



# Ordinary Council

Monday 29 April 2024

6.30pm

## Minutes





# Ordinary Council Meeting

Monday 29 April 2024

## Table of Contents

	Page
1. Opening.....	187
2. Prayer.....	187
3. Acknowledgement of Country (Gadigal People and Birrabirragal People).....	187
4. Acknowledgement of the Sovereign of the Day (King Charles III) .....	187
5. Apologies and Applications for a Leave of Absence or Attendance by Audio- Visual Link by Councillors .....	187
5.1 Audio Visual Link .....	187
6. Confirmation of Minutes .....	188
6.1 Confirmation of Minutes of Council Meeting held 8 April 2024 .....	188
6.2 Confirmation of Minutes of the Strategic & Corporate Committee Meeting held 24 April 2024.....	189
7. Late Correspondence .....	189
8. Disclosures of Interest .....	189
9. Petitions Tabled.....	189
10. Mayoral Minute .....	190
10.1 Bondi Junction Westfield - Incident - Saturday 13 April 2024 .....	190
10.2 Remembering Our Anzacs.....	193
11. Public Forum .....	194
12. General Manager and Officer's Report .....	194
R1 Post Exhibition Report on the Draft Edgecliff Commercial Centre Planning and Urban Design Strategy.....	195
R2 Cross Street Car Park Redevelopment - Next Steps .....	198
R3 Updates to the Woollahra Section 7.12 Development Contributions Plan 2022 .....	199
R4 Draft 2024-2025 Operational Plan, including the Draft 2024-2025 Budget & Draft 2024-2025 to 2033-2034 Long Term Financial Plan.....	200
13. Rescission Motion.....	201
14. Councillor Reports/Councillor Updates (Section 8.4) .....	202
14.1 ANZAC Day Commemorations .....	202
14.2 Lumiere Sculpture Festival / Plaque Unveiling for Professor Leslie Wilkinson OBE.....	204
14.3 Acknowledgement of 'The Keeper of the Crossing' Harmainy Abdul Karim.....	205
14.4 Watson's Bay Seed Library.....	206
16. Notices of Motion .....	207
16.1 Notice of Motion - Feasibility of Further Measures to Protect Tree Canopy on Private Land in the Woollahra LGA.....	207
17. Questions With Notice .....	207
18. Supplementary Responses to Previous Questions with Notice .....	207
19. Confidential Matters.....	207
20. Conclusion of the Meeting .....	207

## Ordinary Council Meeting

### Minutes held at the Council Chambers, 536 New South Head Road, Double Bay, on 29 April 2024 at 8.36pm.

Present: His Worship the Mayor, Councillor Richard Shields ex-officio  
Councillors Sarah Swan (left the meeting 9.43pm during Councillor Updates)  
Sean Carmichael  
Peter Cavanagh (via zoom)  
Luise Elsing  
Nicola Grieve  
Mary-Lou Jarvis  
Harriet Price  
Lucinda Regan  
Matthew Robertson (via zoom)  
Isabelle Shapiro  
Mark Silcocks  
Merrill Witt  
Susan Wynne  
Toni Zeltzer

Staff: Cathryn Bush (Risk Management Coordinator)  
Jennifer Chenhall (Manager – Governance & Risk)  
Chinmayi Holla (Strategic Planner)  
Rhys Johnson (Governance Coordinator)  
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)

Also in Attendance: Nil

## 1. Opening

The Mayor declared the Ordinary Council Meeting of 29 April 2024 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

Nil

**General Item No:** 5.1 Audio Visual Link

**(Swan/Zeltzer)**

### 35/24 Resolved:

THAT in accordance with clause 5.23 of Council's Code of Meeting Practice, Council approves the following Councillor participation in the Council Meeting of 29 April 2024 via Audio-Visual Link:

- Councillor Cavanagh
- Councillor Robertson

*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  
Councillor Wynne  
Councillor Zeltzer

Nil

15/0

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## 6. Confirmation of Minutes

**Item No:** 6.1  
**Subject:** **CONFIRMATION OF MINUTES OF COUNCIL MEETING HELD 8 APRIL 2024**  
**Author:** Rhys Johnson, Coordinator Governance  
**File No:** 24/66267  
**Purpose of the Report:** The Minutes of the Council of 8 April 2024 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.  
**(Silcocks/Swan)**

**36/24 Resolved:**

THAT the Minutes of the Council Meeting of 8 April 2024 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**

**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  
Councillor Wynne  
Councillor Zeltzer

Nil

15/0

**Item No:** 6.2  
**Subject:** **CONFIRMATION OF MINUTES OF THE STRATEGIC & CORPORATE COMMITTEE MEETING HELD 24 APRIL 2024**  
**Author:** Rhys Johnson, Coordinator Governance  
**File No:** 24/66597  
**Purpose of the Report:** The Minutes of the Strategic & Corporate Committee of 24 April 2024 reconvened on 29 April 2024 are 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.

(Jarvis/Zeltzer)

**37/24 Resolved:**

THAT the Minutes of the Strategic & Corporate Committee Meeting of 24 April 2024 reconvened on 29 April 2024 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***

***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  
Councillor Wynne  
Councillor Zeltzer

Nil

15/0

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## 7. Late Correspondence

**Note:** Council resolution of 27 June 2011 to read late correspondence in conjunction with the relevant Agenda S&C Item R1.

## 8. Disclosures of Interest

Nil

## 9. Petitions Tabled

Nil

## 10. Mayoral Minute

**Item No:** 10.1  
**Subject:** **BONDI JUNCTION WESTFIELD - INCIDENT - SATURDAY 13 APRIL 2024**  
**Author:** Richard Shields, Mayor  
**File No:** 24/66491  
**Purpose of the Report:** To honour and acknowledge those affected by the tragic incident at Westfield Bondi Junction on Saturday 13 April 2024.

**(Shields/Carmichael)**

### 38/24 Resolved:

THAT Council:

- A. Formally acknowledge the incredible work of the Police, emergency services, medical teams, first responders, shop staff, security personnel and members of the public.
- B. Allocate \$20,000 from the Materials and Services budget, to the Community Grants Program to be made available for applications from 6 to 17 May 2024, for the provision of community support to local eligible registered charitable organisations to support the health and wellbeing of the local community in response to the critical incident at Bondi on Saturday the 13 April 2024.
- C. Delegate to the General Manager (under section **377(1A)** of the Local Government Act 1993) the responsibility to administer the granting of the financial assistance through the Community Grants Program, to ensure that there is the required accountability, governance and ease of access.
- D. That the General Manager notify relevant local organisations of the availability of such funds and of the grants process to apply for the financial assistance.
- E. That the General Manager bring a report back to Council at the Ordinary Council Meeting on 26 August 2024, updating Council on the allocation of the grants.

*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  
Councillor Wynne  
Councillor Zeltzer

#### **Against the Motion**

Nil

**15/0**



**Discussion:**

I table this Mayoral Minute today to honour the victims of the tragic incident at Westfield Bondi Junction on Saturday 13 April, to offer condolences to their family, friends and colleagues and to commend acts of bravery, care and compassion demonstrated by NSW Police, emergency services, first responders and medical staff and members of the public, during and following this senseless event.

On the afternoon of Saturday 13 April a terrible and tragic event unfolded at Westfield, Bondi Junction. A mentally ill man took the lives of six innocent victims, leaving families, friends and colleagues devastated and our community in shock.

Ashlee Good, Dawn Singleton, Faraz Tahir, Jade Young, Pikria Darchia and Yixuan Cheng. Lives cut short by an act of violence that is difficult to comprehend.

Our thoughts and prayers go to their loved ones at this sad time. We mourn their loss and wish all those recovering from injury and the many witnesses all our love and support.

I would like to formally acknowledge the incredible work of police, emergency services, medical teams, first responders, shop staff, security personnel and members of the public, who all demonstrated such courage and compassion.

I have nothing but admiration for Inspector Amy Scott who ran towards danger with the intention of stopping the perpetrator and saving lives. Her act of public service is deserving of formal commendation.

I would like to acknowledge and thank the Mayor of Waverley, Councillor Paula Masselos and Waverley Council staff for the way in which they have responded and for showing such strong leadership during a truly awful time.

As a neighbouring Council I offered our ongoing support to the Mayor of Waverley and that pledge remains open, as the community will take some time to recover from something as tragic as this incident.

I have also contacted Supt. Jodi Radmore from Eastern Suburbs Local Area Command to convey our thanks to her staff who have worked tirelessly in service of our community.

The public support and swift attendance on site by the Prime Minister of Australia, Anthony Albanese and the Premier of NSW, Chris Minns sent a very positive message to our community. Both the Federal Member for Wentworth, Allegra Spender and the State Member for Vaucluse, Kellie Sloane have been actively engaged in communicating and supporting our residents and local businesses.

I would like to thank the Deputy Mayor, Councillor Sarah Swan for her support particularly during last weekend. We attended the site together and visited the floral memorial with a contribution on behalf of Woollahra Council and our community. My gratitude also goes to Councillor colleagues for their support, strength and conviction that we will get through this together.

We have seen community and faith leaders hosting opportunities for people to come together, to share their emotions and to receive support from each other. This has been heart-warming to witness. Council's Deputy Mayor, Cr Swan and Councillors attended the St Andrew's Cathedral Service of Solemn Prayer on Tuesday 16 April.

The Deputy Mayor, Councillor Sarah Swan represented Woollahra Council at a Community Candlelight Vigil held on Sunday 21 April at 5.30pm at Bondi Beach. The Vigil honoured the victims of the Bondi Junction tragedy and provided the community the opportunity to come together to grieve and to support each other.

On Monday 15 April we joined the nation in flying our flags at half mast to honour the victims of this terrible tragedy and we postponed our Strategic & Corporate meeting out of respect. Later that evening the Sydney Opera House sails were also lit with a graphic of black ribbon as a tribute to the victims. The Premier declared 15 April as a National Day of Mourning and committed \$18 million to an independent coronial inquiry into the police response, criminal investigation and the offender's interactions with NSW and Queensland agencies.

We have shared information on a wide range of support services and important updates with our community, ensuring this information is current and easily accessible and will continue to do so .

I have been involved in regular briefings with the Department of Premier and Cabinet, government agencies and Waverley Council as we have discussed how best to support the victims loved ones, witnesses and the community. I commend NSW Health for establishing on-site support staff for the community.

I have signed the online condolence message board being facilitated by the NSW Government and I encourage all Councillors and our community to share their messages.

Events like this affect us in different ways and grief can be a very challenging emotion. I encourage Councillors, Council staff and the community to seek help if needed.

Councillors and staff have been informed of Councils free, anonymous and confidential service available to them and their families through our Employee Assistance Program.

Community members can access a range of help and support services including:

Hotline - for Advice and connection to specialist mental health services 1800 011 511.  
Lifeline 13 11 14, Kids Helpline 1800 55 1800, Beyond Blue 1300 22 46 36

I have every confidence in the strength and resilience of our community. We will get through this together.

**Item No:** 10.2  
**Subject:** **REMEMBERING OUR ANZACS**  
**Author:** Richard Shields, Mayor  
**File No:** 24/70759  
**Purpose of the Report:** To acknowledge the winners of the inaugural Mayoral Anzac Day Writing Competition.

**(Shields/Carmichael)**

**39/24 Resolved:**

THAT Council notes and acknowledges the winners and highly commended entries in the Inaugural Mayoral Anzac Day Writing Competition:

- Winner - senior school category: Ashira Naidu, Reddam House Year 8.
- Winner - primary school category: Benjamin Levitt Reddam House Year 5.
- Highly Commended: Radha Kathir Ascham Year 3
- Highly Commended: Mason Gharebpour Sydney Grammar School Edgecliff Year 6.

*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  
Councillor Wynne  
Councillor Zeltzer

Nil

**15/0**

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**Discussion:**

On Thursday 25 April after attending a RANSA Darling Point dawn service, I hosted our annual Anzac Day wreath laying ceremony at the Double Bay Cenotaph in Steyne Park from 9am, followed by another moving Ceremony at the Mark Moran Village.

The Council's wreath laying ceremony at Steyne Park was well attended by the Member for Wentworth, Allegra Spender, Member for Vacluse, Kellie Sloane, Councillors, Consular representatives, Navy representatives, local school student representatives and community members. Together we gathered to honour the service men and women who fought in WW1 and continue to serve our nation in military and peace keeping operations since then.

I would like to thank everyone who joined us.

It was a pleasure for the Deputy Mayor, Councillor Sarah Swan and I to read out the winning entries for the inaugural Mayor's Anzac Day Writing Competition for local primary and secondary school students. I launched this idea late last year with the intention of providing school students with the opportunity to share content from their curriculum, classroom studies and personal family connections to the Anzacs.

Our younger community will continue to play a very important role in upholding the legacy of the Anzac spirit alive. It was a privilege and honour to read the 130 high quality entries and I would like to formally thank the schools and families for their support and enthusiasm and I commend the students for their thoughtful and well-written responses.

The winner of the senior school category: Ashira Naidu, Reddam House Year 8 received a Certificate and \$200 gift voucher.

The winner of the primary school category: Benjamin Levitt Reddam House Year 5 received a Certificate and \$100 gift voucher.

I also awarded two students with a Highly Commended certificate - Radha Kathir Ascham Year 3 and Mason Gharebpour Sydney Grammar School Edgecliff Year 6.

I read out the entries of the two Highly Commended winners, Radha and Mason at the Anzac Day at Mark Moran, Vaucluse, which was attended by Councillor Mary-Lou Jarvis, the residents, family members, staff and the community. I have sent an email to all the entrants, certificates have been presented to the winners and two highly commended entrants.

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## **11. Public Forum**

Nil

## **12. General Manager and Officer's Report**

Nil

## 13.1 Strategic & Corporate Committee

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**Items with Recommendations from the Committee Meeting of Wednesday 24 April 2024  
(Item R1) & reconvened on Monday 29 April 2024 (Items D2 to D4)  
Submitted to the Council for Determination**

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**Item No:** R1 Recommendation to Council  
**Subject:** **POST EXHIBITION REPORT ON THE DRAFT EDGECLIFF  
COMMERCIAL CENTRE PLANNING AND URBAN DESIGN STRATEGY**  
**Authors:** Louise Menday, Consultant Strategic Planner  
Chinmayi Holla, Strategic Planner  
Lyle Tamlyn, Acting Team Leader Strategic Planning  
**Approvers:** Anne White, Manager Strategic Planning & Place  
Scott Pedder, Director Planning & Place  
**File No:** 24/14218  
**Purpose of the Report:** To report on the public exhibition of the Draft Edgecliff Commercial Centre Planning and Urban Design Strategy and seek Council's endorsement.  
**Alignment to Delivery Program:** Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.

**Note:** Late correspondence was tabled by Anne White, Council's Manager Strategic Planning & Place, Councillor Toni Zeltzer, Interactive Tax Consultants, Peter & Megan Benjamin, Sam Auld, Bani McSpedden, Anthony & Anna Kwok, Eva Santo, Kristen Sproule, Will Naughton (2 pieces), Cyrus Meher-Homji, Virginia Rundle, Joyce Somm, Christina Ditfurth, Steve Gordon, Barbara Vyden, Chris Yorke, Jim Chryss, Robert Barry, Double Bay Residents Association (2 pieces), Michael Fischer, Diana Yeldham, Amanda Stewart, Tony Bond, Richard Stenlake, David Prentice, Prof Timothy Rohl, Maree Dixon, Avenor – James Paver, Jasmine Steel & David Chan.

**Motion moved by Councillor Carmichael  
Seconded by Councillor Swan**

THAT Council:

- A. Receives and notes the submissions received in response to the Draft Edgecliff Commercial Centre Planning and Urban Design Strategy.
- B. Receives and notes the post exhibition report on the Draft Edgecliff Commercial Centre Planning and Urban Design Strategy and supporting documents.
- C. Endorses the updated Edgecliff Commercial Centre Planning and Urban Design Strategy as provided at **Attachment 1** of the report to the Strategic and Corporate Committee meeting of 24 April 2024, and requests staff to prepare a planning proposal to enact the updated Edgecliff Commercial Centre Planning and Urban Design Strategy and report the planning proposal to a future meeting of the Woollahra Local Planning Panel for advice subject to the following:
  - i. Amend Figure 26 on Page 29 to show a separated cycleway in front of the Edgecliff Centre Site and the Edgecliff Station.
  - ii. Amend Figure 19 on Page 22 to remove western crossing across New South Head Road and show existing crossings only.
  - iii. Make no changes to the current controls or zone to the site at 81-83 New South Head Road Edgecliff.

- D. Requests staff to prepare an Affordable Housing Contributions Scheme to enable affordable housing contributions to be required in conjunction with uplift, which is progressed concurrently with the planning proposal.
- E. Requests staff to prepare a draft development control plan for the Edgecliff Commercial Centre to complement the provisions in the planning proposal.
- F. Endorses the updated Edgecliff Commercial Centre Public Domain Plan provided at **Attachment 2** of the report to the Strategic and Corporate Committee meeting of 24 April 2024 subject to the following:
  - i. Amend Figure 8 on Page 15 to add pedestrians in the footway section to clarify it is a shared pedestrian and cycleway.
  - ii. Amend Figure 29 on Page 32 to show a separated cycleway in front of the Edgecliff Centre Site and the Edgecliff Station.
  - iii. Amend Figure 30 on Page 33 to add a cycleway line around into Ocean Street.
- G. Requests staff to identify how the public domain improvements will be funded including reviewing opportunities to use Section 7.11, Section 7.12 and Voluntary Planning agreements.

**Amendment moved by Councillor Witt  
Seconded by Councillor Elsing**

THAT Council:

- A. Staff identify and cost out the additional community infrastructure necessary to support the estimated 1,000 to 1,250 residential dwellings proposed in the Edgecliff Commercial Centre (ECC) Planning Strategy before submitting a Planning Proposal to the WLPP for its review and recommendation.
- B. Ensure that the second tower for the ECC building is reduced from 26 to 14 storeys.

**The Amendment was put and lost.**

*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 Elsing  
Councillor Price  
Councillor Regan  
Councillor Silcocks  
Councillor Witt

***Against the Motion***

Councillor Carmichael  
Councillor Cavanagh  
Councillor Grieve  
Councillor Jarvis  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Swan  
Councillor Wynne  
Councillor Zeltzer

5/10

**The Motion was put and carried.**

**(Carmichael/Swan)**

**40/24 Resolved:**

THAT Council:

- A. Receives and notes the submissions received in response to the Draft Edgecliff Commercial Centre Planning and Urban Design Strategy.
- B. Receives and notes the post exhibition report on the Draft Edgecliff Commercial Centre Planning and Urban Design Strategy and supporting documents.
- C. Endorses the updated Edgecliff Commercial Centre Planning and Urban Design Strategy as provided at **Attachment 1** of the report to the Strategic and Corporate Committee meeting of 24 April 2024, and requests staff to prepare a planning proposal to enact the updated Edgecliff Commercial Centre Planning and Urban Design Strategy and report the planning proposal to a future meeting of the Woollahra Local Planning Panel for advice subject to the following:
  - i. Amend Figure 26 on Page 29 to show a separated cycleway in front of the Edgecliff Centre Site and the Edgecliff Station.
  - ii. Amend Figure 19 on Page 22 to remove western crossing across New South Head Road and show existing crossings only.
  - iii. Make no changes to the current controls or zone to the site at 81-83 New South Head Road Edgecliff.
- D. Requests staff to prepare an Affordable Housing Contributions Scheme to enable affordable housing contributions to be required in conjunction with uplift, which is progressed concurrently with the planning proposal.
- E. Requests staff to prepare a draft development control plan for the Edgecliff Commercial Centre to complement the provisions in the planning proposal.
- F. Endorses the updated Edgecliff Commercial Centre Public Domain Plan provided at **Attachment 2** of the report to the Strategic and Corporate Committee meeting of 24 April 2024 subject to the following:
  - i. Amend Figure 8 on Page 15 to add pedestrians in the footway section to clarify it is a shared pedestrian and cycleway.
  - ii. Amend Figure 29 on Page 32 to show a separated cycleway in front of the Edgecliff Centre Site and the Edgecliff Station.
  - iii. Amend Figure 30 on Page 33 to add a cycleway line around into Ocean Street.
- G. Requests staff to identify how the public domain improvements will be funded including reviewing opportunities to use Section 7.11, Section 7.12 and Voluntary Planning agreements.

*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 Grieve  
Councillor Jarvis  
Councillor Robertson  
Councillor Shapiro  
Councillor Shields  
Councillor Silcocks  
Councillor Swan  
Councillor Wynne  
Councillor Zeltzer

**Against the Motion**

Councillor Elsing  
Councillor Price  
Councillor Regan  
Councillor Witt

**Item No:** R2 Recommendation to Council  
**Subject:** **CROSS STREET CAR PARK REDEVELOPMENT - NEXT STEPS**  
**Author:** Richard Pearson, Development Manager  
**Approver:** Tom O'Hanlon, Director Infrastructure & Sustainability  
**File No:** 24/62358  
**Purpose of the Report:** Advise Council on recommended next steps for the Cross Street Car Park Redevelopment project.  
**Alignment to Delivery Program:** Strategy 9.1: Collaborating to achieve positive outcomes in our local centres which are hubs for jobs, shopping, dining and entertainment.

(Swan/Wynne)

41/24 **Resolved without debate:**

THAT Council:

- A. Notes this confidential report on the Cross Street Car Park Redevelopment project.
- B. Notes that the Consortium of Pallas Group and Assembly Funds Management and Fortis (Fortis Consortium) has formally withdrawn from the Cross Street Car Park Redevelopment Project.
- C. Notes that the General Manager will inform the NSW Office of Local Government of the discontinuation of the Public Private Partnership with the Fortis Consortium for the Cross Street Car Park Redevelopment project.
- D. In light of two unsuccessful Expression of Interest processes now having been undertaken in relation to entering into a Public Private Partnership for the Cross Street Car Park Redevelopment project since 2016, request the General Manager undertake further investigations in relation to the Cross St Car Park Redevelopment project, with a view to providing a confidential report to Council which includes but not limited to consideration of:
  - i. The most appropriate and feasible redevelopment options for the site, having regard to Council's strategic planning and recent and emerging changes to the NSW planning system, particularly relating to the provision of affordable housing and how affordable housing may be funded.
  - ii. The merits of undertaking a Council-led site-specific planning proposal.
  - iii. A future community consultation process.
- E. Notes that this report will remain confidential as it contains commercial in confidence information relating to the Fortis Consortium and includes privileged confidential legal advice provided to Council.



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  
Councillor Wynne  
Councillor Zeltzer

Nil

15/0

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**Item No:** R3 Recommendation to Council  
**Subject:** **UPDATES TO THE WOOLLAHRA SECTION 7.12 DEVELOPMENT CONTRIBUTIONS PLAN 2022**  
**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:** 23/164369  
**Purpose of the Report:** To obtain Council's approval to exhibit amendments to the Woollahra Section 7.12 Development Contributions Plan 2022.  
**Alignment to Delivery Program:** Strategy 4.1: Encourage and plan for sustainable, high quality planning and urban design outcomes.

(Swan/Wynne)

**42/24 Resolved without debate:**

THAT Council:

- A. Receive and note the report on the *Draft Woollahra Section 7.12 Development Contributions Plan 2022 (Amendment 2)*
- B. Resolve to exhibit the *Draft Woollahra Section 7.12 Development Contributions Plan 2022 (Amendment 2)* as contained in **Attachment 1** of the report to the Strategic & Corporate Committee of 15 April 2024, subject to inserting a new item at Schedule 1 Works Schedule and Map at item 53 (map number 32) being Robertson Park Playground renewal, with a cost of \$476,054 as a short term item, and renumbering the remaining items accordingly.

*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  
Councillor Wynne  
Councillor Zeltzer

Nil

15/0

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**Item No:** R4 Recommendation to Council  
**Subject:** **DRAFT 2024-2025 OPERATIONAL PLAN, INCLUDING THE DRAFT 2024-2025 BUDGET & DRAFT 2024-2025 TO 2033-2034 LONG TERM FINANCIAL PLAN**  
**Authors:** Paul Ryan, Chief Financial Officer  
Henrietta McGilvray, Senior Corporate Accountant  
Petrina Duffy, Coordinator Strategy & Performance  
Esther Hii, Acting Senior Corporate Accountant  
**Approvers:** Sue Meekin, Director Corporate Performance  
Patricia Occelli, Acting General Manager  
**File No:** 24/53215  
**Purpose of the Report:** To present Council's draft 2024-25 Operational Plan including the Draft 2024-25 Budget and Council's Draft 2024-25 to 2033-34 Long Term Financial Plan for endorsement to place the documents on public exhibition for a period of at least 28 days.  
**Alignment to Delivery Program:** Strategy 11.2: Secure Council's financial position.

(Swan/Wynne)

**43/24 Resolved without debate:**

THAT Council:

- A. Receive and note the draft 2024-25 Operational Plan (including the draft Budget, draft Rating Structure, draft Fees and Charges) and the draft 2024-25 to 2033-34 Long Term Financial Plan.
- B. Place on public exhibition for a minimum of 28 days, the draft 2024-25 Operational Plan (including the draft Budget, draft Rating Structure, draft Fees and Charges), and draft 2024-25 to 2033-34 Long Term Financial Plan, subject to the following amendments:
  - i. Removes \$120,000 funding for consultants to update the Paddington Place and the Double Bay Plans;

- ii. Allocates \$60,000 to place making initiatives for Oxford Street, Paddington and \$60,000 to Double Bay.
- C. Request the General Manager whilst the 2024-25 Operational Plan and Budget is on public exhibition, give consideration to including in the final draft budget (that will come back to Council for final consideration in June 2024), a suitable amount of funding to be used for education and support purposes during 2024-25, around the matter of male violence in the community.
- D. That the draft budget related to Capitol Works for playgrounds be amended so that the renewal of Robertson Park occurs in the 2024/25 Financial Year and that Thornton Reserve be given priority thereafter.
- E. Notes its resolution of 26 June 2023 concerning reprioritising the Cecil Street Rushcutters Bay Catchment Area works (the Works); and
  - i. Notes that a revised concept design for the project is nearing completion and is proposed for public consultation early in 2024/25
  - ii. Requests the General Manager to consider bringing forward funding for construction of the project (which is funded through the SRV) to 2025/26. Such consideration to form part of the preparation of the 2025/26 Operational Plan
- F. Note that the draft 2024-25 Operational Plan (including the draft Budget, draft Rating Structure, draft Fees and Charges), and draft 2024-25 to 2033-34 Long Term Financial Plan, together with any submissions received will be further considered by Council before 30 June 2024.

*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  
Councillor Wynne  
Councillor Zeltzer

Nil

***15/0***

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### **13. Rescission Motion**

Nil

## 14. 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).

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**General Item No:** 15.1 ANZAC Day Commemorations  
**Tabled by Councillor:** Councillor Shapiro, Councillor Jarvis, Councillor Zeltzer & The Mayor, Councillor Shields

### **Councillor Shapiro advised:**

Thank you.

I'll mention very briefly as it was ANZAC Day, and I'll let you speak or somebody else about the morning but we attended the Emanuel Synagogue ANZAC Shabbat service, the Mayor, Councillor Swan and Councillor Jarvis and myself, as always it was very moving.

A guest speaker spoke about the spirit of ANZAC, "why I have a duty to serve". That was ADF Chaplain Rabbi Kaiserblueth. The Sunday morning, we had the Jewish NAJEX s (NSW Association of Jewish Service & Ex-Service Men & Women ). We laid wreaths, the Mayor, Councillor Carmichael, Councillor Swan, myself, and Norman Rowie AM was the guest speaker because he'd served in Vietnam, and was really wonderful and was very well presented.

### **The Mayor, Councillor Shields in response:**

Thank you.

### **Councillor Jarvis further advised:**

I am pleased to report on three events that really shows how well we bring our community together in various ways.

The first being the ANZAC Day Ceremony that you and I attended at Mark Moran, which each year continues to grow and improve in terms of the number of people, our senior residents that it draws and I want to congratulate you, Your Worship, on your Mayor's ANZAC Day writing competition. We heard, and the residents enjoyed hearing about the stories written by the two commendations.

### **The Mayor, Councillor Shields in response:**

Thank you, Councillor Jarvis.

### **Councillor Zeltzer further advised:**

Through you Mr Mayor.

I rise to commend you on introducing the inaugural writing the award for the poetry, from students of our local schools, both the primary schools and secondary schools. It added such a poignant layer to the whole proceedings and commemorations down at the Double Bay Cenotaph.

I felt that it was also wonderful to see how large the crowds have grown there, keeping in mind that 10 years ago we didn't have such a service and I can recall because I can recall in 2013, I had already been to ANZAC Cove and it was very, very touching and I found that when I got back to our Cenotaph that year that there was only two hibiscus at the Cenotaph and no one was there.

So, to have come this far, and I know in that the inaugural one which occurred in 2014 and, I can tell you it was former Councillors, Councillor Levenston, Councillor Thomas, Councillor Zulman and myself under umbrellas with very few people there except Pat Vella (EA to the Mayor/General Manager), who was helping us along, and we had Tim doing the bugle even then so, ten years down the track, and this is the place to be, I think, on ANZAC morning to connect with your local people and your own community and to pay some reverence to those that sacrificed their lives for us.

I thought that the whole commemorative function this last ANZAC Day was very, very moving indeed. I felt that it was very inclusive. I can recall in the old days we had a very simple service. This has become very polished and I am so impressed. We had The Ode and I used to ask Malcolm Turnbull AC to read the first stanza and I'd ask Gabrielle Upton MP as our Member for Vaucluse the second stanza and then, I'd reserve the most well-known stanza for me to represent the people of Woollahra. And you know that stanza, "They will not grow old as we but our left grow old." So that was for the people of Woollahra. And now it's just this wonderful inclusive event. So I'd like to thank Justine Henderson (Manager – Communications & Engagement) and Pat Vella for being involved right from the start. They still have this ability to bring the whole event together and I'd also like to thank Tom O'Hanlon and his groundsman for making that area so beautiful, and the new plantings and those established Rosemary bushes. They weren't there originally, but I just think the place has come along so well and I have a belated thanks to Gabrielle Upton MP for using her influence to actually upgrade that Cenotaph and make it worthy.

I also want to bring to your attention before I close, that when you look at the Cenotaph, please read the names, because you will notice for a fledgling little community like Double Bay, some families devoted three sons to the allied forces. Three sons and some of them did not come home. So three out of one family. It was a major, major contribution to a fledgling community like Double Bay at that time so, thank you very much.

**The Mayor, Councillor Shields in response.**

Thank you, Councillor Zeltzer.

**The Mayor, Councillor Shields further advised:**

Thank you.

The ANZAC Day Memorial, I do want to also acknowledge Pat Vella and Justine Henderson for their incredible work in the organisation of that event. I also want to acknowledge Councillor Wynne who introduced a very moving element to the service last year, which was to sing the New Zealand National Anthem. We often forget the NZ in ANZAC but we continued an excellent tradition started by Councillor Wynne the year before. And also I want to acknowledge the efforts of other Councillors to commence such a beautiful service. Someone asked staff as to how many people were there and quick as a flash, they said 440. So I'm not sure if that's correct, but it sounds very good. So that is it for me.

And thank you to the Deputy Mayor, Councillor Sarah Swan who also read out one of the incredible essays that were produced by the schools. So, thank you to the Deputy Mayor for, for assisting me in the ceremony on the 25th.

**General Item No:** 15.2 Lumiere Sculpture Festival / Plaque Unveiling for Professor Leslie  
**Tabled by Councillor:** Wilkinson OBE  
Councillor Shapiro & Councillor Jarvis

**Councillor Shapiro advised:**

I will let Councillor Jarvis speak about Lumiere. She opened Lumiere beautifully. Councillor Swan, Councillor Witt, Councillor Grieve, and myself were there. Before we go around the table I'd like to pass congratulations to the two organisers, two community members, Dr. Julian Parmegiani, Michael Gerondis both in mental health, both residents of Watsons Bay, and they put this together on the smell of an oily rag. Council did support them with waverling fees in kind, etc. It was a fairly small exhibition for the first time. The idea being activation of Gap Park is key to the suicide prevention strategy. And what better than having a twilight solar lit exhibition of sculptures along the cliff. So even though it was a really small exhibition, and I know we have had comment from a community member today that they were underwhelmed but I do congratulate the two organisers and I think it's in its infancy. Sculpture by the Sea wasn't huge, I'm sure, when it started and I'm sure. I'm sure this will go from strength to strength.

**The Mayor, Councillor Shields in response:**

Thank you.

**Councillor Jarvis further advised:**

The second event, as Councillor Shapiro has alluded to, is I was incredibly honoured to represent you to launch Lumiere a few weeks ago.

This event was really about providing lightness when we had had the darkness of the week before at Bondi Junction. And I think as Councillor Shapiro well knows because of her work in suicide prevention, it creates a different focus for this area that is regrettably renowned for the tragedy that often surrounds it.

I was particularly impressed by Dr Julian Parmegiani, a retired psychiatrist and Michael Gerondis, who's a retired policeman that have worked together for years to try and avoid some of the tragedies that are happening or have happened at Gap Park. And I really want to commend them and congratulate them because it hasn't been an easy path to get to the stage that we got to a few weeks ago as Councillor Shapiro and I know, and I want to congratulate and thank Mr O'Hanlon's team (Infrastructure & Sustainability) because we were met on site on one occasion when things were really looking as though they were going to hit an impasse. And for the staff, thank you for what you did to facilitate this happening. It ran until Sunday, and it was illuminated, but it was intended to be enjoyed 24/7. It was particularly spectacular at sunset, and I imagine if anyone saw it at sunrise, it would have been equally fantastic.

The other thing your Worship, that I did today on your behalf was launch the 45<sup>th</sup> plaque unveiling in my Ward, Vaucluse Ward, to commemorate Professor Leslie Wilkinson OBE, the esteemed architect whose body of work is the largest in our municipality. I was pleased to see a number of locals there today, including the former Mayor of Woollahra, Mr Chris Dawson and Mr Graham Humphreys, an architect well known to us on the planning panel, as it was his nomination that put this forward. I was particularly pleased that it was at Greenway, so named by Professor Wilkinson after the convict architect, Francis Greenway. Professor Wilkinson was the first Professor of architecture in Australia. He was the first Dean of an architectural school in Australia. He was the first registered architect. And he was the first gold medallist of the Royal Australian Institute of Architects. And we have the largest Wilkinson collection of architecture in Australia, right in our backyard.

**The Mayor, Councillor Shields in response:**

Thank you, Councillor Jarvis.

**General Item No:** 15.3 Acknowledgement of 'The Keeper of the Crossing' Harmainy  
**Tabled by Councillor:** Abdul Karim  
Price

**Councillor Price advised:**

It's an end of an era at Glenmore Road Public School. Term 2 starts tomorrow without its beloved and immensely popular School Crossing Supervisor - Harmainy Abdul Karim - affectionately known as 'Mr Harmainy'.

Mr Harmainy has kept thousands of GRPS students safe for over 17 years. With his warm smile and incredible memory, Mr Harmainy personally greeted every student, parent, grandparent or carer as they crossed Gurner Street.

Mr Harmainy worked for many years as a first and business class steward on Singapore Airlines which uniquely prepared him for his role on the crossing.

As he recently explained to the Wentworth Courier; "In business class, it's very important to remember everyone's name, so I would associate each person with something to remind me. ... I do the same with all the children I meet and their parents, grandparents and nannies."

Mr Harmainy has been a constant for a generation of Paddington children - from early preschool days at Peter Pan, to primary school and then onto High School and beyond. It was a special milestone for students to graduate to walk alone to school and most reassuring for families to know that Mr Harmainy was at his post.

Some of those former students (including my own children) now drive past the crossing on their P Plates and receive a custom Mr Harmainy wave and thumbs up.

Since 2007, Mr Harmainy also contributed to the School as a volunteer football coach and generously attended School fetes, fundraisers and working bees. The loudest cheer and applause at the School's annual Recognition Day assembly was always saved for Mr Harmainy.

GRPS School principal, Karen Sinclair recently remarked: "The difference Harmainy has made each and every day is immeasurable. He has been a constant, calm and positive presence in our community, making families feel welcome and reassuring new students. He bookends the school day with kindness."

Mr Harmainy's community connections (and name recognition talents) were not only confined to the School but extended to much of Paddington, especially the residents of Cambridge Street, Norfolk Street, Duxford Street, Cascade Street and 5Ways.

Thank you Mr Harmainy for your service, morale boosting enthusiasm and kind greetings (even on the bleakest of rainy School mornings!) Enjoy your retirement - Paddington will miss you and forever hold fond memories of you as our unique and very special keeper of the crossing.

**The Mayor, Councillor Shields in response:**

Thank you.

**Councillor Robertson further advised:**

Thank you.

I just wanted to thank Councillor Price for updating us on "Mr Harmony" and I couldn't agree more that he's been a pivotal part of the Glenmore Road community for many years and I'm very saddened to learn that he is departing for, and I wish him well for his retirement.

It was only a few weeks ago that I drove over that crossing myself and had to stop and have a chat. He really does have an infectious smile, Mr Mayor. And he really has gone above and beyond in such a simple but crucial role to deliver so much for the community. So I endorse all the comments made by Councillor Price and if you'd be so minded, Mr Mayor if you might write him a letter of congratulations on behalf of the Council, thanking him for his contribution to the community of Paddington I would be most grateful.

Thank you.

**The Mayor, Councillor Shields in response:**

Thank you. I'll do that and I am aware of his incredible service and I might chat to you and Councillor Price as to a way that we can very adequately acknowledge his efforts. I will talk to you privately about an idea that I have. Wonderful. Thank you.

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**General Item No:** 15.4 Watson's Bay Seed Library  
**Tabled by Councillor:** Councillor Grieve

**Councillor Grieve advised:**

Thank you Mr. Mayor

I would like to commend Watsons Bay Library on their Seed Library, their initiative, which is a seed library. You can now pop into Watsons Bay Library and borrow some seeds. A lot of the seeds are supplied by the community and our community gardens. Rose Bay delivered a whole bunch and I think Paddington and Cooper also delivered some seeds and, our Bush Regeneration team have been packaging up some seeds.

We were at the launch of this site, the Seed Library, we were treated to some amazing poetry by Elsa Piper. The author who was fascinating in her choice of poetry, but also the investigation of what a seed is, and there was actually a large contingent of people from all over there. It was a really fabulous day and there was food and drink, and I just think it is another initiative that makes the Watson's Bay Library an extraordinarily special place and I want to commend the staff for their enthusiasm and delivering that.

**The Mayor, Councillor Shields in response:**

Thank you, Councillor Grieve.

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## 16. Notices of Motion

**Item No:** 16.1  
**Subject:** NOTICE OF MOTION - FEASIBILITY OF FURTHER MEASURES TO PROTECT TREE CANOPY ON PRIVATE LAND IN THE WOOLLAHRA LGA  
**From:** Councillor Merrill Witt  
**Date:** 15 April 2024  
**File No:** 24/64894

**Note:** This matter was withdrawn at this meeting and is referred to the next Council meeting to be held on 13 May 2024.

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## 17. Questions With Notice

Nil

## 18. Supplementary Responses to Previous Questions with Notice

Nil

## 19. Confidential Matters

Nil

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## 20. Conclusion of the Meeting

There being no further business the meeting concluded at 10.00pm.

**We certify that the pages numbered 185 to 207 inclusive are the Minutes of the Ordinary Meeting of Woollahra Municipal Council held on 29 April 2024 and confirmed by the Ordinary Meeting of Council on 13 May 2024 as correct.**

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**General Manager**

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**Mayor**