



Ordinary Council

Monday 9 October 2023
6.30pm

Minutes



Ordinary Council Meeting

Monday 9 October 2023

Table of Contents

	Page
1. Opening.....	735
2. Prayer.....	735
3. Acknowledgement of Country (Gadigal People and Birrabirragal People).....	735
4. Acknowledgement of the Sovereign of the Day (King Charles III)	735
5. Apologies and Applications for a Leave of Absence or Attendance by Audio- Visual Link by Councillors	735
6. Confirmation of Minutes	736
6.1 Confirmation of Minutes Extraordinary Council Meeting - 26 September 2023	736
6.2 Confirmation of the Ordinary Council Meeting - 26 September 2023	737
7. Disclosures of Interest	737
8. Late Correspondence	738
8. Petitions Tabled.....	738
10. Mayoral Minute	739
10.1 Attack on Israel.....	739
11. Public Forum	740
12. General Manager and Officer's Report	741
12.1 Request for Fee Waiver for Rotary Club Fundraising Dog Festival at Rushcutters Bay Park - 15 October 2023.....	741
12.2 Building Information Certificate 46/2022 237 Glenmore Rd Paddington.....	742
13. Reports of the Committees	743
13.1 Environmental Planning Committee 3 October 2023.....	743
R1 Post Exhibition Report for Draft DCP (Amendment No. 22) for 252-254 New South Head Road, Double Bay	743
R2 Draft Policy for Managing Conflicts of Interest for Council-Related Development - Post-Exhibition.....	744
R3 Proposed Controls for Gas Appliances and Amended Controls for Solar Energy Systems	745
R4 Submission to the Legislative Inquiry into the Planning System and the Impacts of Climate Change on the Environment and Communities.....	747
R5 Updates to the Woollahra DCP 2015 in response to the Employment Zone Reforms.....	748
13.2 Finance, Community & Services Committee 3 October 2023.....	749
R1 Disability Inclusion Action Plan - Annual Report 2022/23.....	749
R2 Creative Hoardings Policy & Guidelines - Post Public Exhibition	750
R3 Financial Statements for the year ended 30 June 2023	751
R4 Monthly Financial Report - 31 August 2023 Investments Held as at 30 September 2023	752
R5 Public Interest Disclosures Policy	753
R6 Draft Customer Experience Strategy	754
R7 Eastern Suburbs District Rugby Union Club - Request for Owners Consent to submit Development Application.....	755
R8 Consideration of Tender Responses for the Lease and Operation of the Cooper Park Tennis Courts and Cafe - Tender No. SC7193.....	756

R9 432-440 Oxford Street, Paddington - Construction Traffic Management Plan
758

14.	Rescission Motion.....	760
10.	Mayoral Minute	761
	10.1 Attack on Israel.....	761
15.	Councillor Reports/Councillor Updates (Section 8.4)	763
	15.1 Woollahra Small Sculpture Prize 2023.....	763
	15.2 Plaque to Honour Sir Mark Sheldon KBE.....	765
	15.3 Paint Woollahra Village Art Competition Awards.....	765
	12.4 St Georges Church Event Fiveways	766
	12.5 Review Energy & Climate Summit	766
	15.6 Flickerfest winner Teacups at Woollahra	767
	15.7 Small Sculpture Prize Artist Talk.....	768
16.	Notices of Motion	768
17.	Questions With Notice	768
18.	Supplementary Responses to Previous Questions with Notice	768
19.	Confidential Matters.....	768
20.	Conclusion of the Meeting	769

Items Determined Under Delegated Authority by Council Committees

**The following items were determined under Delegated Authority.
To see the delegated decisions of Council please refer to the individual
Committee Meeting Minutes.**

Finance, Community & Services Committee held on Tuesday 03 October 2023

- D1 Confirmation of Minutes of Meeting held on 4 September 2023
- D2 Woollahra Local Traffic Committee Minutes - 5 September 2023
- D3 Confirmation Public Art Panel Minutes- 13 September 2023
- D4 Woollahra Gallery at Redleaf Update Report
- D5 Woollahra Libraries Annual Report 1 July 2022 to 30 June 2023
- D6 Confirmation Inclusion (Disability, Aged & Carers) Advisory Committee Minutes - 11 September 2023

Environmental Planning Committee held on Tuesday 03 October 2023

- D1 Confirmation of Minutes of Meeting held on 4 September 2023

Ordinary Council Meeting

Minutes of the Meeting of Ordinary Council held at the Council Chambers, 536 New South Head Road, Double Bay, on 9 October 2023 at 6.30pm.

Present: His Worship the Mayor, Councillor Richard Shields ex-officio
Councillors Sarah Swan
Sean Carmichael
Peter Cavanagh
Luise Elsing
Nicola Grieve (joined at 6.45pm during Item 12.1)
Mary-Lou Jarvis
Harriet Price (joined at 6.45pm during Item 12.1)
Lucinda Regan
Matthew Robertson (joined at 7.00pm during Item 13.1 R3)
Isabelle Shapiro (left meeting at 8.52pm during Councillor Updates)
Mark Silcocks
Merrill Witt

Staff: Emilio Andari (Manager – Engineering Services) (via Zoom)
Rosemary Bullmore (Manager – Legal, Compliance & Enforcement)
Anthony Crimmings (Manager – Customer Experience)
Paul Fraser (Manager – Open Space & Trees) (via Zoom)
Rhys Johnson (Governance Coordinator)
Zubin Marolia (Manager – Property & Projects) (via Zoom)
Alison McNamee (Meetings Officer)
Sue Meekin (Director – Corporate Performance)
Patricia Occelli (Director – Community & Customer Experience)
Sue O'Connor (Governance Officer)
Tom O'Hanlon (Director – Infrastructure & Sustainability)
Scott Pedder (Director – Planning & Place)
Craig Swift-McNair (General Manager)
Anne White (Manager – Strategic Planning & Place) (via Zoom)

Also in Attendance: Nil

Note: Item 12.2 (Building Information Certificate 46/2022 237 Glenmore Rd Paddington) was considered after Item 10.1 Mayoral Minute and before Item 12.1 (Request for Fee Waiver for Rotary Club Fundraising Dog Festival at Rushcutters Bay Park - 15 October 2023).

1. Opening

The Mayor declared the Ordinary Council Meeting of 9 October 2023 open and welcomed Councillors, staff and members of the public who are watching and listening to this evenings meeting.

2. Prayer

The Mayor read the Prayer:

Almighty God, you have given us a beautiful place to live in. We pray for your gift of wisdom that the decisions of this Council may benefit those we serve.

Be with us in our deliberations that this Municipality may know your blessing. Amen.

3. Acknowledgement of Country (Gadigal People and Birrabirragal People)

The Mayor read the following Acknowledgement of Country:

I would like to acknowledge that we are here today on the land of the Gadigal and Birrabirragal people, the traditional custodians of the land. On behalf of Woollahra Council, I acknowledge Aboriginal or Torres Strait Islander people attending today and I pay my respects to Elders past, present and emerging.

4. Acknowledgement of the Sovereign of the Day (King Charles III)

The Mayor read the following Acknowledgement of the Sovereign of the Day (King Charles III):

I also acknowledge, the King of Australia, King Charles III.

5. Apologies and Applications for a Leave of Absence or Attendance by Audio-Visual Link by Councillors

Apologies were received and accepted from Councillor Wynne and Councillor Zeltzer and leave of absence granted.

6. Confirmation of Minutes

Item No:	6.1
Subject:	CONFIRMATION OF MINUTES EXTRAORDINARY COUNCIL MEETING - 26 SEPTEMBER 2023
Author:	Sue O'Connor, Governance Officer
File No:	23/181123
Purpose of the Report:	The Minutes of the Council of 26 September 2023 were previously circulated. In accordance with the guidelines for Committees' operations it is now necessary that those Minutes be formally taken as read and confirmed.
Alignment to Delivery Program:	Strategy 11.3: Ensure effective and efficient governance and risk management.

(Elsing/Jarvis)

179/23 Resolved:

THAT the Minutes of the Extraordinary Council Meeting of 26 September 2023 be taken as read and confirmed.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Jarvis
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

10/0

Against the Motion

Nil

Item No: 6.2
Subject: **CONFIRMATION OF THE ORDINARY COUNCIL MEETING - 26 SEPTEMBER 2023**
Author: Sue O'Connor, Governance Officer
File No: 23/181125
Purpose of the Report: The Minutes of the Council of 26 September 2023 were previously circulated. In accordance with the guidelines for Committees' operations it is now necessary that those Minutes be formally taken as read and confirmed.
Alignment to Delivery Program: Strategy 11.3: Ensure effective and efficient governance and risk management.

(Elsing/Silcocks)

180/23 Resolved:

THAT the Minutes of the Council Meeting of 26 September 2023 be taken as read and confirmed.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Jarvis
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

10/0

7. Disclosures of Interest

Councillor Swan declared a Non-Significant Non-Pecuniary Interest in General Manager and Officers Report Item 12.2 (Building Information Certificate 46/2022 237 Glenmore Road, Paddington) as Councillor Swan became aware at the site meeting that she knew two of the individuals involved in the matter. Councillor Swan remained in the meeting, participated in debate and voted on the matter.

Councillor Jarvis declared a Non-Significant Non-Pecuniary Interest in EP Item R1 (Post-Exhibition Report for Draft DCP (Amendment No. 22) for 252-254 New South Head Road, Double Bay) as Councillor Jarvis is a representative of the Sydney Eastern City Planning Panel. Councillor Jarvis left the meeting, did not participate in debate or vote on the matter.

Councillor Price declared a Non-Significant Non-Pecuniary Interest in Item 13.2 R9 (432-440 Oxford Street, Paddington - Construction Traffic Management Plan) as Councillor Price is a fellow-member of the Oxford Street Working Party with the site developer, Robby Ingham. Councillor Price remained in the meeting and participated in debate and the voted on the matter.

8. Late Correspondence

Council resolution of 27 June 2011 to read late correspondence in conjunction with the relevant Agenda Item Mayoral Minute 10.1, EP Items R3 & R4, FC&S Items R6, R8 & R9.

8. Petitions Tabled

Nil

10. Mayoral Minute

Item No: 10.1
Subject: **ATTACK ON ISRAEL**
Author: Richard Shields, Mayor
File No: 23/184160
Purpose of the Report: Woollahra Municipal Council stands with Israel and condemns the deadly attack by Hamas on Israel on Saturday 7 October 2023.

Note: The matter was re considered for the Councillors to vote (See before Item 15. Councillor Updates).

(Shields/Shapiro)

181/23 Resolved:

THAT Council:

- A. Condemns the recent unprecedented and unprovoked attack on the citizens of Israel by Hamas.
- B. Note that the Mayor will write to local Jewish faith and community groups to communicate Council's position and will offer to discuss how best to extend support for local families impacted by the recent attack on Israel, noting that any formal requests for support from the local Jewish community would be tabled at a future Council meeting for the consideration of Council.
- C. Note that the Mayor will write to the Prime Minister of Australia, The Hon Anthony Albanese, MP and Member of Wentworth, Allegra Spender, MP to call for Federal Government assistance and support if required by the Israeli Government, and communicate our position to the His Excellency Mr Amir Maimon, Ambassador of Israel.
- D. Resolve to fly the Israeli Flag at the Council Chambers (in addition to our existing flags) to demonstrate our solidarity with Israel, noting that currently there are no other specific flag-related events.

Discussion:

This past Saturday's early morning attack on Israel during a major Jewish holiday by the terrorist operatives of Hamas, included missile strikes, fighter incursions and kidnappings and has resulted in the death and injury of innocent civilians and Israeli soldiers. At the time of writing this Mayoral Minute, it has been reported that 700 Israeli's have been killed, over 2,200 injured and that a significant number of civilians and soldiers kidnapped (as at 8.00am AEDT 9 Oct source: AJN).


It is understood that over 4,000 rockets have been launched by Hamas in Gaza toward Israel since early Saturday morning; with over twenty communities in southern Israel invaded by Hamas terrorist operatives, with Israeli civilians and soldiers kidnapped and taken hostage into Gaza.

I call on my Council colleagues to support the condemnation of these deadly attacks and to join me in recognising and supporting Israel's right to defend itself and to protect its civilians.

Our thoughts and prayers are with those who have been killed, injured and taken from their loved ones. With such a significant number of our local Woollahra community being of Jewish faith, with immediate and distant relatives in Israel, I am devastated to think of the impact this attack has had and will continue to have on them.

I have already been in contact with State and Federal Colleagues and local community and faith leaders here in Sydney and Woollahra to express my condolences.

As per this Mayoral Minute, it is my intent to write to the people included in this Mayoral Minute, to outline Woollahra Council's formal condemnation of the attack on Israel. I will also be writing to local faith and community leaders here in Woollahra and broader Sydney to communicate our condolences, our condemnation of the attack and our offer of support to affected local community members and the people of Israel as they recover from this devastating attack.



Cr. Richard Shields
Mayor of Woollahra

Attachments

Nil

11. Public Forum

Nil

12. General Manager and Officer's Report

Item No:	12.1
Subject:	REQUEST FOR FEE WAIVER FOR ROTARY CLUB FUNDRAISING DOG FESTIVAL AT RUSHCUTTERS BAY PARK - 15 OCTOBER 2023
Author:	Paul Fraser, Manager Open Space & Trees
Approver:	Tom O'Hanlon, Director Infrastructure & Sustainability
File No:	23/180303
Purpose of the Report:	To request Council to waive park hire fees to the Rotary Club to facilitate a dog festival event raising funds for community organisations supporting mental health work with victims of domestic violence.
Alignment to Delivery Program:	Strategy 1.1: Provide, promote and facilitate a range of community projects, programs and events that support an inclusive, thriving and sustainable community.

(Swan/Shapiro)

182/23 Resolved:

THAT Council:

- A. Notes the Rotary Club request for a fee waiver of park hire fees to facilitate a fundraising event at Rushcutters Bay Park.
- B. Waive the park hire fees of \$963 to the Rotary Club to facilitate the dog festival at Rushcutters Bay Park.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Councillor Elsing

11/1

Item No: 12.2
Subject: **BUILDING INFORMATION CERTIFICATE 46/2022 237 GLENMORE RD PADDINGTON**
Author: Paul Sullivan, Team Leader - Building & Compliance
Approvers: Rosemary Bullmore, Manager Legal, Compliance & Enforcement
Scott Pedder, Director Planning & Place
File No: 23/181394
Purpose of the Report: Determine Building Information Certificate 46/2022
Alignment to Delivery Program: Strategy 7.3: Ensure that premises which have the potential to impact on human health and safety are operated in accordance with relevant standards and statutory requirements.

Note: Councillor Swan declared a Non-Significant Non-Pecuniary Interest in this Item, as Councillor Swan became aware at the site meeting that she knew two of the individuals involved in the matter. Councillor Swan remained in the meeting, participated in debate and voted on the matter.

Note: Kieron Walsh of Public House Management Group, addressed the Council.

(Swan/Grieve)

183/23 Resolved:

THAT Council approves Building Information Certificate 46/2022 for the installation of internal wall and ceiling framing, installation of a steel beam and installation of plasterboard ceilings to the previous bottle shop area of the Royal Hotel at 237 Glenmore Road Paddington (Lot 1 DP 224890).

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

12/0

Against the Motion

Nil

13. Reports of the Committees

13.1 Environmental Planning Committee

Items with Recommendations from the Committee Meeting of Tuesday 3 October 2023 Submitted to the Council for Determination

Item No: R1 Recommendation to Council
Subject: **POST EXHIBITION REPORT FOR DRAFT DCP (AMENDMENT NO. 22) FOR 252-254 NEW SOUTH HEAD ROAD, DOUBLE BAY**
Authors: Wai Wai Liang, Strategic Planner
Lyle Tamlyn, Acting Team Leader Strategic Planning
Approvers: Anne White, Manager Strategic Planning & Place
Scott Pedder, Director Planning & Place
File No: 23/162686
Purpose of the Report: To report on the public exhibition of Draft Woollahra Development Control Plan 2015 (Amendment 22) for 252-254 New South Head Road, Double Bay and to seek Council's approval for finalisation.
Alignment to Delivery Program: Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.

Note: Councillor Jarvis declared a Non-Significant Non-Pecuniary Interest in this Item as Councillor Jarvis is a representative of the Sydney Eastern City Planning Panel. Councillor Jarvis left the meeting, did not participate in debate or vote on the matter.

Note: Councillor Jarvis left the meeting, the time being 6.54pm.

(Carmichael/Swan)

184/23 Resolved without debate:

THAT Council:

- A. Receives and notes the post exhibition report on Draft Woollahra Development Control Plan 2015 (Amendment 22) on site-specific provisions in Chapter G Site – Specific Controls for 252-254 New South Head Road.
- B. Approve *Draft Woollahra Development Control Plan 2015 (Amendment 22)* at **Attachment 1** of the report to the Environmental Planning Committee meeting of 3 October 2023.

Note: *In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Price
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

11/0

Item No: R2 Recommendation to Council
Subject: **DRAFT POLICY FOR MANAGING CONFLICTS OF INTEREST FOR COUNCIL-RELATED DEVELOPMENT - POST-EXHIBITION**
Author: Rachel Ngui, Policy Officer
Approvers: Helen Tola, Manager Governance & Risk
Scott Pedder, Director Planning & Place
Craig Swift-McNair, General Manager
File No: 23/160589
Purpose of the Report: To report on the public exhibition of the Draft Policy for Managing Conflicts of Interest for Council-related Development and to seek Council's adoption.
Alignment to Delivery Program: Strategy 4.5: Ensure that planning and building requirements are complied with.

(Carmichael/Swan)

185/23 Resolved without debate:

THAT Council:

- A. Note that no submissions were received in relation to the Draft Policy for Managing Conflicts of Interest for Council-related Development in response to public exhibition (30 August 2023 until 28 September 2023).
- B. Adopts the Policy for Managing Conflicts of Interest for Council-related Development at **Attachment 1**.

Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Price
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

11/0

Item No: R3 Recommendation to Council
Subject: **PROPOSED CONTROLS FOR GAS APPLIANCES AND AMENDED CONTROLS FOR SOLAR ENERGY SYSTEMS**

Authors: Mitchell Kirsch, Sustainability Projects Officer
Tristan Ryan, Senior Strategic Heritage Officer
Lyle Tamlyn, Acting Team Leader Strategic Planning
Micaela Hopkins, Team Leader Environment & Sustainability

Approvers: Anne White, Manager Strategic Planning & Place
Scott Pedder, Director Planning & Place
Tom O'Hanlon, Director Infrastructure & Sustainability

File No: 23/139390

Purpose of the Report: To respond to a Council resolution requesting staff to recommend controls to facilitate a transition from gas to electric appliances, and to seek Council's endorsement to prepare amendments to the Woollahra Development Control Plan 2015 to enhance our solar energy controls.

Alignment to Delivery Program: Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.

Note: Councillor Jarvis Returned to the meeting, the time being 6.56pm.

Note: Late correspondence was tabled by Lyle Tamlyn, Council's Acting Team Leader Strategic Planning.

**Motion moved by Councillor Swan
Seconded by Councillor Jarvis**

THAT Council:

- A. Receives and notes the report on the proposed amendments to the *Woollahra Development Control Plan 2015*.
- B. Requests Staff not to make any changes to the *Woollahra Development Control Plan 2015* with regards to the future use of natural gas.
- C. Requests staff to prepare and exhibit a draft development control plan to amend the *Woollahra Development Control Plan 2015* by making the administrative changes identified on pages in parts 6.1.3 and 6.1.6
- D. Requests staff to prepare and exhibit a draft development control plan to amend the *Woollahra Development Control Plan 2015* by updating the existing controls for solar energy systems subject to deleting the proposed C2(d) relating to the negative impact on the heritage significance of an item or the heritage conservation area.

**Amendment moved by Councillor Grieve
Seconded by Councillor Robertson**

THAT Council:

- A. Receives and notes the report on the proposed amendments to the *Woollahra Development Control Plan 2015* to introduce new controls for gas appliances and amend existing controls for solar energy systems.
- B. Requests staff to prepare and exhibit a draft development control plan to amend the *Woollahra Development Control Plan 2015* to include new controls for gas appliances and amend the existing controls for solar energy systems.

The Amendment was put and carried.

For the Amendment

Councillor Carmichael
Councillor Elsing
Councillor Grieve
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Silcocks
Councillor Witt

Against the Amendment

Councillor Cavanagh
Councillor Jarvis
Councillor Shapiro
Councillor Shields
Councillor Swan

8/5

**The Amendment became the Motion.
The Motion was put and carried.**

(Grieve/Robertson)

186/23 Resolved:

THAT Council:

- A. Receives and notes the report on the proposed amendments to the *Woollahra Development Control Plan 2015* to introduce new controls for gas appliances and amend existing controls for solar energy systems.
- B. Requests staff to prepare and exhibit a draft development control plan to amend the *Woollahra Development Control Plan 2015* to include new controls for gas appliances and amend the existing controls for solar energy systems.

Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.

For the Motion

Councillor Carmichael
Councillor Elsing
Councillor Grieve
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Silcocks
Councillor Witt

Against the Motion

Councillor Cavanagh
Councillor Jarvis
Councillor Shapiro
Councillor Shields
Councillor Swan

8/5

Item No: R4 Recommendation to Council
Subject: **SUBMISSION TO THE LEGISLATIVE INQUIRY INTO THE PLANNING SYSTEM AND THE IMPACTS OF CLIMATE CHANGE ON THE ENVIRONMENT AND COMMUNITIES**
Authors: Lyle Tamlyn, Acting Team Leader Strategic Planning
Micaela Hopkins, Team Leader Environment & Sustainability
Approvers: Anne White, Manager Strategic Planning & Place
Scott Pedder, Director Planning & Place
Tom O'Hanlon, Director Infrastructure & Sustainability
File No: 23/164362
Purpose of the Report: To obtain Council's endorsement of the submission to the legislative inquiry into the planning system and the impacts of climate change on the environment and communities.
Alignment to Delivery Program: Strategy 8.3: Prepare for and adapt to the impacts of climate change.

Note: Late correspondence was tabled by Lyle Tamlyn, Council's Acting Team Leader Strategic Planning.

Note: Councillor Cavanagh left the meeting, the time being 7.44pm.

Note: Councillor Cavanagh returned to the meeting, the time being 7.45pm.

(Carmichael/Elsing)

187/23 Resolved:

THAT Council:

- A. Notes the report on the inquiry into the planning system and the impacts of climate change on the environment and communities.
- B. Endorses the submission provided as late correspondence to the Council meeting of 9 October 2023 and requests it be forwarded to the inquiry with the Mayor's signature for consideration.

Note: *In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.*

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

13/0

Item No: R5 Recommendation to Council
Subject: **UPDATES TO THE WOOLLAHRA DCP 2015 IN RESPONSE TO THE EMPLOYMENT ZONE REFORMS**
Authors: Fiona Aghili, Strategic Planner
Lyle Tamlyn, Acting Team Leader Strategic Planning
Approvers: Anne White, Manager Strategic Planning & Place
Scott Pedder, Director Planning & Place
File No: 23/159378
Purpose of the Report: To obtain Council's approval to prepare and exhibit a draft development control plan to amend the Woollahra Development Control Plan 2015 in response to the employment zone reforms.
Alignment to Delivery Program: Strategy 4.5: Ensure that planning and building requirements are complied with.

(Carmichael/Swan)

188/23 Resolved without debate:

THAT Council:

- A. Receives and notes the report on the updates required to the Woollahra Development *Control Plan 2015* in response to the employment zone reforms.
- B. Resolves to prepare and exhibit a draft development control plan to amend the *Woollahra Development Control Plan 2015* to include updated references to land use zones.

Note: In accordance with section 375A of the Local Government Act a Division of votes is recorded on this planning matter.

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

12/0

13.2 Finance, Community & Services Committee

Items with Recommendations from the Committee Meeting of Tuesday 3 October 2023 Submitted to the Council for Determination

Item No:	R1 Recommendation to Council
Subject:	DISABILITY INCLUSION ACTION PLAN - ANNUAL REPORT 2022/23
Author:	Grant Cummins, Development Officer, Community & Culture
Approvers:	Maya Jankovic, Coordinator Community & Culture Vicki Munro, Manager Community & Culture Patricia Occelli, Director Community & Customer Experience
File No:	23/164394
Purpose of the Report:	To inform Council of progress in implementing Council's Disability Inclusion Action Plan 2022-2026 for the Financial Year 2022/23
Alignment to Delivery Program:	Strategy 2.2: Understand needs of our community so that we can facilitate access to support and services.

(Jarvis/Grieve)

189/23 Resolved without debate:

THAT Council receive and note the annual report covering the period 2022/23 for the Disability Inclusion Action Plan, 2022-2026.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

13/0

Item No: R2 Recommendation to Council
Subject: **CREATIVE HOARDINGS POLICY & GUIDELINES - POST PUBLIC EXHIBITION**
Author: Maya Jankovic, Coordinator Community & Culture
Approvers: Vicki Munro, Manager Community & Culture
Patricia Occelli, Director Community & Customer Experience
File No: 23/164238
Purpose of the Report: To review the public exhibition submissions and adopt the amended Woollahra Creative Hoardings Policy and Woollahra Creative Hoardings Guidelines.
Alignment to Delivery Program: Strategy 3.1: Promote opportunities for innovative, creative and cultural initiatives that support the community.

(Jarvis/Grieve)

190/23 Resolved without debate:

THAT Council:

- A. Notes that the Draft Woollahra Creative Hoardings Policy and Guidelines were placed on public exhibition for a period of 28 days and that one submission was received.
- B. Having considered the submission received, adopt the amended Woollahra Creative Hoardings Policy as **Attachment 1** and Woollahra Creative Hoardings Guidelines provided as **Attachment 2**.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

13/0

Against the Motion

Nil

Item No: R3 Recommendation to Council
Subject: **FINANCIAL STATEMENTS FOR THE YEAR ENDED 30 JUNE 2023**
Authors: Esther Hii, Senior Corporate Accountant
Paul Ryan, Chief Financial Officer
Approvers: Sue Meekin, Director Corporate Performance
Craig Swift-McNair, General Manager
File No: 23/165912
Purpose of the Report: To present the Financial Statements for the year ended 30 June 2023 to the Committee, provide commentary on the budget result for 2022/23 and recommend to Council the adoption of Council's Statement in relation to the Financial Statements.
Alignment to Delivery Program: Strategy 11.2: Secure Council's financial position.

(Jarvis/Grieve)

191/23 Resolved without debate:

THAT Council:

- A. Note Council's financial position at 30 June 2023 including:
 - i Net operating surplus for the year from continuing operations of \$21.506m
 - ii Net operating surplus for the year before grants and contributions provided for capital purposes of \$12.901m
 - iii A working funds balance of \$7.483m
- B. Note that Council exceeded five out of six of the Office of Local Government (OLG) Performance Ratio benchmarks for 2022-2023, being the:
 - i. Operating Performance Ratio
 - ii. Own Source Operating Revenue Ratio
 - iii. Unrestricted Current Ratio
 - iv. Debt Service Cover Ratio
 - v. Cash Expense Cover Ratio
- C. Note that the one OLG ratio benchmark for 2022-2023 that Council did not meet was the Rates & Annual Charges Outstanding Percentage Ratio, with the result being 0.18% above the OLG benchmark of 5.0% at 5.18%.
- D. Having noted the statement of confirmation provided in the report by the General Manager and the Chief Financial Officer (Responsible Accounting Officer) and the review by the Audit, Risk & Improvement Committee, adopt the following statement in relation to its Financial Statements for the year ended 30 June 2023:

That, in relation to the General Purpose Financial Statements for the year ended 30 June 2023, Council is of the opinion that:

The General Purpose Financial Statements have been prepared in accordance with:

- i. the Local Government Act 1993 (NSW) (as amended) and Regulations made thereunder;*
- ii. the Australian Accounting Standards and other pronouncements of the Australian Accounting Standards Board;*
- iii. the Local Government Code of Accounting Practice and Financial Reporting*

And to the best of our knowledge and belief, these Financial Statements present fairly Council's operating result and financial position for the year; and accord with Council's accounting and other records; and further, the signatories to the Statement, to the best of our knowledge and belief, are not aware of any matter that would render the Statements false or misleading in any way.

- E. Formally refer the General Purpose Financial Statements for the year ended 30 June 2023 for audit; and
- F. In anticipation of receiving the Auditor's Reports, sets the Finance, Community & Services Committee meeting to be held on Monday 6 November 2023 as the meeting at which the Financial Statements will be presented to the public.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

13/0

Item No: R4 Recommendation to Council
Subject: **MONTHLY FINANCIAL REPORT - 31 AUGUST 2023**
INVESTMENTS HELD AS AT 30 SEPTEMBER 2023
Author: Abdullah Rayhan, Team Leader Financial Services
Approvers: Paul Ryan, Chief Financial Officer
Sue Meekin, Director Corporate Performance
File No: 23/173686
Purpose of the Report: To present the monthly financial report for August 2023 and to present a list of investments held as of 30 September 2023.
Alignment to Delivery Program: Strategy 11.2: Secure Council's financial position.

(Jarvis/Grieve)

192/23 Resolved without debate:

THAT Council:

- A. Receive and note the Monthly Financial Report – August 2023.
- B. Note that the Council's 12-month weighted average return for August 2023 on its direct investment portfolio of 4.63% (LM: 4.46%, LY: 1.86%) exceeds the benchmark 90-day AusBond Bank Bill Index of 4.20%.

- C. Note that the interest revenue for the year to date August is \$792K, exceeding our original budget of \$306K for the same period.
- D. Receive and note the list of Council's investments held as of 30 September 2023 (provided as late correspondence).

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

13/0

Item No: R5 Recommendation to Council
Subject: **PUBLIC INTEREST DISCLOSURES POLICY**
Authors: Rachel Ngui, Policy Officer
Helen Tola, Manager Governance & Risk
Approvers: Sue Meekin, Director Corporate Performance
Craig Swift-McNair, General Manager
File No: 23/160312
Purpose of the Report: Development of Council Public Interest Disclosure Policy following the NSW Public Interest Disclosures Act 2022 (PID Act) taking effect from 1 October 2023.
Alignment to Delivery Program: Strategy 11.3: Ensure effective and efficient governance and risk management.

(Jarvis/Grieve)

193/23 Resolved:

THAT Council:

- A. Adopts the draft Public Interest Disclosure Policy at **Attachment 1** subject to the late correspondence and minor administrative amendments discussed at the Finance, Community & Services Committee on 3 October 2023.
- B. Rescinds the Public Interest Disclosures Internal Reporting Policy.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

13/0

Item No: R6 Recommendation to Council
Subject: **DRAFT CUSTOMER EXPERIENCE STRATEGY**
Author: Anthony Crimmings, Manager Customer Experience
Approver: Patricia Occelli, Director Community & Customer Experience
File No: 23/171938
Purpose of the Report: To endorse the draft Customer Experience Strategy
Alignment to Delivery Program: Strategy 11.1: Build an efficient organisation that places customers and the community at the heart of service delivery

Note: Late correspondence was tabled by Anthony Crimmings, Council's Manager Customer Experience.

(Jarvis/Swan)

194/23 Resolved:

THAT Council:

- A. Endorse the Draft Customer Experience Strategy to be placed on public exhibition for a period of 28 days subject to the minor administrative amendments discussed at the Finance, Community & Services Committee on 3 October 2023.
- B. Notes that a further report will be tabled at a future meeting of Council on submissions received to the draft Customer Experience Strategy.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

13/0

Item No: R7 Recommendation to Council
Subject: **EASTERN SUBURBS DISTRICT RUGBY UNION CLUB - REQUEST FOR OWNERS CONSENT TO SUBMIT DEVELOPMENT APPLICATION**
Author: Zubin Marolia, Manager Property & Projects
Approver: Tom O'Hanlon, Director Infrastructure & Sustainability
File No: 23/174129
Purpose of the Report: To seek owners consent for Eastern Suburbs District Rugby Union Club Pty Ltd to submit an amended development application for redevelopment of Council land adjacent to their club located within Woollahra Park.
Alignment to Delivery Program: Strategy 1.1: Provide, promote and facilitate a range of community projects, programs and events that support an inclusive, thriving and sustainable community.

(Jarvis/Grieve)

195/23 Resolved without debate:

THAT Council:

- A. Grants owners consent to the Eastern Suburbs Rugby Union Football Club to lodge a Development Application for Stage 1 works which include the construction of a new free standing single storey building to provide new gender equitable change rooms for players, referees and associated Rugby Australia game management facilities including changes to carpark and improved pedestrian linkages as described in this report.
- B. Notes that the granting of Owners Consent does not give the Club permission to start construction, which will be subject to a separate approval as required under the current Licence Agreement.
- C. Notes that a further report which addresses approval for construction and amendments to the Licence Agreement will be brought to Council in the coming months.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

13/0

Item No: R8 Recommendation to Council
Subject: **CONSIDERATION OF TENDER RESPONSES FOR THE LEASE AND OPERATION OF THE COOPER PARK TENNIS COURTS AND CAFE - TENDER NO. SC7193**
Author: Zubin Marolia, Manager Property & Projects
Approver: Tom O'Hanlon, Director Infrastructure & Sustainability
File No: 23/144537
Purpose of the Report: To consider the tender for the Lease and Operation of the Cooper Park Tennis Courts, tender no. SC7193
Alignment to Delivery Program: Strategy 11.2 Secure Council's financial position.

Note: Late Correspondence was tabled by Councillor Merrill Witt (Confidential) & Will Skeggs, Giancarlo Bazzocchi (Confidential), Nathan Chanesman, Jon Brett, Emma Michael, Margot Toll, Michael Gottlieb, Leslie Winderbaum, Zillah Ehrlich, Russell Aboud, Marshall Tockar, Georgie Hooper, Alan Golombick, Britt Bloom, Keith Maloon, Michele Brooks, Kate Maclaren - Friends of Cooper Park (2 pieces), Belinda Haines, Alison McKenzie, Ed Miles, Charles-Edouard Mariolle, Jenny Ball & Peter Gallagher

Motion moved by Councillor Jarvis
Seconded by Councillor Carmichael

THAT Council:

- A. Accepts the tender submitted by Sydney Sports Management Group Voyager Operations and enters into a lease agreement for a seven (7) year initial term plus a seven (7) years option term, at a commencement rent of \$280,000 per annum plus GST, with CPI annual increases and a review to market upon exercise of the option.
- B. Ensures the lease agreement includes a refurbishment commitment of \$926,408 plus GST, subject to any necessary development approval.
- C. Authorises the General Manager to execute all legal agreements required to enter into a lease agreement with Sydney Sports Management Group Voyager Operations.
- D. Notes that no increase in the price of court hire is proposed.

**Amendment moved by Councillor Elsing
Seconded by Councillor Grieve**

THAT Council defer this matter to the next Finance, Community & Services Committee on the 6 November 2023 to enable staff to notify interested parties of the meeting.

The Amendment was put and carried.

For the Amendment

Councillor Elsing
Councillor Grieve
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Amendment

Councillor Carmichael
Councillor Cavanagh
Councillor Jarvis
Councillor Shapiro
Councillor Shields

8/5

**The Amendment became the Motion.
The Motion was put and carried.**

(Elsing/Grieve)

196/23

Resolved:

THAT Council defer this matter to the next Finance, Community & Services Committee on the 6 November 2023 to enable staff to notify interested parties of the meeting.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

13/0

Item No: R9 Recommendation to Council
Subject: **432-440 OXFORD STREET, PADDINGTON - CONSTRUCTION TRAFFIC MANAGEMENT PLAN**
Author: Ever Fang, Traffic & Transport Engineer
Approver: Emilio Andari, Manager Engineering Services
File No: 23/181321
Purpose of the Report: To seek approval for a Construction Traffic Management Plan
Alignment to Delivery Program: Strategy 6.3: Reduce traffic congestion, noise and speeding.

Note: In accordance with Council's meeting procedures and policy this matter was referred to full Council 9 October 2023 due to a substantive change to the officers recommendation.

Note: Councillor Price declared a Non-Significant Non-Pecuniary Interest in this Item, as Councillor Price is a fellow-member of the Oxford Street Working Party with the site developer, Robby Ingham. Councillor Price remained in the meeting and participated in debate and the voted on the matter.

Note: Late correspondence was tabled by Emilio Andari, Council's Manager of Engineering Services.

Note: The Council amended Part S of the Resolution.

(Jarvis/Price)

197/23 Resolved:

THAT Council:

- A. The Construction Management Plan (CMP) for the redevelopment of property Nos.432-440 Oxford Street, Paddington, prepared by *Varga Traffic Planning Ref 19491 (Rev 4)*, be approved, subject to a Road Occupancy License (ROL) be obtained from Transport Management Centre (TMC) for any works that may impact on traffic flows on Oxford Street during construction activities;
- B. The applicant be advised that this approval relates only to the condition of consent – D.5 for DA2021/554/1 and does not constitute an approval for any Stand Plant, Works Zone or any other Permits which require separate applications and subsequent approvals, at the appropriate stages (if required) of this construction project;
- C. The applicant is to submit a separate application and require subsequent approval from the Local Traffic Committee for the temporary installation of parking restrictions in Elizabeth Place and Elizabeth Street, Paddington, for early construction works during Stages 1 & 2 of the construction program, and should apply for up to 22 weeks only, with the intent to minimise adverse impacts on the local amenity and maintain vehicular access to neighbouring properties from Elizabeth Place, Elizabeth Street and Underwood Street, Paddington;
- D. The applicant must comply with any directive provided by the NSW Police Force;

- E. The applicant must liaise with Council's Infrastructure Assets Team to provide a bond to cover the cost of replacing any part of Council's infrastructure which may be damaged by trucks servicing this construction site. Dilapidation surveys and reports must be conducted and prepared by a professional engineer for Council's infrastructure along the travel route of construction vehicles including but not limited to: Elizabeth Place, Elizabeth Street, Hargrave Street, Moncur Street and Queen Street. The dilapidation reports must be completed and submitted to the satisfaction of Council's Infrastructure Assets Team.
- F. The applicant must minimise the size of construction vehicles and must not use vehicles longer than 7.5m accessing the site via Elizabeth Place and Elizabeth Street. Construction vehicles must access and exit the site in a forward direction where possible and minimise disruption to vehicular and pedestrian traffic along the route. Any reversing movements must be restricted to shortest distance and under full traffic control supervision;
- G. The applicant must liaise fortnightly with the developers/builders undertaking works for other developments occurring in close proximity (500m or in the same street) to the subject site, in order to minimise the cumulative traffic and parking impacts in the area (e.g. major concrete pours should not occur on more than 1 site on any particular day);
- H. Construction traffic associated with the development must minimise the use of public roads and public parking facilities (e.g. on-street parking) where feasible;
- I. When demolition, excavation and construction works are to be undertaken on school days, all vehicular movements associated with this work only be undertaken between the hours of 9.30am and 2.30pm, in order to minimise disruption to the traffic network during school pick up and drop off times;
- J. Construction works or construction related traffic must not impede access of Council's waste operation.
- K. Construction works are to be only undertaken within hours of work stipulated in E.6 of Consent Conditions to mitigate impact of the work upon amenity of the neighbourhood;
- L. The applicant must ensure that access for residents, businesses and emergency vehicles are maintained at all times;
- M. The applicant must ensure that no marshalling or queuing of construction vehicles occur on public roads. Arriving vehicles that are not able to use parking bay/works zone must not use any local road, including Oxford Street, to a holding point until space becomes available;
- N. All works must be undertaken in accordance with the approved landscape plan, arborist report, tree management plan and transplant method statement as applicable. Any change made to Council's infrastructure on Elizabeth Street including landscaped median island and trees must be at full cost of the applicant and must be reinstated after completion of works.
- O. The applicant be advised that Council staff or Council approved contractor will only undertake the removal works for the two (2) trees on the northern side of Elizabeth Street and the cost of two new trees (\$3655.00) must be paid to Council prior to the removal of the existing trees. The applicant is to liaise with Council's Arboricultural Technical Officer to arrange payment. Council's Arboricultural Technical Officer must be contacted a minimum of one week prior to the requirement of the tree removal works.

- P. The applicant is to re-establish the growing environment in the new medium island in line with Detail 7 of the Street Tree Master Plan and to the satisfaction of Council's Arboricultural Technical Officer. Species selection will be by Council staff and in line with the Woollahra Council Street Tree Master Plan (2014). All costs associated with the reestablishment of the island, subsoil and drainage should be fully borne by the applicant.
(https://www.woollahra.nsw.gov.au/_data/assets/pdf_file/0017/133037/WoollahraSTMP-Street_Tree_Master_Plan.pdf)
- Q. The applicant must contact Council's Arboricultural Technical Officer a minimum of 2 months prior to the completion of the construction of the landscaped medium island.
- R. The applicant must liaise with all affected neighbours in Elizabeth Place, Elizabeth Street and Underwood Street, Paddington, that require access via Elizabeth Place, prior to the commencement of construction works. Notification must be sent to these affected properties at least seven (7) days prior to each stage of earth works and commencement for each of the following construction activities:
- Partial Demolition & Site Clearing;
 - Piling & Capping Beam works; and
 - Bulk Excavation & Loading Out.
- S. A Community Liaison Officer and/or Site Manager must include their contact details (email and a mobile phone number) in clear and concise signage on-site, with this signage to be visible to the public at all times, in order to enable members of the community to contact an appropriate person, as required. The Community Liaison Officer and/or Site Manager must liaise with Council's Traffic and Transport Engineers on a recurring basis to ensure all construction traffic associated with the development site are undertaken in an appropriate manner. These matters should be addressed by the Community Liaison Officer and/or Site Manager in the following format:
- Maintain and keep on-site a register of complaints received from the local community;
 - Fully investigate all complaints received;
 - Notify the complainant of the results and actions arising from the investigation; and
 - Ensure that the complaints register is available on request to Council staff.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Grieve
Councillor Jarvis
Councillor Price
Councillor Regan
Councillor Robertson
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Against the Motion

Nil

13/0

14. Rescission Motion

Nil

10. Mayoral Minute

Item No: 10.1
Subject: **ATTACK ON ISRAEL**
Author: Richard Shields, Mayor
File No: 23/184160
Purpose of the Report: Woollahra Municipal Council stands with Israel and condemns the deadly attack by Hamas on Israel on Saturday 7 October 2023.

Note: This item was originally considered earlier in this meeting at 6.35pm, however no vote on the Mayoral Minute was taken.

Note: At 8:47pm, the Mayor recommitted this item to the meeting for a vote on the Mayoral Minute to take place.

Note: Councillor Robertson left the meeting, the time being 8.47pm.

Note: Councillor Price left the meeting, the time being 8.47pm.

Note: Councillor Grieve left the meeting, the time being 8.47pm.

Note: In accordance with Council's Code of Meeting Practice a Division of votes is recorded on this matter.

For the Motion

Against the Motion

Councillor Carmichael
Councillor Cavanagh
Councillor Elsing
Councillor Jarvis
Councillor Regan
Councillor Shapiro
Councillor Shields
Councillor Silcocks
Councillor Swan
Councillor Witt

Nil

10/0

Note: Councillor Robertson returned to the meeting, the time being 8.49pm.

Note: Councillor Grieve returned to the meeting, the time being 8.49pm.

Note: Councillor Price returned to the meeting, the time being 8.49pm.

15. Councillor Reports/Councillor Updates (Section 8.4)

Note: Councillor Reports/Councillor Updates are to be confined to condolences, congratulations, presentations and matters ruled by the Chair to be of extreme urgency (in accordance with Section 8.4 of Council's Code of Meeting Practice).

General Item No: 15.1 Woollahra Small Sculpture Prize 2023

Tabled by Councillor: The Mayor, Councillor Shields

The Mayor, Councillor Shields advised:

I presided over this Small Sculpture Awards ceremony. In attendance was Councillors Shapiro, Elsing, Grieve, Robertson, Zeltzer, Cavanagh, Swan and Jarvis. Apologies if my memory is a bit hazy, it's been a busy week.

It was an amazing evening, so thank you to the staff, to the new Manager of the Gallery. It was an incredible event, I would say there was a good 150 people in attendance and also just wanted to again acknowledge the support of the corporate community that got behind these incredible awards. Thank you.

Councillor Swan further advised:

Thank you, your Worship. I would like to congratulate staff and all artists that entered the Small Sculptures Prize, as well. Congratulations to you, your Worship for conducting the proceedings in a very elegant manner at your first official function.

The Mayor in response:

Thank you Councillor Swan.

Councillor Shapiro further advised:

Thank you, Mr Mayor. I just really want to endorse your comments and those of the Deputy Mayor, in regards to the Sculpture Prize and the opening of the Prize event. It was an outstanding evening, as it always is. My special thanks, please, go to our Gallery Director, Pippa Mott, she did a superb job. For somebody who was really new, she came on board, she was literally thrown in the deep-end in the middle of the year of the Sculpture Prize and she ran with it and was outstanding. So, special thanks to Pippa and the Gallery but also to Vicki Munro and to Director Occelli. I would also like to extend my thanks to the Sculpture Prize Committee, who were an absolute pleasure to work with and to the sponsors for their generosity and thank you (Mr Mayor) for appearing alongside me for your first event. I was honoured to be there with you.

The Mayor in response:

Thank you and thank you for the constant reminders, Councillor Shapiro, for me to keep that in my diary, just in case I was elected Mayor.

Councillor Grieve further advised:

Thank you, Mr Mayor. The Small Sculpture Prize is my favourite night of the year, and I echo all the sentiments that have been said before me and add that I was very pleased with it, it wasn't my first choice but it was very close to my first choice, the winning one.

The Mayor in response:

Thank you Councillor Grieve.

Councillor Robertson further advised:

I wanted to speak about the Small Sculpture Prize and I will reiterate everything that's been said but I won't go through the thank-yous again. I want to congratulate Anita Johnson for winning the main prize, being her work "Tenderness" which really was a reflection of the brokenness of the world at the moment and the need to treat each other with a bit more tenderness.

I was reminded of Councillor Cavanagh's advocacy for the World Kindness Day, actually as I was sitting there listening to the artist explain her work and I had the happy chance of hearing the artist describe their work in their speech and then I actually got the chance to see it. So, I had this verbal description that I took with me, that described the meaning of the artwork, and then it was all the more powerful when I viewed it and it is one of those small sculptures that really draws you in, so I think that's the power of it.

But I wanted to focus also on and congratulate the work of Robert Michael Young, who received a special commendation, and this, and Councillor Jarvis is nodding, because I know you and everybody else and Councillor Zeltzer, who was sitting next to me, were just absolutely flawed and the most moving words I've heard in a number of years.

To begin his remarks with "I have no words" it was then quite ironic how beautifully he used language to move us, and he did so, Mr Mayor by describing his connection to Country and his connection to family and how that had inspired his artwork "Cultural Cradle." The wood that has been used to create that sculpture comes from a tree, that was how many hundreds of years old, Councillor Jarvis? Three-hundred and yes his great grandfather had taken carvings from that, as is the custom in that particular Country at the age of sixty. It just shows you that the on-going connection to Country and the celebration of family is very strong within our First Nations communities, right down to Robert Michael Young telling us that his Mum and his sister had snuck in the back entrance so they could be there to support him on the night. So, my very special congratulations for that piece of artwork and one final thing to note, that Michael said was he just wished everybody could actually touch that piece of art and connect through that touching with the Country. I have to admit, I was very, very tempted to do so, it's an extremely tactile artwork.

The Mayor in response:

Thank you, Councillor Robertson.

Councillor Jarvis further advised:

I'll just say briefly in relation to congratulations to all the winners and the contributors for the Small Sculptures and to Councillor Robertson's comment about "Tenderness".

The Mayor in response:

Thank you, Councillor Jarvis.

General Item No: 15.2 Plaque to Honour Sir Mark Sheldon KBE
Tabled by Councillor: Councillor Swan

Councillor Swan advised:

I also wish to note that I attended the unveiling of the plaque, on your behalf, for Sir Mark Sheldon. I wish to congratulate staff for their extensive work and also to the family who were in attendance. It was a wonderful day to celebrate Sir Mark Sheldon's life outside Trahlee in Bellevue Hill. He was a mercantile pioneer and a wonderful advocate in our community and also a philanthropist. Thank you, your Worship.

The Mayor in response:

Thank you, Deputy Mayor. Sorry, I haven't been addressing you in your formal title.

General Item No: 15.3 Paint Woollahra Village Art Competition Awards
Tabled by Councillor: Councillor Grieve

Councillor Grieve advised:

I recommend everyone go to it, it's an exceptional exhibition, it's incredibly curated and they all sit very happily together. So on that, I want to commend the exhibition.

I was late this evening because I attended the Queen Street and West Woollahra Association Paint Woollahra Exhibition at the Fellia Melas Gallery. I kept wanting to make that into a Spanish name. An exhibition of 94 paintings that have been done of the Woollahra Village. I highly recommend everyone goes and sees it at 2 Moncur Street. It's incredibly exciting to see the range of entrants come from, the youngest was 5, and the oldest was 101, quite amazing pieces. I'm not sure, they were supposed to text me the winner, as I had to leave before the winner was announced, so I'm not sure who won.

But, I can say that three of our Gallery volunteer guides have got paintings in it, which was very exciting to see theirs. I met a very lovely young man who has already been exhibited in the Art Gallery of NSW Young Archies back in 2021, as a 9-year-old, he is now 11 and he has a painting hung there, so I highly recommend everyone going to visit that.

I want to congratulate the Queen Street and West Woollahra Association for their excellent exhibition they have put on and their commitment to the community and bringing community spirit to this area.

The Mayor in response:

Thank you, Councillor Grieve.

General Item No: 12.4 St George's Church Event Fiveways
Tabled by Councillor: Councillor Price

Councillor Price advised:

I just wanted to mention yesterday that Councillor Robertson and I attended a lovely barbecue at St George's Church at Fiveways. It was in the spirit of the YES. It was hosted by Reverend John Stanley and he invited, along with his congregation, members of Paddington and further afield to a lovely gathering. We had the very great privilege of listening to social justice advocate, Uncle Raymond Minniecon. That was a real highlight for me for the afternoon and a really great privilege. There was lots of locals, lots of volunteers for Wentworth for the Voice and obviously lots of enthusiasm leading up to Saturday's very important referendum. Thank you, Mr Mayor.

The Mayor in response:

Thank you, Councillor Price.

Councillor Robertson further advised:

It was my great pleasure, along with Councillor Price to attend that event at St George's Anglican Church yesterday. It is worth noting the history of and the passion of social justice that exists in Paddington broadly, but in that particular church. You will know, Mr Mayor that we know refer to the traditional custodians of this land as Gadigal, but prior to settling on spelling that term with a "G", it was spelt with a "C". There is a plaque in the Anglican Church on the wall, and it uses the "C", which shows how advanced that community was in recognising the rights, and the right place of our First Nations people in our community. It really was wonderful to see so many of our local residents who have been campaigning for the Voice to Parliament and for me it was really nice to thank them and celebrate their efforts.

The Mayor in response:

Thank you, Councillor Robertson.

General Item No: 12.5 Review Energy & Climate Summit
Tabled by Councillor: Councillor Robertson

Councillor Robertson advised:

The last thing that I wanted to speak on is the Australian Financial Review Climate and Energy Conference (Energy & Climate Summit), that I attended along with Councillor Zeltzer today and we will be going back at sparrows tomorrow morning for more, Mr Mayor. But, it's been a fascinating information overload to tell you the truth and I didn't really need Councillor Zeltzer in my ear explaining chemistry to me at the same time. As you know, I'm not a scientist. But to hear the breadth of technological advancement and the diversity of that is occurring at present, is really quite mind-boggling. So, the theme of the conference is "crunch time" and crunch time for the energy transition so there's an acknowledgement that we have to radically reinvent and put in place these new technologies and that the existing market structures that we have to regulate fossil fuels are not fit for that future purpose.

There's many, many pieces economic, technological that have to feed into the way forward and it's far more complicated than anyone and certainly in the media that this is presented and I found myself agreeing with the head of Shell Australia when she said that so often these debates become binary about whether we should be in one alternative energy source or another.

The reality is I found myself sitting there listening to the speaker, who was pro-nuclear, and actually taking away a lot more from it than I had going in. So, the other takeaway for me is that there's no quick answer that we have to experiment with a variety of energy sources into the future and we have to be prepared for some of them to fail, but that's how we actually create innovation, because it's complicated. A hundred million tons of concrete is going to be required, every year, for the next 15 years and that's just to build the renewable energy that we need to provide 80% of our power for renewables. That's quite a staggering figure and then you have to consider what energy source we are going to use to create the 100 million tons of concrete we need every year. In order to effect that broader transition to a green economy, so there's lots of things.

I'll finish on a positive note, as I have now gone on for too long. The pace of the change is really important and how we will actually emerge with a competitive advantage against other countries in the world that are fast on this path to decarbonisation and the real competitive advantage Australia has is roof-top solar. We have enough roof-top solar existing in Australia now, it's 5 times what we will actually create out of Snowy 2.0, that's quite a staggering statistic. So the opportunity for us is in increasing the ability of those solar generated energy to be transmitted to other households to other sectors of the grid and how we do that will be the key to our competitive advantage into the future.

But tomorrow, we will be hearing from the Resources Minister, as well as the Climate Change and Energy Minister. So today we had the scene set for us in terms of all the heads of industry talking to us about all these emerging technologies and tomorrow we will see what the politicians make of it. I'm sure Councillor Zeltzer will look forward reporting back to you the next time she is back with us. Thank you.

The Mayor in response:

Thank you, Councillor Robertson.

General Item No: 15.6 Flickerfest winner Teacups at Woollahra
Tabled by Councillor: Councillor Jarvis

Councillor Jarvis advised:

I think that was writ-large last Friday night when Councillor Grieve and myself went to the showing, at Woollahra Council Library of "Teacups", about Don Richie, one of the legends of the Eastern Suburbs and Vacluse Ward which I represent. The man that is credited for saving the lives of hundreds, if not thousands of people at their darkest moment. It's a 7 minute film, I can't tell you how fabulous it is. It won at the Flickerfest in January, one of the top-5 Australian short films and I wish to congratulate the young film makers, in particular Alec Green and Finbar Watson for the film. Flickerfest acts as an entry point to the Academy Awards.

These young men may become Academy Award winners and we haven't done that in the Eastern Suburbs and Woollahra since the days when Emile Sherman won an Academy Award for his work. So, we can only hope that we might see these young men do themselves and our community proud because Don Ritchie epitomizes tenderness that we probably need in this world now, more than ever. It was an incredibly moving film, to the point that we had goosebumps. An animation, the use of the light and dark, which you see at the lighthouses at The Gap was quite touching. If you haven't seen it, can I tell you, you really must. It's unfortunate in promoting this we didn't indicate that it was only 7 minutes. I had a husband that I booked for and he thought it was going to go for an hour so he passed, he missed out on something special. Anyone who hasn't seen it, you are missing out on something special and I do go on to predict that this film may go on to win an Academy Award and what a great coup for us in Woollahra Council that the content, sad as it might be, has emanated from our area.

I also want to congratulate Councillor Swan for her first debut at the Plaques Committee in memory of Sir Mark Sheldon, a philanthropist and businessman that contributed a lot to this State, but particularly to our local area. It was wonderful to have so many of his descendants there. The Gollan family, Gai the great granddaughter I believe that I used to do tuck-shop duty with at Kincoppal. Her extended family Fred, Josie, Harriett and little Sienna and Sophia, dressed in their Kincoppal uniforms, because there is a boarding house in Kincoppal that is called Sheldon House and it owes its existence to Sir Mark Sheldon. On that note, I will sit down and thank you for the opportunity to tell you.

The Mayor in response:

Thank you, Councillor Jarvis.

General Item No: 15.7 Small Sculpture Prize Artist Talk
Tabled by Councillor: Councillor Witt

Councillor Witt advised:

I'll just be really quick. Unfortunately, I was away so I couldn't go to the Opening but I did have the privilege of going to the Artists talks on Saturday afternoon for the Small Sculpture Prize and it was an incredible afternoon. I was going to mention all the artists who were there, but I don't want to miss anyone, but there was at least 9 or 10 who spoke and the conversation was primarily conducted by Alex Seton, one of the judges, who, as people know is a very important sculptor in his own right and I think it was a revelation to hear artists conversing with each other. Beautifully put together and I would like to thank Director Occelli and Vicki Munro for their contribution and also, of course to Pippa Mott, who was a really wonderful afternoon for everyone involved. Thanks.

The Mayor in response:

Thank you, Councillor Witt.

16. Notices of Motion

Nil

17. Questions With Notice

Nil

18. Supplementary Responses to Previous Questions with Notice

Nil

19. Confidential Matters

Nil

20. Conclusion of the Meeting

There being no further business the meeting concluded at 9.05pm.

We certify that the pages numbered 731 to 769 inclusive are the Minutes of the Ordinary Meeting of Woollahra Municipal Council held on 9 October 2023 and confirmed by the Ordinary Meeting of Council on 23 October 2023 as correct.

General Manager

Mayor