportunities and new issuances as they become available, and switch if viable.

Investment	Rating	Purchase Price	Indicative Value 31 August 2024	Date Invested	Maturity Date	Interest Rate
UBS AG	A+	\$1,300,000	\$1,304,229	30/07/2020	30/07/2025	90D BBSW + 87 bpts
UBS AG	A+	\$3,000,000	\$2,993,430	26/02/2021	26/02/2026	90D BBSW + 50 bpts
ICBC	A	\$1,700,000	\$1,698,084	18/06/2021	18/06/2026	90D BBSW + 66 bpts
NAB	AA-	\$3,100,000	\$3,090,644	24/08/2021	24/08/2026	90D BBSW + 41 bpts
ANZ (Suncorp Bank)	AA-	\$1,750,000	\$1,745,049	15/09/2021	15/09/2026	90D BBSW + 48 bpts
CBA	AA-	\$1,500,000	\$1,502,805	14/01/2022	14/01/2027	90D BBSW + 70 bpts
ANZ (Suncorp Bank)	AA-	\$1,800,000	\$1,804,194	25/01/2022	25/01/2027	90D BBSW + 78 bpts
Rabobank Australia	A+	\$2,000,000	\$2,001,474	27/01/2022	27/01/2027	90D BBSW + 73 bpts
CBA	AA-	\$1,750,000	\$1,761,935	17/08/2023	17/08/2028	90D BBSW + 95 bpts
ANZ Bank	AA-	\$2,800,000	\$2,816,002	11/09/2023	11/09/2028	90D BBSW + 93 bpts
NAB	AA-	\$3,200,000	\$3,228,528	16/11/2023	16/11/2028	90D BBSW +103 bpts
Rabobank Australia	A+	\$2,250,000	\$2,273,976	21/11/2023	21/11/2028	90D BBSW + 115 bpts
ANZ Bank	AA-	\$750,000	\$754,409	5/02/2024	5/02/2029	90D BBSW + 96 bpts
Rabobank Australia	A+	\$2,000,000	\$2,010,162	26/02/2024	26/02/2029	90D BBSW + 103 bpts
ANZ (Suncorp Bank)	AA-	\$2,500,000	\$2,511,423	19/03/2024	19/03/2029	90D BBSW + 98 bpts
ING Bank	A	\$500,000	\$501,888	22/03/2024	22/3/2027	90D BBSW + 95 bpts
NAB	AA-	\$1,800,000	\$1,806,331	22/03/2024	22/03/2029	90D BBSW + 90 bpts
Bank of Queensland	A-	\$2,500,000	\$2,514,825	30/04/2024	30/04/2029	90D BBSW + 128 bpts
Bendigo and Adelaide Bank	A-	\$800,000	\$802,408	14/05/2024	14/05/2027	90D BBSW + 105 bpts
ANZ Bank	AA-	\$1,500,000	\$1,502,759	18/06/2024	18/06/2029	90D BBSW + 86 bpts
Rabobank Australia	A+	\$1,900,000	\$1,910,021	17/07/2024	17/07/2029	90D BBSW +91 bpts
ING Bank	A	\$2,700,000	\$2,702,633	20/08/2024	20/08/2029	90D BBSW + 102 bpts
<b>Total</b>		<b>\$43,100,000</b>	<b>\$43,237,207</b>			

### Fixed Bonds

In August 2021, Council purchased, at a discount, \$1.8 million (face value) of the AAA-rated covered fixed bonds with ING Bank Australia. A fixed coupon rate of 1.10% will be paid semi-annually on the \$1.8 million face value.

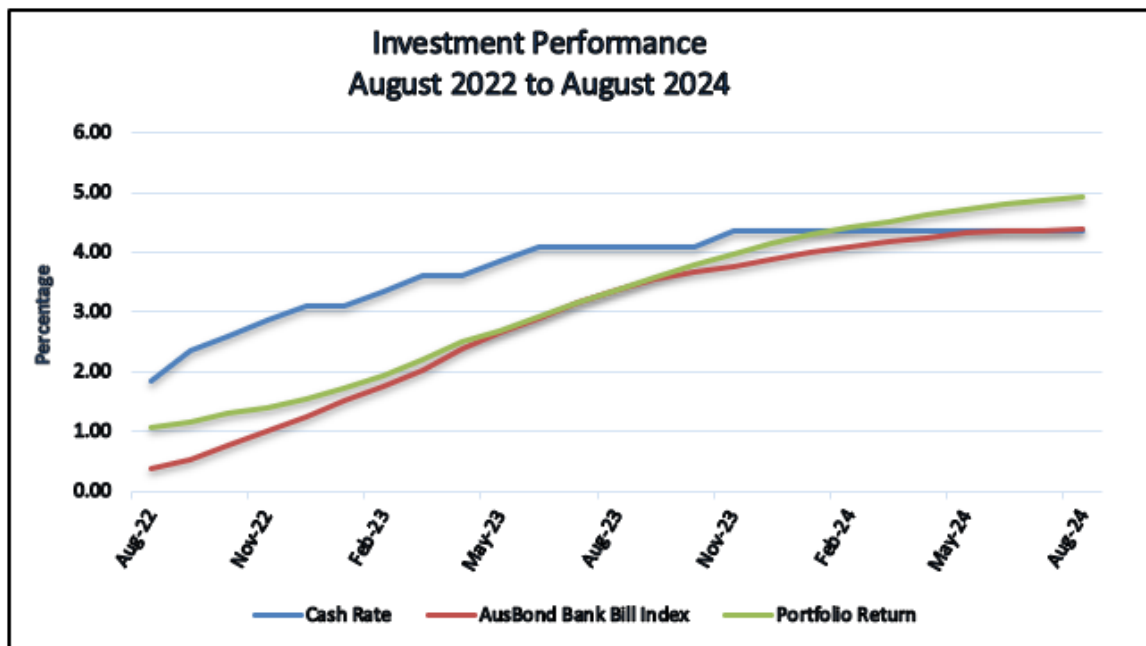
The indicative value is the value Council would receive on 31 August 2024 if it were to consider selling this investment prior to its maturity date. Selling prior to maturity would only be considered

if a capital gain resulted while holding to maturity ensures a return of the full amount invested along with semi-annual interest payments over the life of the investment.

Investment	Rating	Purchase Price	Indicative Value 31 August 2024	Date Invested	Maturity Date	Interest Rate
ING Covered Bond	AAA	\$1,794,762	\$1,690,099	19/08/2021	19/08/2026	1.10%
Total		\$1,794,762	\$1,690,099			

### Performance

The following graph shows the investment returns achieved against the AusBond Bank Bill Index and the official Reserve Bank of Australia (RBA) cash interest rate for the period August 2022 to August 2024.



For August, a return of +0.43% (actual) or +5.13% p.a. (annualised<sup>2</sup>), outperforming the benchmark AusBond Bank Bill Index return of +0.38% (actual) or +4.54% p.a. (annualised).

Over the past year, the combined term deposit and FRN portfolio returned +4.94% p.a., outperforming bank bills by 0.55%.

Performance	1 month	3 months	6 months	FYTD	1 year	2 year	3 year
Official Cash Rate	0.36%	1.08%	2.17%	0.73%	4.32%	3.86%	2.70%
AusBond Bank Bill Index	0.38%	1.11%	2.22%	0.75%	4.39%	3.88%	2.70%
Council's T/D Portfolio	0.42%	1.26%	2.50%	0.85%	4.87%	4.05%	3.01%
Council's FRN Portfolio	0.45%	1.34%	2.69%	0.90%	5.35%	4.77%	3.70%
Council's Bond Portfolio	0.09%	0.28%	0.55%	0.19%	1.10%	1.10%	1.10%
Council's Portfolio	0.43%	1.27%	2.53%	0.85%	4.94%	4.15%	3.13%
Outperformance	0.05%	0.16%	0.31%	0.10%	0.55%	0.28%	0.43%

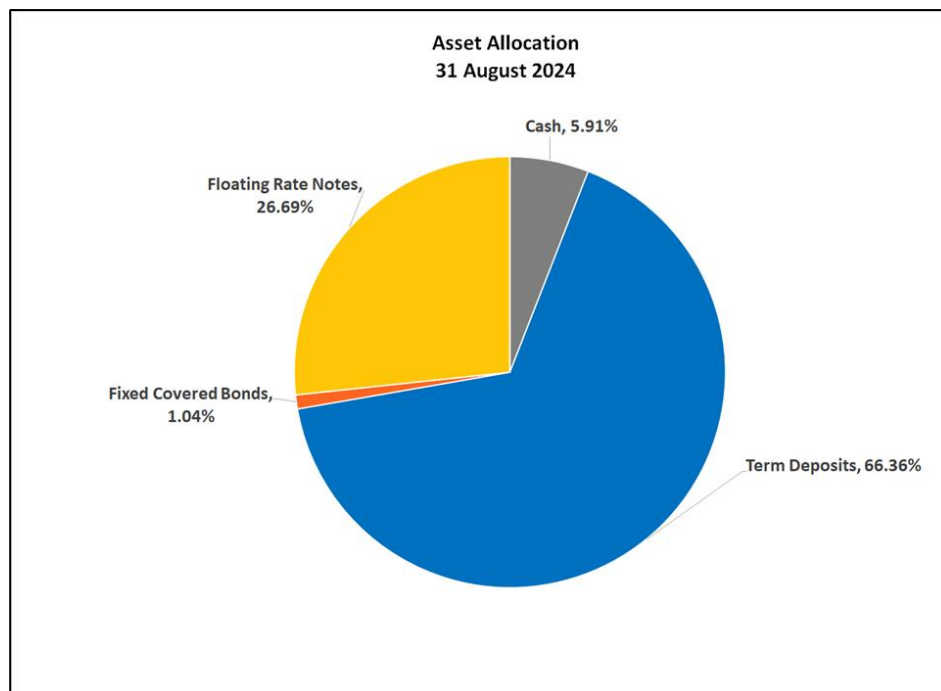
<sup>2</sup> The annualised rate is the rate for a one-year period, based on periodic rates.

## Council's Portfolio and Compliance

### Asset Allocation

Most of Council's portfolio is spread between term deposits (66.36%) and senior floating rate notes (26.69%). The remainder of the portfolio is held in the overnight cash accounts with CBA (5.91%) and the "AAA" rated fixed covered bond (1.04%).

The FRNs add additional liquidity and are generally accessible within 2-3 business days. FRNs are also dominated by the higher-rated ADIs which allows Council to maintain a bias towards the higher-rated banks.



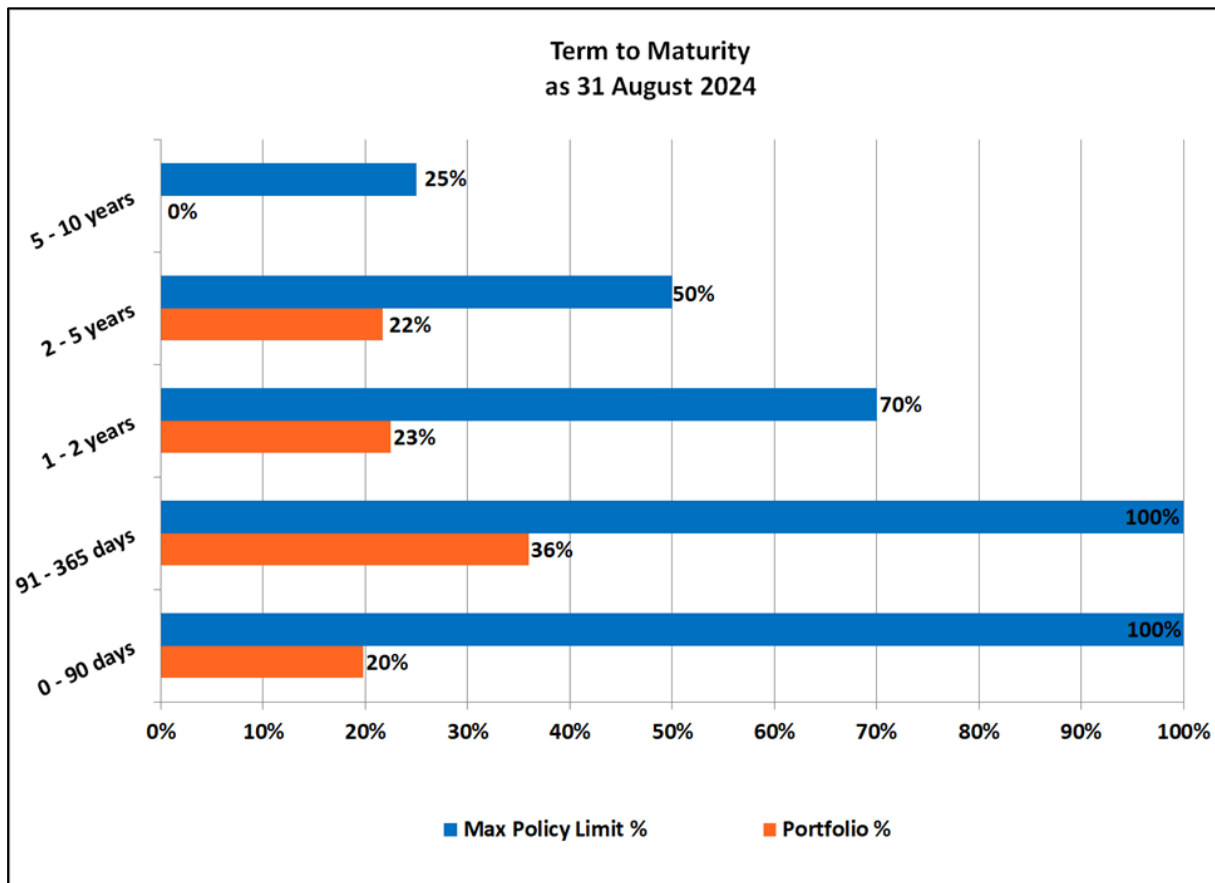
### Term to Maturity

The portfolio remains diversified from a maturity perspective with a spread of maturities out to 5 years. Medium-term (2-5 years) assets account for around 21.70% of the total investment.

Compliant	Horizon	Invested	%	Min Limit	Max Limit
✓	0-90 days	\$32,079,809	19.80%	15%	100%
✓	91-365 days	\$58,304,229	35.99%	15%	100%
✓	1-2 years	\$36,472,258	22.51%	0%	70%
✓	2-5 years	\$35,150,819	21.70%	0%	50%
✓	5-10 years	\$0	0.00%	0%	25%



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The investment portfolio is regularly reviewed to maximise investment performance and minimise risk. Comparisons are made between existing investments with available products that are not part of the Council's portfolio. Independent advice is sought on new investment opportunities.

### Credit Quality

As at end of August 2024, applying the long-term S&P ratings only, Council is compliant across all individual counterparties. The investment portfolio is entirely directly to assets rated "A" or higher, as per Council's adopted policy framework.

Compliant	Rating	Invested	Invested	Max. Limit	Available
✓	AAA Category	\$1,690,099	1.04%	100%	\$160,317,016
✓	AA Category	\$117,603,887	72.59%	100%	\$44,403,228
✓	A Category	\$42,713,129	26.36%	80%	\$86,892,563
✓	Unrated ADIs	\$0	0%	0%	\$0

## Counterparty

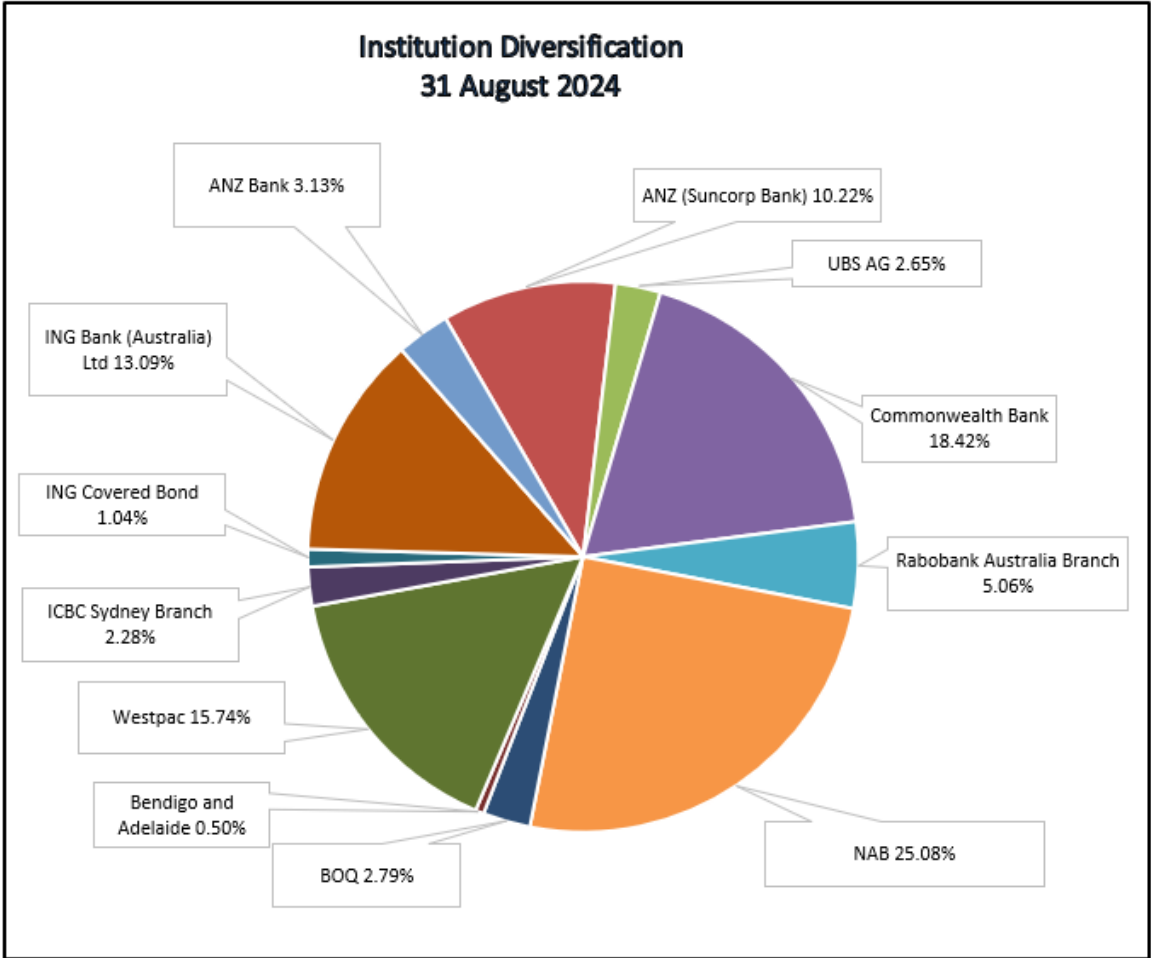
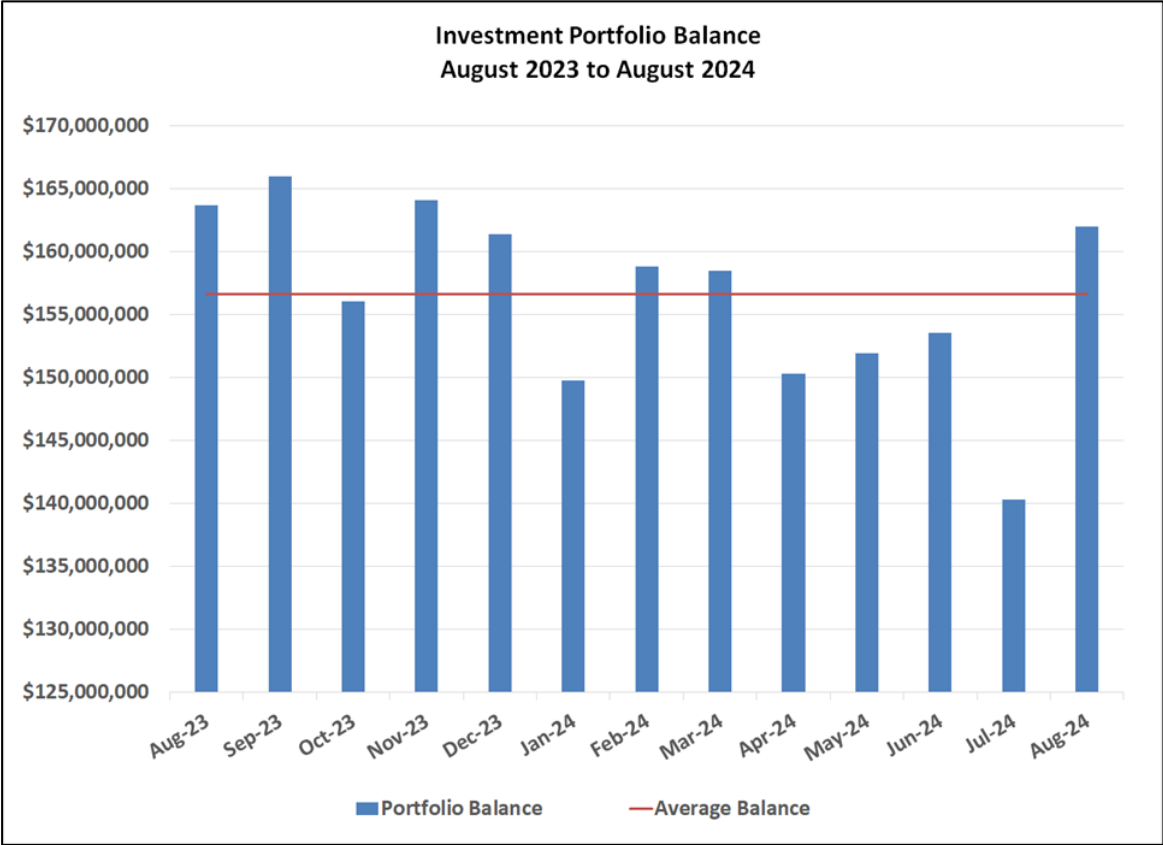
The table below shows the individual counterparty exposures against Council's current investment policy based on long-term S&P ratings.

Compliant	Issuer	Rating	Invested	%	Max. Limit	Available
✓	ING Covered Bond	AAA	\$1,690,099	1.04%	40%	\$63,112,747
✓	ANZ Bank (incl Suncorp Bank)	AA-	\$21,633,835	13.35%	40%	\$43,169,011
✓	CBA	AA-	\$29,844,549	18.42%	40%	\$34,958,297
✓	NAB	AA-	\$40,625,503	25.08%	40%	\$24,177,343
✓	Westpac	AA-	\$25,500,000	15.74%	40%	\$39,302,846
✓	Rabobank Australia Branch	A+	\$8,195,633	5.06%	25%	\$32,306,146
✓	UBS AG	A+	\$4,297,659	2.65%	25%	\$36,204,120
✓	ICBC Sydney	A	\$3,698,084	2.28%	25%	\$36,803,695
✓	ING Bank	A	\$21,204,521	13.09%	25%	\$19,297,258
✓	Bendigo and Adelaide	A-	\$802,408	0.50%	25%	\$39,699,371
✓	Bank of Queensland	A-	\$4,514,825	2.79%	25%	\$35,986,954

On 31<sup>st</sup> July 2024, ANZ's takeover of Suncorp Bank was formalised, and ratings agency S&P upgraded Suncorp's long-term credit rating to that of its parent company immediately (now rated AA-). Investor's exposure to Suncorp is now reflected under the parent company being ANZ.

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### Restricted Funds (*Local Government Act 1993 s409*)

Councils' preliminary calculations of restricted and unrestricted funds for 31 August 2024 are shown below. Unrestricted Cash is the cash that is readily available or convertible to cash for Councils' day-to-day management. The restricted cash is either externally or internally restricted. Externally restricted cash can only be spent as permitted in line with legislative responsibilities and/or contractual obligations, while internally restricted cash is to be spent on Council-specific funding commitments as per the operational plan and adopted Council budget.

Investment Portfolio & Cash Balance as at 31 August 2024		\$163,887,871
Restricted Cash	Internal	\$95,341,335
	External	\$54,252,665
Unrestricted Cash		\$14,293,872
Total Restricted & Unrestricted		\$163,887,871

### Green Investment

Council's investment policy includes guidelines that give preference to placing funds with institutions identified as not dealing with fossil fuel companies, where financial institutions offer equivalent investment returns with the same credit rating. The big four banks and other institutions rated A- and above have some exposure to fossil fuels. The banks with little or no exposure to fossil fuels are the lower-rated institutions. The current policy does not permit investments in these BBB-rated institutions.

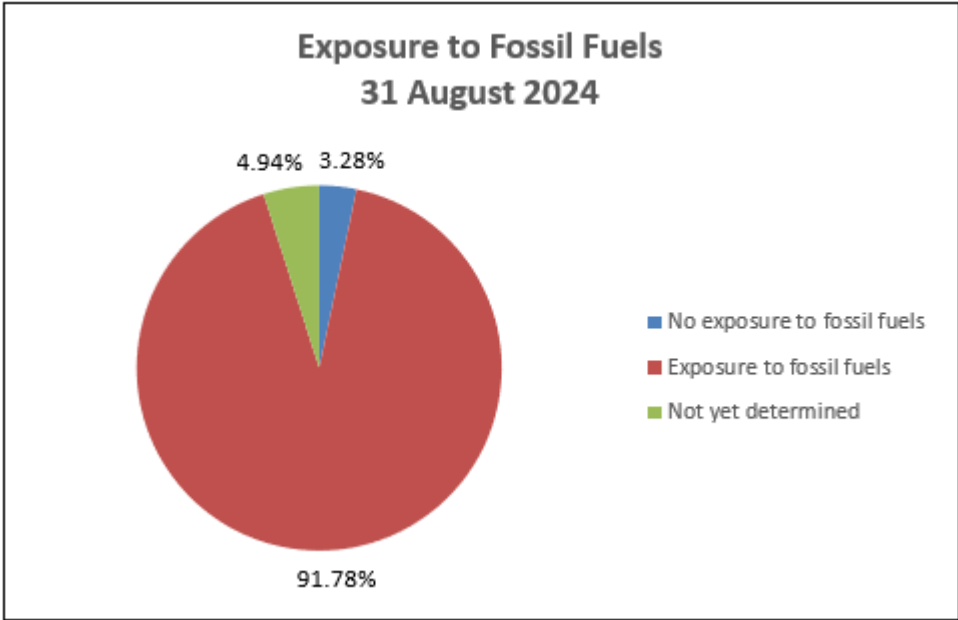
Council's exposure to fossil fuel funds is shown below:

Counterparty	Credit rating	Funding fossil fuel	Position
ING Covered Bond	AAA	Yes	Loaned to fossil fuels in Australia since 2016
ANZ Bank	AA-	Yes	Loaned to fossil fuels since 2016
Commonwealth Bank	AA-	Yes	Loaned to fossil fuels globally since 2016
NAB	AA-	Yes	Loaned to fossil fuels globally since 2016
Westpac	AA-	Yes	Loaned to fossil fuels globally since 2016
Rabobank	A+	Yes	Loaned to fossil fuels globally since 2016
UBS	A+	Not yet determined	No Position provided
ICBC, Sydney Branch	A	Not yet determined	No Position provided
ING Bank	A	Yes	Loaned to fossil fuels since 2016
Bank of Queensland	A-	No	Do not loan to fossil fuels
Bendigo and Adelaide	A-	No	Do not loan to fossil fuels

Based on the portfolio balance of \$162.01 million at 31 August 2024, funding with green initiatives banks made up 3.28% of total investment, or \$5.32 million. Funding with banks that have exposure to fossil fuels constitutes 91.78%, or \$148.7 million. The remaining 4.94% are not yet determined as no position has been provided by the financial institutions.

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Institutions	Invested	Invested %
No exposure to fossil fuels	\$5,317,563	3.28%
Exposure to fossil fuels	\$148,694,139	91.78%
Not yet determined	\$7,995,743	4.94%



Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Financial Management
Function	Financial Management and Control
Delivery program commitment	Support Council's sustainable delivery of projects and services through sound Financial Management and Control, including long term financial planning, budget preparation, and financial performance monitoring.

Resourcing Strategy implications

The original budget provision for the 2024-25 financial year for investment income is \$4,975,000. Income earned to 31 August 2024 is \$1,252,648, representing 25.18% of the budget year to date. The steady portfolio balance and prior increases in interest rates continue to result in overall improved returns.

Policy and legislative requirements

Council is authorised by Section 625 of the Local Government Act to invest its surplus funds. Funds will only be invested in the form of investment notified by Order of the Minister dated 12 January 2011. The Local Government (General) Regulation prescribes the records that must be maintained in relation to Council's Investment Policy.

## Conclusion

Funds are invested with the objective of capital preservation and maximising returns as per the Investment Policy for the 2024-25 financial year. Our current investment return remains satisfactory. Investment income earned to 31 August 2024 is \$1,252,647.45 exceeding current budget expectations by \$423,481.08.

All investments as at 31 August 2024 have been made in accordance with the Local Government Act, the Regulations and Council's Investment Policy.

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**Responsible officer:** Zorica Whitby, Financial Accountant

**File Reference:** F2016/06527

CO46/24



## Director Corporate Services Report No. CO47/24

**Subject: Monthly Investment Report - September 2024**

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### Executive Summary

- This report outlines Council's investment portfolio and performance as at 30 September 2024.
- All investments have been made in accordance with the Act, Regulations and Council's Investment Policy.
- For the month of September, the total portfolio (T/Ds, FRNs and Bonds) provided a solid return of +0.42% (actual) or +5.20% p.a. (annualised), outperforming the benchmark AusBond Bank Bill Index return of +0.36% (actual) or +4.45% p.a. (annualised).
- Our overall investment return remains satisfactory. Investment income up to 30 September 2024 is \$1,961,612.20, exceeding current budget expectations by \$717,862.20 up to the end of September and representing 39.43% of the current budget year to date.
- Cashflow will continue to be monitored closely, as the RBA expects to take further steps in the process of normalising monetary conditions over the coming months. Investments will continue to be managed to ensure liquidity to meet operational requirements.

### Recommendation

That the Investment Report for September 2024 be received and noted.

### Attachment/s:

Nil

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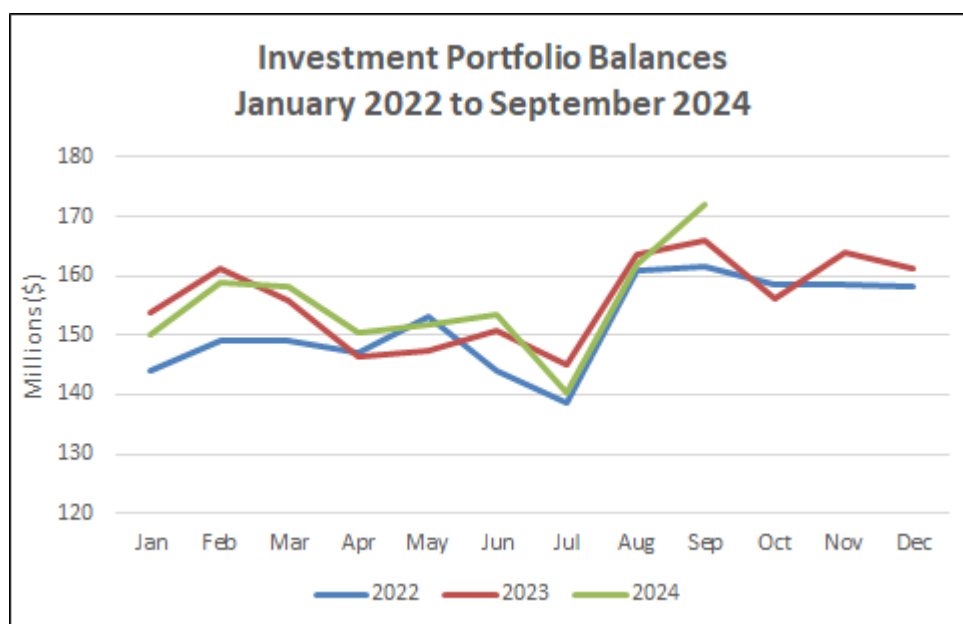
## Purpose

The Local Government (General) Regulation requires a written report to be provided to the Ordinary meeting of the Council giving details of all monies invested and a certificate as to whether the investments have been made in accordance with the Act, the regulations, and the Council's Investment Policy.

## Discussion

As of 30 September 2024, Council held investments with a market value of \$171.93 million. The portfolio value increased during September by \$9.93 million. The increase is representative of a positive cash flow for the month reflecting the net effect of revenue receipts, rates, grants, and miscellaneous payments, offset by capital works expenditure and other operational payments.

The size of the investment portfolio varies significantly from month to month because of cash flows for the period. The variances for the period January 2022 to September 2024 are shown below. Cash outflows (expenditure) are typically relatively stable from one month to another. Cash inflows (income) are cyclical and are largely dependent on the rates instalment due dates and the timing of grant payments including receipt of the Financial Assistance Grants. The portfolio balance movement is the result of the net impact of the cyclic cash outflows versus cash inflows.



Cashflow continues to be closely monitored, ensuring that there is enough cash in the business to operate on a day-to-day basis, to:

- Ensure that Council maintains a balanced operating result.
- Ensure that payments are received on time to control debtors; and
- Manage and finance capital projects.

In its latest meeting on 24 September 2024, the RBA decided to keep the cash rate at 4.35%. While the US Federal Reserve and the European Central Bank have started their easing cycles, Governor Ms. Bullock reiterated her stance against market expectations for near-term cuts.

The Monthly CPI Indicator fell to +2.7% y/y from +3.5% y/y as expected on fuel base effects and electricity subsidies. Services inflation remained elevated at +4.2% y/y, while goods and non-tradables inflation fell, also driven by electricity.

The next update of the cash rate will be released by the RBA on 5 November 2024.

## On Call Funds

On Call funds are held to meet Council's immediate cash flow requirements. The on-call balance at month end is \$8.99 million representing 5.23% of the total portfolio.

Investment	Rating	Balance 1 September 2024	Movement	Balance 30 September 2024	Interest Rate
CBA	AA-	\$9,579,809	-\$588,052	\$8,991,758	4.35%

## Term Deposits

- At month's end the portfolio included \$117.5 million in term deposits.
- Term Deposits made up 68.34% of the total investment portfolio.
- Five deposits matured in September 2024 totaling \$9 million.
- Ten new term deposits were placed in September 2024 for \$19 million.
- As at the end of September 2024, the term deposit portfolio yielded 4.95% p.a. (up 5 bp from the previous month).

Investment	Rating	Balance 1 September 2024	Movement	Balance 30 September 2024	Date Invested	Date Maturity	Interest Rate
ICBC	A	\$2,000,000	-\$2,000,000	-	9/09/2021	18/09/2024	0.94%
Westpac	AA-	\$1,000,000	-	\$1,000,000	10/11/2021	3/12/2025	1.70%
Westpac	AA-	\$1,000,000	-	\$1,000,000	10/11/2021	9/12/2026	1.88%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	22/01/2025	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	15/01/2025	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	8/01/2025	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	31/12/2024	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	9/01/2023	23/12/2024	4.80%
CBA	AA-	\$2,000,000	-	\$2,000,000	12/01/2023	16/10/2024	4.67%
CBA	AA-	\$2,000,000	-\$2,000,000	-	12/01/2023	25/09/2024	4.67%
Westpac	AA-	\$1,500,000	-	\$1,500,000	25/01/2023	9/10/2024	4.38%
CBA	AA-	\$2,000,000	-	\$2,000,000	21/02/2023	2/10/2024	4.98%
CBA	AA-	\$1,000,000	-	\$1,000,000	28/02/2023	12/03/2025	4.98%
Westpac	AA-	\$2,000,000	-	\$2,000,000	28/02/2023	18/06/2025	4.94%
Westpac	AA-	\$2,000,000	-	\$2,000,000	28/02/2023	25/06/2025	4.94%
NAB	AA-	\$1,500,000	-	\$1,500,000	2/03/2023	9/04/2025	4.95%
NAB	AA-	\$2,000,000	-	\$2,000,000	23/05/2023	23/10/2024	4.80%
Westpac	AA-	\$2,000,000	-	\$2,000,000	6/06/2023	29/01/2025	5.00%
Westpac	AA-	\$2,000,000	-	\$2,000,000	6/06/2023	5/02/2025	5.00%
Westpac	AA-	\$2,000,000	-	\$2,000,000	1/08/2023	19/03/2025	5.20%
Westpac	AA-	\$2,000,000	-	\$2,000,000	1/08/2023	30/10/2024	5.28%
ING	A	\$2,000,000	-	\$2,000,000	8/08/2023	16/04/2025	5.16%
NAB	AA-	\$1,500,000	-\$1,500,000	-	25/08/2023	18/09/2024	5.22%
NAB	AA-	\$1,500,000	-\$1,500,000	-	30/08/2023	25/09/2024	5.24%

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Investment	Rating	Balance 1 September 2024	Movement	Balance 30 September 2024	Date Invested	Date Maturity	Interest Rate
NAB	AA-	\$2,000,000	-\$2,000,000	-	31/08/2023	11/09/2024	5.21%
ING	A	\$2,000,000	-	\$2,000,000	1/09/2023	26/03/2025	5.05%
Westpac	AA-	\$2,000,000	-	\$2,000,000	1/09/2023	9/10/2024	5.14%
NAB	AA-	\$2,000,000	-	\$2,000,000	5/09/2023	18/12/2024	5.13%
ING	A	\$2,000,000	-	\$2,000,000	3/11/2023	5/11/2025	5.52%
ING	A	\$2,000,000	-	\$2,000,000	30/11/2023	6/11/2024	5.37%
Suncorp (ANZ)	AA-	\$2,000,000	-	\$2,000,000	1/12/2023	23/04/2025	5.38%
Westpac	AA-	\$2,000,000	-	\$2,000,000	5/12/2023	2/04/2025	5.35%
Suncorp (ANZ)	AA-	\$2,000,000	-	\$2,000,000	30/01/2024	15/01/2025	5.17%
ING	A	\$2,000,000	-	\$2,000,000	30/01/2024	30/04/2025	5.13%
Suncorp (ANZ)	AA-	\$2,000,000	-	\$2,000,000	8/02/2024	7/05/2025	5.09%
Suncorp (ANZ)	AA-	\$2,000,000	-	\$2,000,000	8/02/2024	17/09/2025	5.00%
Westpac	AA-	\$2,000,000	-	\$2,000,000	29/02/2024	2/07/2025	4.99%
Westpac	AA-	\$1,000,000	-	\$1,000,000	29/02/2024	9/04/2025	5.01%
Suncorp (ANZ)	AA-	\$2,500,000	-	\$2,500,000	7/03/2024	22/01/2025	5.12%
Westpac	AA-	\$1,000,000	-	\$1,000,000	29/04/2024	18/06/2025	5.35%
NAB	AA-	\$2,000,000	-	\$2,000,000	20/05/2024	9/07/2025	5.15%
ING	A	\$2,000,000	-	\$2,000,000	4/06/2024	16/07/2025	5.31%
ING	A	\$2,000,000	-	\$2,000,000	4/06/2024	23/07/2025	5.31%
NAB	AA-	\$2,000,000	-	\$2,000,000	6/06/2024	18/12/2024	5.19%
ING	A	\$2,000,000	-	\$2,000,000	13/06/2024	17/12/2025	5.15%
BOQ	A-	\$2,000,000	-	\$2,000,000	1/07/2024	12/02/2025	5.35%
NAB	AA-	\$2,000,000	-	\$2,000,000	25/07/2024	30/07/2025	5.35%
ING	A	\$2,000,000	-	\$2,000,000	30/07/2024	24/09/2025	5.26%
NAB	AA-	\$2,000,000	-	\$2,000,000	7/08/2024	1/10/2025	4.98%
NAB	AA-	\$2,000,000	-	\$2,000,000	15/08/2024	8/10/2025	5.01%
NAB	AA-	\$2,000,000	-	\$2,000,000	19/08/2024	15/10/2025	4.93%
NAB	AA-	\$2,000,000	-	\$2,000,000	26/08/2024	22/10/2025	4.92%
NAB	AA-	\$2,000,000	-	\$2,000,000	27/08/2024	29/10/2025	4.95%
NAB	AA-	\$2,000,000	-	\$2,000,000	27/08/2024	28/01/2026	4.75%
NAB	AA-	\$2,000,000	-	\$2,000,000	29/08/2024	24/12/2025	4.84%
NAB	AA-	\$2,000,000	-	\$2,000,000	29/08/2024	25/03/2026	4.71%
Westpac	AA-	\$2,000,000	-	\$2,000,000	29/08/2024	15/07/2026	4.55%
NAB	AA-	-	\$2,000,000	\$2,000,000	2/09/2024	25/06/2025	4.98%
Westpac	AA-	-	\$2,000,000	\$2,000,000	2/09/2024	7/01/2026	4.85%
Westpac	AA-	-	\$2,000,000	\$2,000,000	2/09/2024	15/04/2026	4.75%

Investment	Rating	Balance 1 September 2024	Movement	Balance 30 September 2024	Date Invested	Date Maturity	Interest Rate
Westpac	AA-	-	\$2,000,000	\$2,000,000	2/09/2024	24/06/2026	4.70%
NAB	AA-	-	\$2,000,000	\$2,000,000	9/09/2024	21/01/2026	4.77%
NAB	AA-	-	\$2,000,000	\$2,000,000	10/09/2024	14/01/2026	4.78%
NAB	AA-	-	\$1,500,000	\$1,500,000	16/09/2024	15/10/2025	4.85%
ING Bank	A	-	\$1,500,000	\$1,500,000	16/09/2024	1/10/2025	4.89%
NAB	AA-	-	\$2,000,000	\$2,000,000	16/09/2024	11/06/2025	4.97%
NAB	AA-	-	\$2,000,000	\$2,000,000	18/09/2024	9/07/2025	4.90%
<b>Total</b>		<b>\$107,500,000</b>	<b>\$10,000,000</b>	<b>\$117,500,000</b>			

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### Floating Rate Notes (FRNs)

- The portfolio includes \$43.75 million in floating rate notes, making up 25.44% of the total portfolio.
- FRNs are classified as “held for trading” and are required to be reported at the latest indicative market valuations at month end.
- During the month, Council opportunistically sold out of the two FRNs, realising capital gains in excess of \$8.3k, and switching into a higher yielding FRN.
- The indicative market value of the FRNs as at 30 September 2024 increased by ~\$15.5 thousand.
- Council will continue to look at opportunities and new issuances as they become available, and switch if viable.

Investment	Rating	Purchase Price	Indicative Value 30 September 2024	Date Invested	Maturity Date	Interest Rate
UBS AG	A+	\$3,000,000	\$2,996,463	26/02/2021	26/02/2026	90D BBSW + 50 bpts
ICBC Sydney Branch	A	\$1,700,000	\$1,698,819	18/06/2021	18/06/2026	90D BBSW + 58 bpts
NAB	AA-	\$3,100,000	\$3,093,298	24/08/2021	24/08/2026	90D BBSW + 41 bpts
Suncorp Bank (ANZ)	AA-	\$1,750,000	\$1,745,870	15/09/2021	15/09/2026	90D BBSW + 41 bpts
Suncorp Bank (ANZ)	AA-	\$1,800,000	\$1,804,453	25/01/2022	25/01/2027	90D BBSW + 78 bpts
Rabobank	A+	\$2,000,000	\$2,002,322	27/01/2022	27/01/2027	90D BBSW + 73 bpts
Commonwealth Bank	AA-	\$1,750,000	\$1,761,699	17/08/2023	17/08/2028	90D BBSW + 95 bpts
ANZ Bank	AA-	\$2,800,000	\$2,815,436	11/09/2023	11/09/2028	90D BBSW + 93 bpts
NAB	AA-	\$3,200,000	\$3,228,461	16/11/2023	16/11/2028	90D BBSW + 103 bpts
Rabobank	A+	\$2,250,000	\$2,273,830	21/11/2023	21/11/2028	90D BBSW + 115 bpts
ANZ Bank	AA-	\$750,000	\$754,334	5/02/2024	5/02/2029	90D BBSW + 96 bpts
Rabobank	A+	\$2,000,000	\$2,010,630	26/02/2024	26/02/2029	90D BBSW + 103 bpts
Suncorp Bank (ANZ)	AA-	\$2,500,000	\$2,509,700	19/03/2024	19/03/2029	90D BBSW + 98 bpts
ING Bank	A	\$500,000	\$502,011	22/03/2024	22/03/2027	90D BBSW + 95 bpts
NAB	AA-	\$1,800,000	\$1,806,331	22/03/2024	22/03/2029	90D BBSW + 90 bpts
BOQ	A-	\$2,500,000	\$2,514,913	30/04/2024	30/04/2029	90D BBSW + 128 bpts

Investment	Rating	Purchase Price	Indicative Value 30 September 2024	Date Invested	Maturity Date	Interest Rate
Bendigo and Adelaide	A-	\$800,000	\$802,763	14/05/2024	14/05/2027	90D BBSW + 105 bpts
ANZ Bank	AA-	\$1,500,000	\$1,502,408	18/06/2024	18/06/2029	90D BBSW + 86 bpts
Rabobank	A+	\$1,900,000	\$1,917,896	17/07/2024	17/07/2029	90D BBSW + 87.6 bpts
ING Bank	A	\$2,700,000	\$2,702,878	20/08/2024	20/08/2029	90D BBSW + 91 bpts
Suncorp Bank (ANZ)	AA-	\$3,300,000	\$3,301,109	27/09/2024	27/09/2029	SQASW +95bpts
<b>Total</b>		<b>\$43,600,000</b>	<b>\$43,745,622</b>			

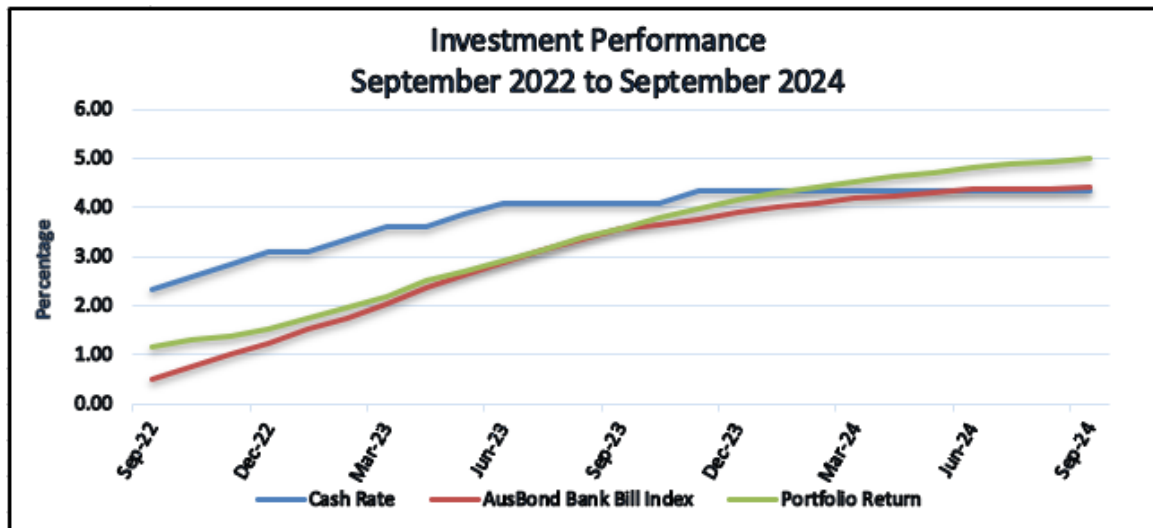
### Fixed Bonds

- In August 2021, Council purchased, at a discount, \$1.8 million (face value) of the AAA-rated covered fixed bonds with ING Bank Australia. A fixed coupon rate of 1.10% will be paid semi-annually on the \$1.8 million face value.
- The indicative value is the value Council would receive on 30 September 2024 if it were to consider selling this investment prior to its maturity date. Selling prior to maturity would only be considered if a capital gain resulted while holding to maturity ensures a return of the full amount invested along with semi-annual interest payments over the life of the investment.

Investment	Rating	Purchase Price	Indicative Value 30 September 2024	Date Invested	Maturity Date	Interest Rate
ING Covered Bond	AAA	\$1,794,762	\$1,697,202	19/08/2021	19/08/2026	1.10%
<b>Total</b>		<b>\$1,794,762</b>	<b>\$1,697,202</b>			

### Performance

The following graph shows the investment returns achieved against the AusBond Bank Bill Index and the official Reserve Bank of Australia (RBA) cash interest rate for the period September 2022 to September 2024.



For September, a return of +0.42% (actual) or +5.20% p.a. (annualised), outperforming the benchmark AusBond Bank Bill Index return of +0.36% (actual) or +4.45% p.a. (annualised).

Over the past year, the combined term deposit and FRN portfolio returned +4.99% p.a., outperforming bank bills by 0.58%.



Performance	1 month	3 months	6 months	FYTD	1 year	2 year	3 year
Official Cash Rate	0.35%	1.08%	2.16%	1.08%	4.34%	3.94%	2.82%
AusBond Bank Bill Index	0.36%	1.11%	2.21%	1.11%	4.41%	3.99%	2.82%
Council's T/D Portfolio	0.41%	1.26%	2.50%	1.26%	4.92%	4.18%	3.13%
Council's FRN Portfolio	0.46%	1.36%	2.71%	1.36%	5.41%	4.88%	3.79%
Council's Bond Portfolio	0.09%	0.28%	0.55%	0.28%	1.10%	1.10%	1.10%
Council's Portfolio	0.42%	1.27%	2.53%	1.27%	4.99%	4.28%	3.24%
Outperformance	0.06%	0.16%	0.33%	0.16%	0.58%	0.30%	0.42%

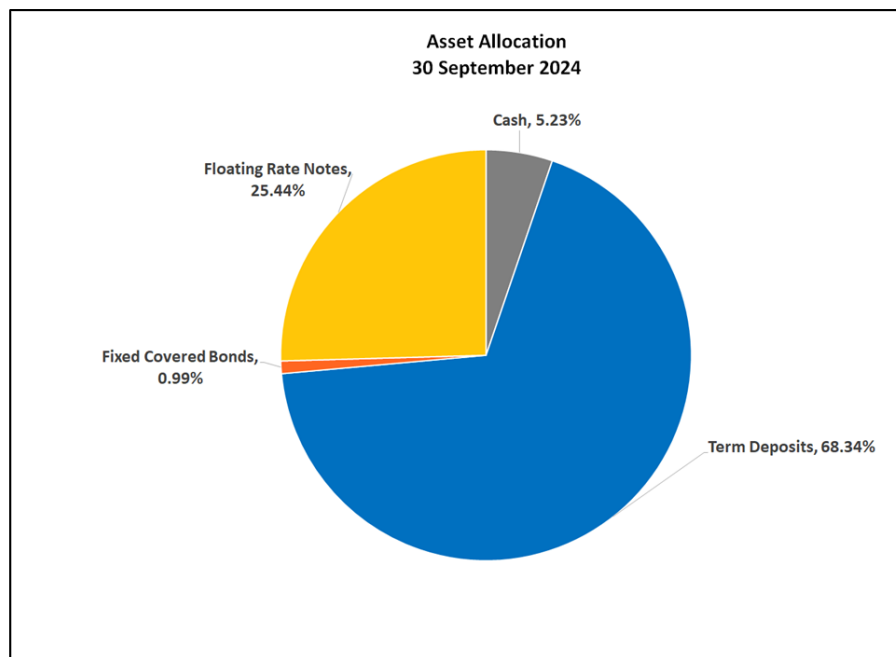
CO47/24

## Council's Portfolio and Compliance

### Asset Allocation

Most of Council's portfolio is spread between term deposits (68.34%) and senior floating rate notes (25.44%). The remainder of the portfolio is held in the overnight cash accounts with CBA (5.23%) and the "AAA" rated fixed covered bond (0.99%).

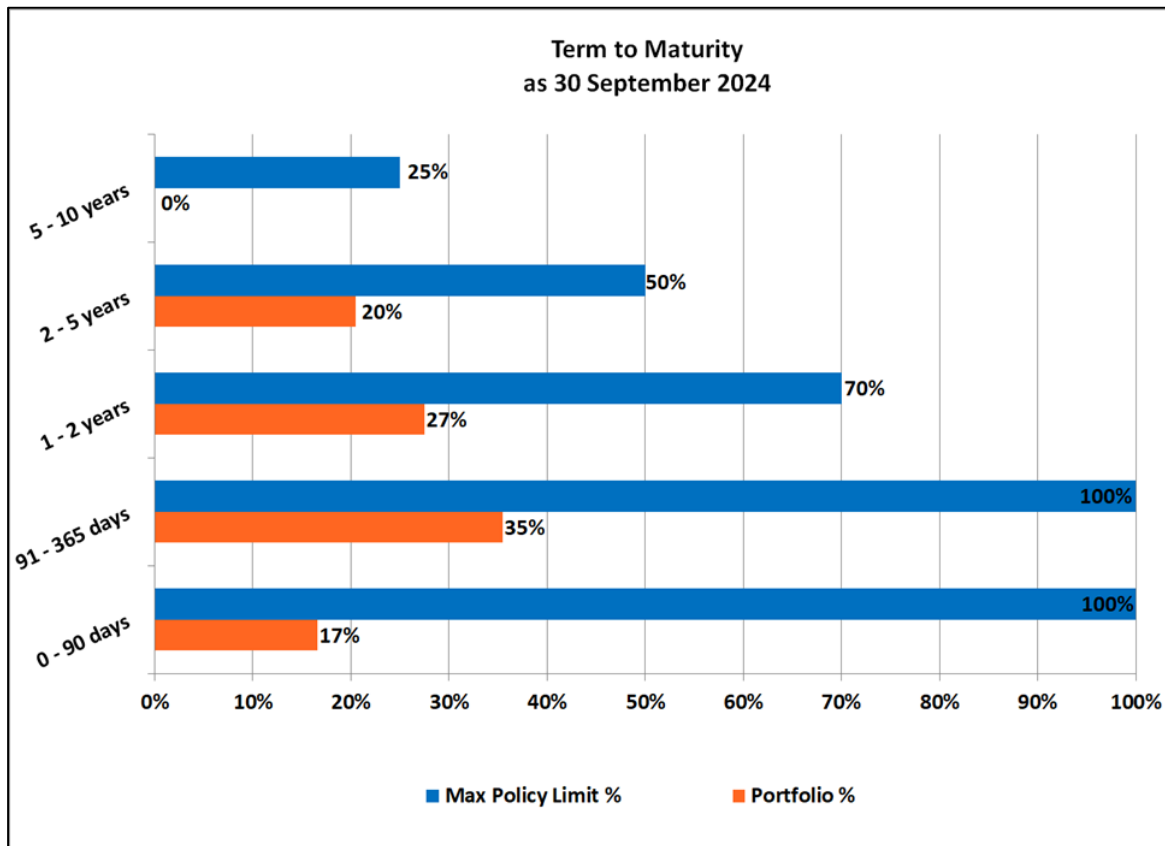
The FRNs add additional liquidity and are generally accessible within 2-3 business days. FRNs are also dominated by the higher-rated ADIs which allows Council to maintain a bias towards the higher-rated banks.



### Term to Maturity

The portfolio remains diversified from a maturity perspective with a spread of maturities out to 5 years. Medium-term (2-5 years) assets account for around 20.48% of the total investment.

Compliant	Horizon	Invested	%	Min Limit	Max Limit
✓	0-90 days	\$28,491,758	16.57%	15%	100%
✓	91-365 days	\$61,000,000	35.48%	15%	100%
✓	1-2 years	\$47,231,651	27.47%	0%	70%
✓	2-5 years	\$35,211,172	20.48%	0%	50%
✓	5-10 years	\$0	0.00%	0%	25%



The investment portfolio is regularly reviewed to maximise investment performance and minimise risks. Comparisons are made between existing investments with available products that are not part of the Council's portfolio. Independent advice is sought on new investment opportunities.

### Credit Quality

As at end of September 2024, applying the long-term S&P ratings only, Council is compliant across all individual counterparties. The investment portfolio is entirely directly to assets rated "A" or higher, as per Council's adopted policy framework.

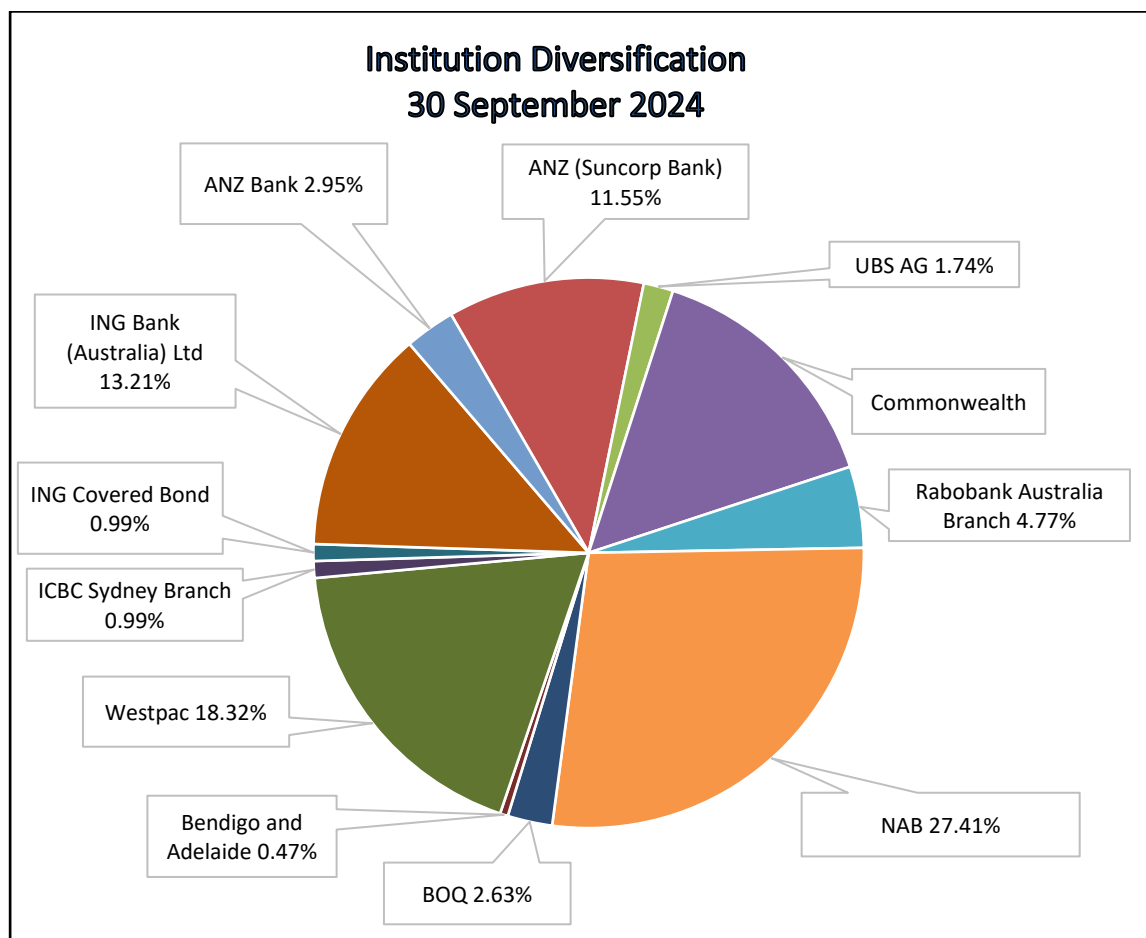
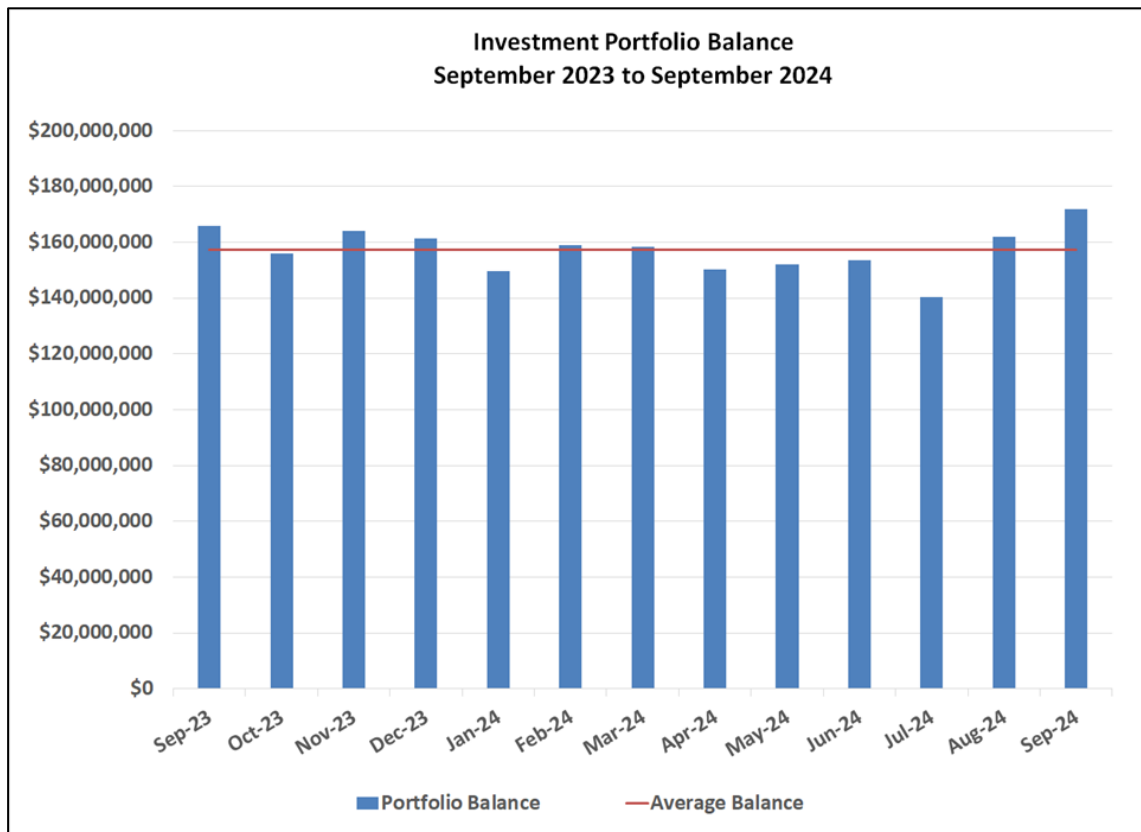
Compliant	Rating	Invested	Invested	Max. Limit	Available
✓	AAA Category	\$1,697,202	0.99%	100%	\$170,237,379
✓	AA Category	\$129,314,855	75.21%	100%	\$42,619,726
✓	A Category	\$40,922,524	23.80%	80%	\$96,625,141
✓	Unrated ADIs	\$0	0%	0%	\$0

### Counterparty

The table below shows the individual counterparty exposures against Council's current investment policy based on long-term S&P ratings.

Compliant	Issuer	Rating	Invested	%	Max. Limit	Available
✓	ING Covered Bond	AAA	\$1,697,202	0.99%	40%	\$67,076,630
✓	ANZ Bank (incl Suncorp Bank)	AA-	\$24,933,309	14.50%	40%	\$43,840,523
✓	CBA	AA-	\$25,753,456	14.98%	40%	\$43,020,376
✓	NAB	AA-	\$47,128,089	27.41%	40%	\$21,645,743
✓	Westpac	AA-	\$31,500,000	18.32%	40%	\$37,273,832
✓	Rabobank	A+	\$8,204,678	4.77%	25%	\$34,778,967
✓	UBS AG	A+	\$2,996,463	1.74%	25%	\$39,987,182
✓	ICBC Sydney	A	\$1,698,819	0.99%	25%	\$41,284,827
✓	ING Bank	A	\$22,704,889	13.21%	25%	\$20,278,756
✓	Bendigo and Adelaide	A-	\$802,763	0.47%	25%	\$42,180,882
✓	Bank of Queensland	A-	\$4,514,913	2.63%	25%	\$38,468,733

CO47/24



### Restricted Funds (*Local Government Act 1993 s409*)

Councils' preliminary calculations of restricted and unrestricted funds for 30 September 2024 are shown below. Unrestricted Cash is the cash that is readily available or convertible to cash for Councils' day-to-day management. The restricted cash is either externally or internally restricted. Externally restricted cash can only be spent as permitted in line with legislative responsibilities and/or contractual obligations, while internally restricted cash is to be spent on Council-specific funding commitments as per the operational plan and adopted Council budget.

Investment Portfolio Balance as at 30 September 2024		\$171,880,326
Restricted Cash	Internal	\$95,486,152
	External	\$55,054,151
Unrestricted Cash		\$21,340,023
Total Restricted & Unrestricted		\$171,880,326

### Green Investment

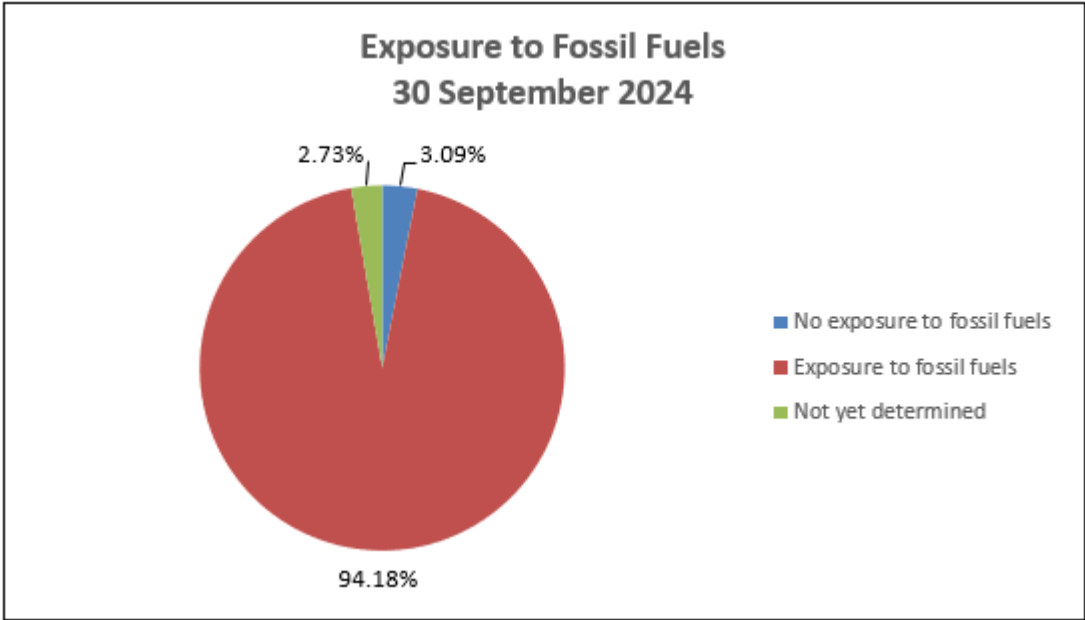
Council's investment policy includes guidelines that give preference to placing funds with institutions identified as not dealing with fossil fuel companies, where financial institutions offer equivalent investment returns with the same credit rating. The big four banks and other institutions rated A- and above have some exposure to fossil fuels. The banks with little or no exposure to fossil fuels are the lower-rated institutions. The current policy does not permit investments in these BBB-rated institutions.

Council's exposure to fossil fuel funds is shown below:

Counterparty	Credit rating	Funding fossil fuel	Position
ING Covered Bond	AAA	Yes	Loaned to fossil fuels in Australia since 2016
ANZ Bank	AA-	Yes	Loaned to fossil fuels since 2016
Commonwealth Bank	AA-	Yes	Loaned to fossil fuels globally since 2016
NAB	AA-	Yes	Loaned to fossil fuels globally since 2016
Westpac	AA-	Yes	Loaned to fossil fuels globally since 2016
Rabobank	A+	Yes	Loaned to fossil fuels globally since 2016
UBS	A+	Not yet determined	No Position provided
ICBC, Sydney Branch	A	Not yet determined	No Position provided
ING Bank	A	Yes	Loaned to fossil fuels since 2016
Bank of Queensland	A-	No	Do not loan to fossil fuels
Bendigo and Adelaide	A-	No	Do not loan to fossil fuels

Based on the portfolio balance of \$171.93 million at 30 September 2024, funding with green initiatives banks made up 3.09% of total investment, or \$5.32 million. Funding with banks that have exposure to fossil fuels constitutes 94.18%, or \$161.92 million. The remaining 2.73% are not yet determined as no position has been provided by the financial institutions.

Institutions	Invested	Invested %
No exposure to fossil fuels	\$5,317,676	3.09%
Exposure to fossil fuels	\$161,921,624	94.18%
Not yet determined	\$4,695,282	2.73%



Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Financial Management
Function	Accounting
Delivery program commitment	Manage and record the financial transactions arising from Council's activities, including the levy and collection of rates and charges, and the preparation of financial statements and returns.

Delivering services and regulatory functions:	
Service area	Financial Management
Function	Financial Management and Control
Delivery program commitment	Support Council's sustainable delivery of projects and services through sound Financial Management and Control, including long term financial planning, budget preparation, and financial performance monitoring.

Resourcing Strategy implications

The original budget provision for the 2024-25 financial year for investment income is \$4,975,000. Income earned up to 30 September 2024 is \$1,961,612, representing 39.43% of the budget year to date. The steady portfolio balance and prior increases in interest rates continue to result in overall improved returns.



## Policy and legislative requirements

Council is authorised by Section 625 of the Local Government Act to invest its surplus funds. Funds will only be invested in the form of investment notified by Order of the Minister dated 12 January 2011. The Local Government (General) Regulation prescribes the records that must be maintained in relation to Council's Investment Policy.

## Conclusion

Funds are invested with the objective of capital preservation and maximising returns as per the Investment Policy for the 2024-25 financial year. Our current investment return remains satisfactory. Investment income earned up to 30 September 2024 is \$1,961,612, exceeding current budget expectations by \$717,862.

All investments as at 30 September 2024 have been made in accordance with the Local Government Act, the Regulations and Council's Investment Policy.

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**Responsible officer:** Jasmine Hoang, Financial Accountant

**File Reference:** F2016/06527

CO47/24

## Director Corporate Services Report No. CO48/24

**Subject: 2023-24 Financial Statements**

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### Executive Summary

- Councils in NSW are required to produce financial statements each year and these statements, when audited and final, form part of a council's annual report at the conclusion of each financial year.
- This report presents Council's audited 2023-24 Financial Statements following the previous submission of Draft 2023-24 Financial Statements to Council on the 27 August 2024.
- The audited 2023-24 Financial Statements will be tabled to Council along with a representative of the Audit Office of NSW who will be available to comment on the conduct of the audit.
- Council has received an unqualified audit opinion on the general purpose financial statements and the special schedule permissible income for general rates.
- Council's financial performance indicators have met all benchmarks set by the Office of Local Government.

### Recommendation

That the presentation of the audited 2023-24 Financial Statements, both General Purpose and Special Schedule for the year ending 30 June 2024 be received and noted.

### Attachment/s:

1. [LINK TO VIEW](#) Annual Financial Statements 2023-24

## Purpose

The purpose of this report is to present the audited Randwick City Council 2023-24 Financial Statements to Council.

## Discussion

At Council Meeting of 27 August 2024, the Draft 2023-24 Financial Statements were submitted to Council. Council resolved, in part:

*(Chapple/Said) that:*

- “d) The Financial Statements be referred to the Auditor Office of NSW for audit.*
- e) Arrangements be made to place copies of the audited Financial Statements on public exhibition and the necessary advertisements be published.*
- f) A copy of the audited Financial Statements be forwarded to the NSW Office of Local Government.*
- g) The audited Financial Statements be presented at a meeting of Council to be held in accordance with Section 418 of the Local Government Act 1993.”*

The Audit Office of NSW conducted an audit of the 2023-24 Financial Statements and have now provided their Independent Auditors Report and their Report on the Conduct of the Audit, both of which are included in the audited 2023-24 Financial Statements.

Council has received an unqualified audit opinion on the general purpose financial statements and the special schedule permissible income for general rates.

The audited Financial Statements have been lodged with the NSW Office of Local Government and public notice was given to the community to the effect that the 2023-24 Financial Statements will be presented to Council at its meeting of 22 October 2024. Submissions were invited from the public in accordance with section 420 of the Local Government Act (the Act). Any submission received will be referred to Council's Auditor.

A representative from the Audit Office of NSW will be present at the meeting on 22 October 2024 to address Council concerning the conduct of the audit, and the audit result.

### 2023-24 Financial Statements – Result

Despite the current economic environment with inflation peaking in December 2022 at 7.8% and closing out in June 2024 at 3.8%, Council's financial performance for the year remained sound with a net operating surplus result before capital grants and contributions of \$1.23m. Council is in a good position to continue its support to the community through infrastructure delivery and services in the 2024-25 financial year.

Council achieved an operating surplus of \$29.1m and a net operating surplus before capital grants and contributions of \$1.23m.

All performance measures set by both the Office of Local Government and Council's Long Term Financial Plan were met.

In 2023-24, Council completed \$59m of infrastructure capital works. Projects successfully completed included Matraville Youth & Cultural Hall, Waratah Avenue Plaza and Clovelly Pocket Park.

Desktop revaluations was undertaken for Council's infrastructure, property, plant and equipment in 2023-24 with a net increase to the revaluation reserve of \$38.87m. This is a non-cash movement and there is no impact to the Income Statement.

The following tables outline the performance of Council for the 2023-24 financial year. Further information is available within the attached 2023-24 Financial Statements.

2023-24 Operating result	2023-24 \$'000	2022-23 \$'000
Income from continuing operations	226,310	202,156
Expenses from continuing operations	197,207	179,406
Net operating result for the year	29,103	22,750
Net operating result for the year before grants and contributions provided for capital purposes	1,231	10,937

2023-24 Operating Performance Measures	Benchmark	2022-23 Actuals	2023-24 Actuals	2023-24 Result
Operating performance ratio	>= 0%	7.48%	3.45%	✓
Own source operating revenue ratio	>= 60%	87.43%	83.34%	✓
Unrestricted current ratio	>= 1.5x	3.75x	4.10x	✓
Outstanding rates and charges	< 5%	2.89%	2.64%	✓
Cash expense cover ratio	>=3 mths	8.90mths	7.69mths	✓
Debt service cover ratio	> 0x	11.13x	9.30x	✓

2023-24 Asset Performance Measures	Benchmark	2022-23 Actuals	2023-24 Actuals	2023-24 Result
Building & Infrastructure renewal ratio	>= 100%	89.70%	162.15%	✓
Infrastructure backlog ratio	<= 2%	0.45%	0.43%	✓
Asset maintenance ratio	>= 100%	174.25%	194.34%	✓
Cost to bring assets to agreed service level	N/A	0.32%	0.30%	✓

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Financial Management
Function	Accounting
Delivery program commitment	Manage and record the financial transactions arising from Council's activities, including the levy and collection of rates and charges, and the preparation of financial statements and returns.

### Resourcing Strategy implications

There is no resourcing impact from this report.

## Policy and legislative requirements

Sections 416-420 of the Local Government Act 1993 (the Act), require NSW councils to prepare, audit, publicly notify and present financial reports within four months of year end.

Council's 2023-24 financial statements have been prepared in accordance with the Australian Accounting Standards and the Code. Council is committed to ensuring we continually improve the quality of our financial reporting by following best practice guidance issued by the Audit Office of NSW.

- Local Government Act, 1993 and Regulations.
- Australian Accounting Standards.
- Office for Local Government, 2023-24 Code of Accounting Practice and Financial Reporting.

## Conclusion

Council's Financial Statements have been completed and audited for the 2023-24 financial year with Council's financial position remaining sound.

The 2023-24 Financial Statements will be incorporated into Council's 2023-24 Annual Report.

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**Responsible officer:** Stephen Wong, Chief Financial Officer

**File Reference:** F2021/00364

## Director Corporate Services Report No. CO49/24

**Subject: Offer of 21 year lease to Sydney Catholic Schools Limited**

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### Executive Summary

- Marcellin College Randwick is an independent systemic Catholic secondary day school for boys located in Randwick.
- Founded by the Marist Brothers in 1923, the college is overseen by the Sydney Catholic Schools of the Archdiocese of Sydney.
- The Sydney Catholic Schools Trust on behalf of Marcellin College Randwick is seeking a 21-year agreement (non-exclusive) for occupation of Heffron Park Marcellin Fields and amenities building.
- The previous 21year lease has recently expired.
- A formal agreement is required to provide lawful use and occupation of the land under the *Local Government Act 1993* and *Crown Lands Management Act 2016*.

### Recommendation

That an offer of a 21-year licence to Sydney Catholic Schools Limited, as trustees for Sydney Catholic Schools Trust, for the use of Marcellin College be supported by Council, and following the completion of the public notice requirements under the *Local Government Act 1993*, that the General Manager is authorised to enter into a contract on behalf of the Council.

### Attachment/s:

Nil

CO49/24



## Purpose

The purpose of this report is to seek Council approval to enter a non-exclusive 21-year licence for the occupation of Heffron Park sports fields and club house with Sydney Catholic Schools Limited as trustees for Sydney Catholic Schools Trust.

## Discussion

On 1 January 2024 the 12-month holding over period expired for the lease of the Heffron Park Marcellin playing fields and amenities building by the Trustees of the Roman Catholic Archdiocese of Sydney.

To formalise the lawful use and occupation of the land, a new agreement must be entered into by the occupant. Sydney Catholic Schools Limited as trustee for Sydney Catholic Schools Trust have requested a 21-year agreement.

### History of tenancy occupation

Marcellin College has a long association with Heffron Park, dating back to 1967. The Trustees of the Marist Brothers held a lease from the Heffron Park Reserve Trust from 16 August 1996 to 15 August 2001.

The Trustees for the Roman Catholic Archdiocese of Sydney held a lease from Heffron Park Reserve Trust from 1 January 2003 to 31 December 2022.

### Offer of licence

Up until 31 December 2023 Marcellin College through the Trustees of the Roman Catholic Archdiocese of Sydney had an exclusive lease over the Marcellin fields and building at Heffron Park (cnr Fitzgerald and Robey Street Maroubra). See location map below.



As the lease has expired, it is proposed to offer Marcellin College a 21 year licence over the fields and building. This would provide the College with priority booking, but not exclusive use of the facilities. The college will use the fields and amenities free of charge. All other local schools in the city use our sports fields free of charge during school hours.

At time when the facilities are not used by Marcellin College, Council will may book the fields and amenities to other sports clubs and local schools through the sports field booking system similar to all other sports fields in the city. On this basis Council will take over the maintenance of the field.

### Legislative Requirements

Subject to Council approval, under Section 47 of the *Local Government Act 1993*; Council may only grant leases, licences and other estates over community land for terms up to 21 years. For leases between 5 and 21 years, Council must:

- give public notice of the proposal;
- place a notice of the proposal on the land;
- notify owners adjoining the land;
- notify persons living in the vicinity of the land if the council believes that the land “is the primary focus of the person’s enjoyment of community land;”
- consider submissions made about the proposal;
- refer the proposal to the Minister for Local Government if Council has received an objection to the proposal.

If an objection is received, Council cannot grant the licence but must refer the proposal to the Minister for approval.

### Further Considerations

The Heffron Park Plan of Management expressly authorises leases, licences and other estates over Sportsgrounds for the purpose of Clubhouse, amenity building and fields (e.g. buildings leased to Marcellin College and cycle clubs).

The Sydney Catholic Schools Limited as trustee for Sydney Catholic Schools Trust has been identified as the tenant for the site.

The land is subject to undetermined Aboriginal Land Claims. As the land is Crown Land and no Native Title determination has taken place, it must be assumed that Native Title Rights exist over the land.

### Strategic alignment

The relationship with our 2022-26 Delivery Program is as follows:

Delivering services and regulatory functions:	
Service area	Customer Service & Governance Management
Function	Property and Land Management
Delivery program commitment	Administer the use of Council's property and land assets.

### Resourcing Strategy implications

Council will begin the maintenance of the Marcellin playing fields similar to other fields across the city. Internal existing resourcing (sportsfield maintenance team) will be utilised to undertake the necessary playing field maintenance. A minor increase in sports field income is expected with the use of the fields by other sports teams.

Application of a rental subsidy will see a financial return to Council, in line with the minimum crown land licence fee of \$587.00 per annum.

## Policy and legislative requirements

The licence can be issued in accordance with Section 46 of the *Local Government Act 1993* and Section 70(2) of the *Crown Land Management Regulation 2018*.

## Conclusion

A 21-year licence agreement with Sydney Catholic Schools Limited as trustees for Sydney Catholic Schools Trust has been considered by Council as compliant with relevant legislation, Crown land management rules, policies, regulations, guidelines and fact sheets.

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**Responsible officer:** Sharon Plunkett, Coordinator Property

**File Reference:** F2024/07367

CO49/24

## Motion Pursuant to Notice No. NM81/24

**Subject:** Notice of Motion from Cr Rosenfeld - Upgrade of bathroom facilities at the Maroubra Senior Citizens Centre

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**Motion:**

That Council request a report with regards to upgrading the bathroom facilities at the Maroubra Senior Citizens Centre.

**Background:**

The bathroom facilities at the Maroubra Senior Citizens Centre are in need of an upgrade. This became apparent to myself, and others, while working at prepoll during the recent local government elections. We should ensure that the senior members of our community have adequate bathroom facilities. In addition, the centre is available for hire to other members of the community which gives even more reason for the dated facilities to be upgraded.

**Attachment/s:**

Nil

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**Submitted by:** Councillor Rosenfeld, Central Ward

**File Reference:** F2011/00329

NM81/24

## Motion Pursuant to Notice No. NM82/24

**Subject:** Notice of Motion from Cr Hay - Kensington large supermarket and amenities

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### Motion:

That:

- a) That the General Manager contact the owners of 59A-71 Boronia St and 77-103 Anzac Parade Kensington, to explore the opportunities to amend the approved development application to include the following:
  - a large format supermarket (2000-2500sqm)
  - public toilets
  - additional parking spaces to support retail activity in the Centre.
- b) A report be submitted to Council once a response is received from the owners of the site.

### Background:

The economy of Kensington has suffered greatly in recent years. 18 shops along Anzac parade are closed and the Centre and adjoining area is being adversely impacted by activity associated with a number of construction sites. Kensington has sadly become a drive-through suburb instead of a drive-to suburb.

The residents of Kensington mostly do their grocery shopping out of suburb, as there is no local supermarket to drive foot traffic, which would supplement the other businesses.

Adding to the woes, there is no public toilet in the Kensington town centre, and parking spaces will soon disappear when the 1800 student housing rooms open without onsite parking. Indeed, the residents of the student housing will also need a local supermarket within walking distance.

The development at 59A-71 Boronia St and 77-103 Anzac Parade Kensington for approximately 200 dwellings and ground floor retail was approved in January 2024. It is a large parcel of land, and it is the last major parcel of land in Kensington which provides a once in a generation opportunity to deliver a supermarket to the residents of Kensington.

### Attachment/s:

Nil

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**Submitted by:** Councillor Hay, West Ward

**File Reference:** DA/395/2022

NM82/24

## Motion Pursuant to Notice No. NM83/24

**Subject:** Notice of Motion from Cr Hamilton - Parking solution north side of Boundary Street, Clovelly

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### Motion:

That Council:

- a) investigate options for a permanent parking solution on the North Side of Boundary Street Clovelly; and
- b) ensure options include installation of 'No Parking 7am-7pm – Tuesdays – Motor Vehicles Excepted', along the section currently buttressed by the Waverley Cemetery.

### Background:

Residents have had boats and trailers parked in the area for lengthy periods of time, making it difficult for residents to park year round, however, the situation is worst during the summer months. A range of options should be sought to determine the best permanent parking solution and should include scoping out a date restricted 'No Parking' option.

### Attachment/s:

Nil

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**Submitted by:** Councillor Hamilton, North Ward

**File Reference:** F2012/00032

NM83/24