



**9 APRIL 2001**

**Meeting No 1328**

**MINUTES** of an Extraordinary Meeting of the Council of the City of Sydney held in the Finance Committee Room at the Sydney Town Hall, commencing at 6.05pm on 9 April 2001 pursuant to Notice 6/1328 dated 5 April 2001.

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**PRESENT**

The Right Hon The Lord Mayor Councillor Frank Sartor  
(Chairman)

Councillors - Dixie Coulton, Robert Ho, Fabian Marsden and Lucy Turnbull.

At the commencement of business at 6.05 those present were:-

The Lord Mayor, Councillors Coulton, Ho, Marsden and Turnbull.

The General Manager, Deputy General Manager, Director City Development and Director Legal and Secretariat were also present.

**Apologies**

Councillor Kathryn Greiner extended her apologies for her inability to attend the Extraordinary Meeting of Council as she was overseas.

Councillor Nick Farr-Jones extended his apologies for his inability to attend the Extraordinary Meeting of Council due to pressing business engagements.

Moved by Councillor Turnbull, seconded by Councillor Coulton -

That the apologies from Councillors Greiner and Farr-Jones be accepted and leave of absence from the meeting be granted.

Carried.

**ITEM 1. REGENT STREET URBAN DESIGN STUDY – AMENDMENT TO CENTRAL SYDNEY LEP 1996 AND DCP 1996 (S016015)**

Moved by Councillor Turnbull, seconded by Councillor Marsden -

That arising from consideration of a report by the Specialist, Urban Design and Heritage to the Extraordinary Meeting of Council on 9 April 2001, regarding the Regent Street Urban Design Study - Amendment to Central Sydney Local Environmental Plan 1996 and Central Sydney Development Control Plan 1996, it be resolved that Council:

- (A) endorse the Draft Urban Design Study – Regent Street (south) as the basis for an amendment to Central Sydney Local Environmental Plan 1996 and Central Sydney Development Control Plan 1996
- (B) prepare, in accordance with Section 54 of the Environmental Planning And Assessment Act 1979, an amendment to Central Sydney Local Environmental Plan 1996 in relation to Height and Floor Space Ratio for the study area;

- (C) prepare, in accordance with Section 72 of the Environmental Planning and Assessment Act 1979, an amendment to Central Sydney Development Control Plan 1996 in relation to Street Frontage Height for the study area;
- (D) notify the Department of Urban Affairs and Planning that Council:
  - (i) has resolved to prepare an LEP amendment under Section 54,
  - (ii) considers an environmental study under Section 57 is not required, and
  - (iii) intends to exercise its delegations under Section 65 and Section 69;
- (E) consult under Section 62;
- (F) undertake further assessment of the heritage significance of the study area and recommend whether further items should be included in Central Sydney Heritage LEP 2000 when it is next reviewed;
- (G) adopt the development controls recommended in the Draft Regent Street Urban Design Study as an interim policy until gazettal of amendments to Central Sydney Local Environmental Plan relevant to the study;
- (H) delegate authority to the Lord Mayor to place the Draft Central Sydney Local Environmental Plan and Draft Central Sydney Development Control Plan on exhibition subsequent to consultation with relevant parties identified in clauses (D) and (E);
- (I) undertake further assessment of the present building controls and heritage significance of the East Chippendale area, and recommend whether further amendment to the Central Sydney LEP and the Central Sydney Heritage LEP 2000 should be undertaken in the context of the review of the Central Sydney LEP which is to be undertaken towards the end of 2001.

Carried.

### **Closed Meeting**

At 6.08pm the Council resolved -

That, due notice of the intention to close the meeting having been given, the meeting be closed in accordance with the provisions of Section 10A (2)(c) and 10A(2)(d)(i) of the Local Government Act 1993 to discuss Items 2 and 3 on the agenda as these matters comprised discussion of commercial information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business and discussion of commercial information of a confidential nature;

and it was further resolved that the meeting be closed for these items on the basis that discussion of these matters in open session would, on balance, be contrary to the public interest, specifically, there was a need to preserve confidentiality having regard to the subject matters and the circumstances of communications.

Items 2 and 3 were then considered by the Extraordinary Meeting of Council while the meeting was closed to the public.

**ITEM 2. MEDIA PARTNERS, SYDNEY NEW YEAR'S EVE CELEBRATIONS (S015034)**

Note - The Extraordinary Meeting of Council resolved to keep the resolution on this matter confidential, until key agreements have been executed.

**ADDITIONAL MATTER FOR COUNCIL**

**MINUTE BY THE LORD MAYOR**

To Council:

The General Manager has prepared a confidential Memorandum for consideration by Council at its Extraordinary Meeting on 9 April 2001, on Smartpoles - Licensing Third Parties to use Intellectual Property

I bring forward this item for the consideration of Council.

(SGD) COUNCILLOR FRANK SARTOR  
Lord Mayor

**ITEM 3. SMARTPOLES - LICENSING THIRD PARTIES TO USE COUNCIL'S INTELLECTUAL PROPERTY**

Moved by Councillor Turnbull, seconded by Councillor Ho -

That arising from consideration of a Memorandum by the General Manager to the Extraordinary Meeting of Council on 9 April 2001, on SmartPoles - Licensing Third Parties to Use Council's Intellectual Property, it be resolved that:

- (A) Council invite tenders for the right to manufacture SmartPoles utilising Council's intellectual property in the SmartPoles and accessories;
- (B) The terms of the tender documents be finalised by the General Manager following consultation with the Lord Mayor.

Carried.

At 6.11pm the meeting concluded.

Chairman of a meeting of the Council of the City  
of Sydney held on 7 May 2001 at which  
meeting the signature herein was subscribed.