

Council

Meeting No 9

Monday 19 November 2018

Notice No 9/1600

Notice Date 15 November 2018

minutes

city of villages

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Present

The Right Hon The Lord Mayor - Councillor Clover Moore (Chair)

Members Councillor Craig Chung, Councillor Christine Forster, Councillor Robert Kok, Councillor Jess Miller, Councillor Professor Kerry Phelps AM MP, Councillor Jess Scully, Councillor Professor Philip Thalys and Councillor Angela Vithoukias.

At the commencement of business at 5.01 pm, those present were:-

The Lord Mayor, Councillor Chung, Councillor Forster, Councillor Kok, Councillor Miller, Councillor Phelps, Councillor Scully, Councillor Thalys and Councillor Vithoukias.

The Chief Executive Officer, Chief Operating Officer, Chief Financial Officer, Director City Services, Director Legal and Governance, Director City Planning, Development and Transport, Director City Life, Director City Engagement, Director City Projects and Property and Director Workforce and Information Services were also present.

Opening Prayer

The Lord Mayor opened the meeting with prayer and an acknowledgement of country.

Apologies

Deputy Lord Mayor Councillor Linda Scott extended her apologies for her inability to attend the meeting of Council.

Moved by the Chair (the Lord Mayor), seconded by Councillor Scully –

That the apology from Councillor Scott be received and leave of absence from the meeting be granted.

Carried unanimously.

Item 1 Confirmation of Minutes

Moved by the Chair (the Lord Mayor), seconded by Councillor Miller –

That the Minutes of the meeting of Council of Monday, 29 October 2018, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 2 Disclosures of Interest**(a) Section 451 of the Local Government Act 1993**

Councillor Kerryn Phelps made the following disclosures:

- a less than significant, non-pecuniary interest in Item 7.2 as she owns a property across the road from parts of the proposed permanent alcohol free zones near Bourke Street in Surry Hills.
- a less than significant, non-pecuniary interest in Item 7.3 as she is an invited speaker at the Better Together National LGBTIQ+ Conference in Sydney, January 2019. Councillor Phelps stated that she will not be paid a speaking fee.

(b) Local Government and Planning Legislation Amendment (Political Donations) Act 2008

No disclosures were made by any members of the public at this meeting of Council.

Item 3 Minutes by the Lord Mayor

Item 3.1 Vale Edward Carrington (Ted) Mack

Minute by the Lord Mayor

To Council:

I inform Council of the death of the eminent former Independent Mayor and Parliamentarian, Edward Carrington (Ted) Mack on Tuesday 6 November 2018.

As Elizabeth Farrelly wrote in a recent edition of the Sydney Morning Herald, Ted Mack was one of the "truly admirable Australian politicians ever to walk the planet".

What made Ted "truly admirable" was that he never set out to be a politician, and when he entered politics he was motivated by public service, not the trappings and privileges of office. Along with John Hatton, he provided a model for Independents who acted with integrity and were solely motivated by serving their communities and the public good.

Born in Paddington on 20 December 1933, Ted Mack was educated at Sydney Boys High School and the University of NSW, graduating with a Bachelor of Architecture in 1958. Following his graduation, Ted married a Rural Bank employee, Wendy Loubet, and the couple travelled to Europe, working in London.

After returning to Australia in 1961, with their first born daughter, Jennifer, Ted worked as an architect, with a primary focus on public works and socially useful projects. He supervised the construction of the Port Kembla district hospital, subsequently becoming architect-in-charge of hospital design and construction at the NSW Public Works Department. In 1972, he was appointed as Assistant Chief Architect at the NSW Housing Commission and later established his own practice. He also served on a committee chaired by Dr H.C. Coombs which advised on Aboriginal housing in remote areas of Australia.

Ted and Wendy settled in a modest house in North Sydney, extending it to provide a home for their family, which expanded with the arrival of Geraldine in 1961, Jeffrey in 1962 and Peter in 1963.

North Sydney Council's approval of a 17-storey office block near his home in 1970 ignited his interest in local government, and he successfully sought election to the council in 1974. His only previous political involvement was his participation in the campaign to bring back Jørn Utzon after he was forced to resign as architect for the Sydney Opera House.

Ted was re-elected in 1977 and 1980, and was elected Mayor by the Council in 1980, 1981 and 1982, giving up his architectural practice to carry out the role fulltime. He was re-elected as Mayor by popular vote in 1983 and 1987. In 1987, he received 90 per cent of the vote.

His started his first term as mayor by selling the mayoral Mercedes-Benz car, instead using his own 1951 Citroen at no cost to the ratepayers. Proceeds from the sale helped buy community buses.

His period as Mayor was distinguished by his commitment to open government, transparency and public participation.

All council meetings, committees and council files were open to the public. The public participated in council decision making through the creation of 24 precinct committees, public meetings and referenda. Around 3,000 public meetings and 36 referenda were held during his eight years as mayor.

Ted also ensured the Council was on a strong financial footing, by raising funds from sources other than rates. Over the period 1980 to 1987, rates as a proportion of Council's income dropped from 66 per cent to 38 per cent. In 1987, North Sydney was named as the top Sydney council in an independent financial analysis.

This financial management enabled Council to implement a large public works program without relying on rates or loans. Several new parks were created while others were refurbished. New childcare facilities, a major new community centre and new tennis centres were built. Existing community centres, public swimming pools and North Sydney Oval were renovated and there were major library extensions. Streetscapes were improved with new or improved seats, signs, footpaths, lighting, bus shelters and around 50,000 street trees.

He recommended that all spare council land be used for public housing and introduced North Sydney's first heritage study and conservation plans.

In 1981, he was elected to the NSW Legislative Assembly seat as Member for North Shore, defeating the then Liberal Opposition Leader, Bruce McDonald. He was subsequently re-elected with comfortable majorities in 1984 and 1988. Given North Shore had almost identical boundaries to North Sydney Council, this made him twice as effective serving his local community. During his time as state MP he did not accept the Mayoral allowance.

I was honoured to serve with Ted for several months after I was elected Member for Bligh in March 1988 and honoured that he endorsed me for that election.

Ted resigned from the NSW Parliament on 16 September 1988. Had he remained another two days he would have completed seven years parliamentary service and been eligible for a substantial parliamentary pension.

In March 1990, Ted returned to public life when he was elected to the Australian Parliament as Member for North Sydney, defeating John Spender, the Liberal Opposition's Foreign Affairs spokesperson.

As a Federal MP he opposed Australia's participation in the Gulf War, the sale of Qantas and other privatisations and Sydney Airport's third runway. He continued to advocate for greater transparency and public participation and introduced a private member's bill to provide for citizen initiated referendums based on the Swiss model. He resigned from the Australian Parliament on 29 January 1996, again to avoid being eligible for a parliamentary pension.

The following year he was recognised as one of Australia's one hundred "National Living Treasures", organised by the National Trust of Australia. He continued his involvement in public life, as a speaker and commentator on open government and public participation. He was elected to the 1999 Constitutional Convention on an Australian Republic where he advocated a directly elected Head of State. He was chosen to deliver the 2013 Sir Henry Parkes Oration entitled "The State of the Federation" at Tenterfield. Also in 2013, he wrote an opinion piece for the Sydney Morning Herald opposing an early draft of the NSW Government's draconian Early Intervention Bill, which would have given the government unprecedented powers to suspend Councils.

In March 2017, North Sydney Council celebrated Ted's achievements and contribution to public life, local government, local democracy, architecture and urban planning with the Ted Mack Oration, delivered by Elizabeth Farrelly, appropriately at North Sydney's Independent Theatre. When he arrived to take his seat, the audience gave him a standing ovation.

This was a warm acknowledgement of his significant contribution, not just to North Sydney but the wider Australian community.

He was a beacon for public service, independent representation and democracy. I send my condolences to his wife Wendy and his family.

Recommendation

It is resolved that:

- (A) all persons present in the Chamber stand for one minute's silence to mark the life of Ted Mack and his outstanding contribution to local government, the NSW and Australian Parliaments, independent representation and democracy; and
- (B) a letter, under the Lord Mayor's signature, be conveyed to Mr Mack's wife, Wendy expressing Council's sincere condolences to her and her family.

COUNCILLOR CLOVER MOORE

Lord Mayor

Moved by the Chair (the Lord Mayor) –

That the minute by the Lord Mayor be endorsed and adopted.

Carried unanimously.

Note – all Councillors, staff, press and members of the public present stood in silence for one minute as a mark of respect to Edward Carrington (Ted) Mack.

S051491

Item 3.2 Vale Richard James Gill AO**Minute by the Lord Mayor**

To Council:

I inform Council of the death of the eminent Australian musician, conductor and music educator, Richard James Gill AO, on Sunday 28 October 2018.

Richard Gill was best known for his strong commitment to music education, mentoring young musicians and to promoting the joy of music throughout the community. He was also a conductor and the artistic director of several organisations, some of which he helped found.

Richard's passion for music education began during a stint of practice teaching at Eastwood Primary School, after completing teacher training at Alexander Mackie Teachers College. He had been accepted into the College at the age of 16. In 1963, he started as a music teacher at Marsden High School, West Ryde, where he inspired many of his students to write their own music.

His musical tastes were not limited to classical music. He played piano in a rock band and sang in a vocal group.

In 1969, he was the founding conductor of the Strathfield Symphony Orchestra, the first of many orchestras, musical ensembles and opera companies he would lead. He was founding music director of the Western Australian Academy of Performing Arts, chorus master of the Australian Opera, artistic director of OzOpera, the Sydney Sinfonia, inaugural artistic director of Victorian Opera (2005-2012) and he breathed new life into the Canberra Symphony. He established the Conservatorium Singers and, in 2014, he became director of the Sydney Chamber Choir. When he died he was co-founder and artistic director of the Australian Romantic and Classical Orchestra, which he established in 2013, along with Rachael Beesley and Nicole van Bruggen.

His commitment to supporting Australian composers led to him conducting world premieres of Jonathan Mill's *The Ghost Wife* and *Eternity Man*, Andrew Ford's *Rembrandt's Wife* and Moya Henderson's *Lindy* and Alan John's *The Eighth Wonder* and *Through the Looking Glass*. He also championed commissioning and programming numerous instrumental and choral pieces from a wide range of Australian professional and student composers.

In the late 1960s, Richard travelled to London to learn to how to teach infant children. He later studied at the Orff Institute in Salzburg, where he met Carl Orff and played piano in a performance of Orff's *Carmina Burana* conducted by the composer.

After returning to Australia, he taught at the NSW State Conservatorium of Music and became musical director for the Sydney Youth Orchestra. In keeping with his belief in the importance of introducing music to children as early as possible, he established the Babies' Proms.

Richard sought to introduce the joy of music to as many people as possible.

He was a panellist on the ABC's *Spicks and Specks* and *Operatunity* television series. As a guest on Q&A he had the panel and entire audience singing, observing "even pollies can sing!"

In February 2017, Richard conducted the first Sydney Flash Mob Choir, an initiative of the City Recital Hall, which brought together people wanting the chance to sing.

His commitment to music education continued. The National Music Teacher Mentoring Program, which began in 2015, with Richard as founder and director, helped give general school teachers the skills and confidence to teach music in their classrooms.

His most recent initiative is a new national music academy with the involvement of Muswellbrook Mayor Martin Rush. This new school will ensure children have access to the unique social, emotional and intellectual benefits of music from kindergarten through to year 12. It will commence in 2020.

Richard has received more honours than almost anyone involved in Australian music.

He received an Order of Australia Medal in 1994, a Centenary Medal in 2001, the Bernard Heinze Award for services to music in Australia, the Australian Music Centre's award for 'Most Distinguished Contribution to the Presentation of Australian Composition by an Individual', and the Don Banks Music Award 2006 by the Australia Council for the Arts. He was awarded an Achievement Award in July 2018 "in recognition of his exceptional contribution to the Arts in Australia as both a conductor and as a music educator" and two weeks later he was awarded the Arts Leadership Award at the 2018 Creative Partnerships Awards, held at the Art Gallery of New South Wales.

He received honorary doctorates from the Edith Cowan University and the Australian Catholic University. A personal chair in music education was recently created in his name at the Sydney Conservatorium High School, endowed by the international law firm King & Wood Mallesons. In 2016, he was made an Officer of the Order of Australia.

The day before he died, more than 70 musicians, including a police band, gathered outside Richard's Stanmore home, to play his favourite theme, from his favourite movie, "The Dam Busters March". It was a fitting farewell.

Recommendation

It is resolved that:

- (A) all persons present in the Chamber stand for one minute's silence to mark the life of Richard James Gill AO and his outstanding contribution to Australian music and music education; and
- (B) a letter, under the Lord Mayor's signature, be conveyed to Mr Gill's wife, Maureen, expressing Council's sincere condolences to her and her family.

COUNCILLOR CLOVER MOORE

Lord Mayor

Moved by the Chair (the Lord Mayor) –

That the minute by the Lord Mayor be endorsed and adopted.

Carried unanimously.

Note – all Councillors, staff, press and members of the public present stood in silence for one minute as a mark of respect to Richard James Gill AO.

S051491

Item 3.3 CareerSeekers Article 23 Program

Minute by the Lord Mayor

To Council:

Asylum seekers and refugees face barriers when they try and enter the Australian job market. They have little or no Australian employment experience, have difficulty getting recognition for any qualifications they have, may not be fluent in English and may not be able to provide references or referees.

Some groups also face racial or cultural discrimination. Many professionals cannot find professional jobs and end up working in low-skilled roles.

The City is committed to helping refugees and asylum seekers adjust to life and work in Australia. One such way has been offering internships to enhance employability.

Since 2016, the City has participated in the CareerSeekers New Australian Internship Program. The program creates employment opportunities for asylum seekers and refugees by enabling paid internships in professional occupations. With NSW recently welcoming 12,000 Syrian refugees there is even more need for support.

CareerSeekers is a non-profit organisation supporting Australia's humanitarian entrants into professional careers. Their program provides in-depth preparation and support to both refugees and people seeking asylum who are either currently studying at university, or looking to restart a professional career in Australia.

The City has offered CareerSeeker internships since 2016, engaging two interns and enabling them to gain valuable local industry experience and job support. Our current intern is from Syria and is working in the City Projects team. The City has also offered skilled volunteering in the form of training and training advice to Career Seekers staff.

CareerSeekers are now seeking a partnership with leading Australian organisations in support of a new initiative called Article 23, which derives its name from the Universal Declaration of Human Rights.

The Universal Declaration of Human Rights was ratified as a common standard for all peoples and all nations in 1948 and celebrates its 70th Anniversary 10 December 2018. CareerSeekers is asking employers across Australia to stand together in recognition of what they are calling Article #23: Work is a Human Right.

Article 23 of the Declaration, which sets out an individual's right to work, underpins this initiative:

*Article 23: **Everyone has the right to work**, to free choice of employment, to just and favourable conditions of work and to protection against unemployment.*

I strongly support this move as a way for the City to continue supporting refugees and people seeking asylum with employment opportunities.

Recommendation

It is resolved that Council:

- (A) make an annual cash contribution to CareerSeekers of \$10,000 for three years until 2021 to be funded from the Workforce Services Operational Budget;
- (B) request the Chief Executive Officer to continue to support internships for refugees/asylum seekers via CareerSeekers and other appropriate agencies; and
- (C) publicly endorse CareerSeekers Article 23 Program as set out in this Minute.

COUNCILLOR CLOVER MOORE

Lord Mayor

Moved by the Chair (the Lord Mayor), seconded by Councillor Miller –

That the minute by the Lord Mayor be endorsed and adopted.

Carried unanimously.

S051491

Item 3.4 Institute of Architecture Awards for City Projects

Minute by the Lord Mayor

To Council:

Design excellence is a key feature of the world's most liveable cities and it is one of our core principles when developing new public infrastructure projects.

Our commitment to beautifully designed and functional public infrastructure has been recognised over the past few months at a number of industry awards, including the Institute of Architects NSW and National Awards, Australian Urban Design Awards, Australian Engineering Excellence Awards and the Landscape Architecture Awards.

The NSW and National Architecture Awards are the most prestigious in the design and construction industry. They recognise and celebrate outstanding achievements and excellence in architecture.

At the NSW Architecture Awards, three of the City's Projects won seven awards, including the inaugural NSW Architecture Medal introduced this year to honour the best overall project. We won it for the Joynton Avenue Creative Centre which also won the Greenway Award for Heritage.

The Joynton Avenue Creative Centre and precinct received numerous awards and was the talk of the evening, as was the commitment and continued excellence of projects delivered by the City of Sydney.

At the National Architecture Awards, the Joynton Avenue Creative Centre was awarded the highest accolade in the Heritage Category - the Lachlan Macquarie Award for Heritage. The jury said they were impressed with the way the project approached material heritage.

The City was awarded the National Award for Public Architecture for the adaptive re-uses of the nurses' quarters of the former South Sydney Hospital through the addition of a vaulted verandah structure.

At the Australian Urban Design Awards 2018, the former South Sydney Hospital site won the award in the Built Projects – Local & Neighbourhood Scale category, against some tough competition from across Australia. The award was for the whole hospital campus, including Joynton Avenue Creative Centre, Matron Ruby Grant Park, Banga Shed, Green Infrastructure Centre, Admin Building Surrounds including playground and Public Art, and the Waranara Early Education Centre.

The Australian Engineering Excellence Awards recognise outstanding achievement in engineering. The Green Square Library and Plaza was the winner of the NSW Award for Building and Structures. The award recognised the innovative engineering solutions incorporated into the project.

The City was also recognised recently for quality public domain projects at the Landscape Architecture Awards. This year, the Matron Ruby Grant Park was recognised with the award for Civic Landscape – Award of Excellence.

The City's joint project with Sydney Water, the Green Square Stormwater Drainage, received the Civil Contractors Federation of NSW's 2018 Earth Awards for the Category of Projects value over \$30M.

This year, the following City of Sydney projects were awarded:

Former South Sydney Hospital site - Peter Stutchbury Architecture, Design5, JMD, Sprout, CAB, Fox Johnston, Jane Irwin Landscape Architects and CHROFI

- Built Projects Award for Local & Neighbourhood Scale, Australian Urban Design Awards

Joynton Avenue Creative Centre - Peter Stutchbury Architecture in association with Design5

- NSW Architecture Medallion, NSW Architecture Awards
- The Greenway Award for Heritage, NSW Architecture Awards
- Architecture Award for Public Architecture, NSW Architecture Awards
- Architecture Award for Sustainable Architecture, NSW Architecture Awards
- The Lachlan Macquarie Award for Heritage, National Architecture Awards
- National Award for Public Architecture, National Architecture Awards

Waranara Early Learning Centre - Fox Johnston

- Architecture Award for Interior Architecture, NSW Architecture Awards
- Commendation for Educational Architecture, NSW Architecture Awards

East Sydney Community and Arts Centre and adjacent Reserve - Lahznimmo Architects with Spackman Mossop Michaels Landscape Architects

- Architecture Award for Urban Design, NSW Architecture Awards

Green Square Library and Plaza - Stewart Hollenstein in association with Stewart Architecture

- NSW – Building and Structures, Sydney Australian Engineering Excellence Awards

Matron Ruby Grant Park - Sprout Landscape Architecture in collaboration with CAB Consulting

- Civic Landscape – Award of Excellence, Australian Institute of Landscape Architects Awards

Green Square Trunk Drainage - Drying Green Alliance

- Projects value over \$30M, CCF NSW Earth Awards

It is important to acknowledge the work of the architects who worked with City staff on these projects. I would like to congratulate Peter Stutchbury Architecture, Fox Johnston and Lahznimmo, Spackman Mossop Michaels Landscape Architects, Sprout Landscape Architecture in collaboration with CAB Consulting and Stewart Hollenstein in association with Stewart Architecture.

It is equally important to acknowledge the many contractors and suppliers who worked with us including Lahey Constructions, Gledhill Constructions, Iqon, Drying Green Alliance and John Holland Group as the head contractors.

The success of these projects also relies on City staff who worked on them from their conception through to delivery. They should be congratulated and include:

Matthew Gribben, Michelle Samuel, Joel Munns, John Malcolm, Chris McBride, Paula Yu, Ebony Heslop, Samantha Carroll, Damon La'Rance, Chris Thomas, Tony Moore, Jason Green, Cathy Rush, Peter Cooper, Tracey Hargans, Irene Fakas, Lauren Simpson, Sue Anderson, Amarnath Reddy, Amit Chanan and Ann Hoban.

Recommendation

It is resolved that Council note these new awards and congratulate all the staff, architects, contractors and suppliers for their excellent work.

COUNCILLOR CLOVER MOORE

Lord Mayor

Moved by the Chair (the Lord Mayor), seconded by Councillor Scully –

That the minute by the Lord Mayor be endorsed and adopted.

Carried unanimously.

S051491

Item 4 Memoranda by the Chief Executive Officer

There were no Memoranda by the Chief Executive Officer for this meeting.

Item 5 Matters for Tabling**5.1 Disclosures of Interest**

Moved by the Chair (the Lord Mayor), seconded by Councillor Miller –

It is resolved that the Disclosures of Interest returns be received and noted.

Carried unanimously.

Item 6 Report of the Corporate, Finance, Properties and Tenders Committee

PRESENT

The Lord Mayor Councillor Clover Moore
(Chair)

Councillor Robert Kok
(Deputy Chair)

Deputy Lord Mayor Councillor Linda Scott, Councillors Craig Chung, Christine Forster, Jess Miller, Prof Kerryn Phelps AM MP, Jess Scully, Prof Philip Thalys and Angela Vithoukaskas.

At the commencement of business at 2.03pm those present were -

The Lord Mayor, Councillors Chung, Forster, Kok, Miller, Phelps, Scott, Scully and Thalys.

Councillor Phelps arrived at the meeting of the Corporate, Finance, Properties and Tenders Committee at 2.05pm at the commencement of discussion on Item 2.

Sub-Committee

The Economic Development and Business Sub-Committee, with Councillor Vithoukaskas as Deputy Chair, commenced at 2.59pm.

The meeting of the Corporate, Finance, Properties and Tenders Committee and its Sub-Committee concluded at 3.03pm.

Report of the Corporate, Finance, Properties and Tenders Committee

Moved by Councillor Kok, seconded by Councillor Scully –

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 12 November 2018 be received, with Item 6.1 being noted, and the recommendations set out below for Items 6.2 to 6.16 inclusive (noting Item 6.10 was withdrawn) being adopted in globo.

Carried unanimously.

Item 6.1

Disclosures of Interest

No Councillors disclosed any pecuniary or non-pecuniary interests in any matters on the agenda for this meeting of the Corporate, Finance, Properties and Tenders Committee.

The Corporate, Finance, Properties and Tenders Committee recommended the following:-

Item 6.2**2018/19 Quarter 1 Review – Delivery Program 2017–2021**

It is resolved that Council:

- (A) note the financial performance of Council for the first quarter, ending 30 September 2018, including the Quarter 1 Net Deficit of \$30.2M and the full year Net Surplus forecast of \$7.2M, as outlined in the subject report and summarised in Attachment A to the subject report;
- (B) note the Quarter 1 Capital Works expenditure of \$91.3M and a revised full year forecast of \$269.5M, and approve the proposed adjustments to the adopted budget, including bringing forward \$3.0M of funds into 2018/19 capital budget, as detailed in Attachment B to the subject report;
- (C) note the Information Services capital expenditure of \$1.7M, net of disposals, and a full year forecast of \$12.6M;
- (D) note the Quarter 1 Plant and Assets expenditure of \$2.5M, net of disposals, and the full year forecast of \$20.6M;
- (E) note the Quarter 1 Property Divestment proceeds of \$0.01M, and the full year forecast net Divestment of \$58.3M;
- (F) note the supplementary reports, including contracts issued over \$50,000, major legal issues and the Quick Response, Banner Pole and Reduced Rate Grant Programs in Quarter 1, as detailed in Attachment C to the subject report.

Carried unanimously.

S096187

Item 6.3**Investments Held as at 30 September 2018**

It is resolved that the Investment Report as at 30 September 2018 be received and noted.

Carried unanimously.

X020701

Item 6.4**Public Presentation of the 2017/18 Financial Statements and Auditor's Reports**

It is resolved that Council:

- (A) present the 2017/18 Annual Financial Statements and auditor's reports to the public; and
- (B) adopt the 2017/18 Annual Financial Reports subject to the receipt of any submissions over the ensuing 7 day period.

Carried unanimously.

X018037

Item 6.5

Audit Risk and Compliance Committee Annual Report to Council 2017/18

It is resolved that Council note the Audit Risk and Compliance Committee's 2017/18 Annual Report, as shown as Attachment A to the subject report.

Speakers

Ms Elizabeth Crouch - Chair of the Audit, Risk and Compliance Committee, addressed the meeting of the Corporate, Finance, Properties and Tenders Committee on Item 6.5.

Carried unanimously.

S083523

Item 6.6

Cancellation of Tender - Energy Services Upgrade - Cook and Phillip Park Aquatic Centre

It is resolved that:

- (A) Council cancel tender 1876 for Energy Services Upgrade at Cook and Phillip Park Aquatic Centre;
- (B) Council not invite fresh tenders on the basis that a more satisfactory result would not be achieved, taking into account the lack of response to the open tender process;
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contract with suitably qualified contractors to undertake the scope of work; and
- (D) Council be informed of the successful tenderer by CEO update prior to executing and administering the contract relating to this tender.

Carried unanimously.

X012321

Item 6.7**Property Disposal - Stockton House 73-75 William Street, East Sydney**

It is resolved that:

- (A) Council endorse the sale of Stockton House, 73-75 William Street, East Sydney;
- (B) Council endorse the proceeds from the sale being placed in the Commercial Properties Reserve to allow for future reinvestment in commercial property, further supplementing the City's non-rate-based income; and
- (C) authority be delegated to the Chief Executive Officer to develop due diligence material including, but not limited to, a disposal plan, implementing opportunities to leverage value, determining the optimum method of sale, negotiating with interested parties as required and entering into all necessary documentation to effect the sale at a price to be supported by at least two independent valuations.

Carried unanimously.

X007669

Item 6.8**Property Acquisition - Bourke Road, Alexandria**

It is resolved that:

- (A) Council endorse the acquisition of a portion of 35-39 Bourke Road, Alexandria being Lot 102 within a proposed plan of subdivision of Lot 1 in Deposited Plan 592162 and Lot 2 in Deposited Plan 618204 at the price supported by independent valuation as detailed in Confidential Attachment B to the subject report;
- (B) authority be delegated to the Chief Executive Officer to finalise all negotiations relating to the proposed acquisition in accordance with these resolutions and enter into a Contract for Sale and any other documentation required to complete the sale;
- (C) subject to agreement of the terms of the acquisition in accordance with these resolutions, Council approve the public notification of the following proposed resolution: 'It is resolved to classify the City's proposed acquisition of part 35-39 Bourke Road Alexandria being Lot 102 within a proposed plan of subdivision of Lot 1 in Deposited Plan 592162 and Lot 2 in Deposited Plan 618204 as operational land under Section 31 of the Local Government Act 1993'; and
- (D) Council note that a further report to inform the outcomes of the public notification of the proposed resolution in Clause (C) and recommendation on land classification will follow the notification period.

Carried unanimously.

X020957

Item 6.9

Property Acquisition - Sydney

It is resolved that Council adopt the recommendation contained in Confidential Attachment A to the subject report.

Carried unanimously.

X009118

Item 6.10

Property Matter - Sydney

Note – Item 6.10 was withdrawn from the agenda of the Corporate, Finance, Properties and Tenders Committee and dealt with at Item 9 at Council.

Item 6.11

New Lease - Customs House Cafe

It is resolved that:

- (A) Council approve a new sublease to Customs House Café Pty Ltd for Suite 1 - Level 3 and the whole of Level 5, 31 Alfred Street, Sydney. The proposed new sublease for a term of 10 years would extend Café Sydney's tenure to 23 November 2029; and
- (B) authority be delegated to the Chief Executive Officer to finalise the terms and enter into the sublease substantially in accordance with Attachment A to the subject report.

Carried unanimously.

S099079.006

Item 6.12

Proposed Lease - Pedestrian Link Stratum, Wynyard Lane

It is resolved that:

- (A) pursuant to Section 149 of the Roads Act 1993, Council approve the granting of a stratum lease to BSREP Wynyard Place Retail Landowner Pty Ltd as trustee for BSREP Wynyard Place Retail Landowning Trust Pty Ltd ABN 91 865 529 217 for proposed stratum over Wynyard Lane as part the proposed office development known as One Carrington Street Sydney; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the stratum lease referred to in Clause (A) above consistently with the Essential Lease Terms and Conditions in Confidential Attachment A to the subject report.

Carried unanimously.

S094584.062

Item 6.13**Proposed Lease - Office Stratum, Wynyard Lane**

It is resolved that:

- (A) pursuant to Section 149 of the Roads Act 1993, Council approve the granting of a stratum lease to BSREP Wynyard Lane Office Landowner Pty Ltd as trustee for BSREP Wynyard Lane Office Landowning Trust ABN 37 468 069 987 Pty Ltd for the proposed stratum over Wynyard Lane as part the proposed office development known as One Carrington Street Sydney; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the stratum lease referred to in Clause (A) above consistently with the Essential Lease Terms and Conditions in Confidential Attachment A to the subject.

Carried unanimously.

S094584.062

Item 6.14**Exemption from Tender - Preparation of Principal's Project Requirements Documentation for Interior Fit Out of Business Innovation Space in Lendlease Circular Quay Voluntary Planning Agreement**

It is resolved that:

- (A) Council note that due to extenuating circumstances, a satisfactory result would not be achieved by inviting tenders for the preparation of Principal's Project Requirements documentation for the fit out of the Business Innovation Space at 174-186 George Street and 33-35 Pitt Street, Sydney;
- (B) Council note that the reasons a satisfactory result would not be achieved by inviting tenders are:
 - (i) Lendlease Building Pty Limited has existing knowledge of the base building that is required to meet the deadline for notification of base building modifications; and
 - (ii) existing knowledge of the base building is not as readily available to other potential tenderers and as a result they would not be able to present proposals that would represent value for money or meet the deadline for notification of base building modifications;
- (C) Council approve an exemption from tender for the preparation of Principal's Project Requirements documentation for the fit out of the Business Innovation Space at 174-186 George Street and 33-35 Pitt Street, Sydney;
- (D) authority be delegated to the Chief Executive Officer to negotiate, finalise and enter into any documentation necessary to give effect to this approval and to administer the contracts; and
- (E) Council note the financial implications, as outlined in Confidential Attachment A to the subject report.

Carried unanimously.

X004710

Item 6.15

Tender - Reject and Negotiate - Sydney Park Skate Facilities

It is resolved that:

- (A) Council reject all tender offers for Sydney Park Skate Facility and enter into negotiations with any person for the works;
- (B) Council note the reason for determining to enter into negotiations with any person is that no conforming tenders were received resulting from incorrectly submitted returnable schedules;
- (C) Council not invite fresh tenders, as it is considered that inviting fresh tenders would not attract additional suitable vendors over and above those that have responded to this tender;
- (D) authority be delegated to the Chief Executive Officer to enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender;
- (E) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender; and
- (F) Council be informed of the successful company by CEO Update prior to executing and administering the contracts relating to the tender.

Carried unanimously.

X000387

Item 6.16

Tender - Water Features Maintenance Services

It is resolved that:

- (A) Council accept the tender offer of Tenderer A for Water Feature Maintenance Services for a period of four years, with the option of an extension of three years if appropriate;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender; and
- (C) authority be delegated to the Chief Executive Officer to exercise the option, if appropriate, and negotiate the price to extend the contract accordingly.

Carried unanimously.

X018336

Report of the Economic Development and Business Sub-Committee

Moved by Councillor Vithoukias, seconded by Councillor Kok -

That the report of the Economic Development and Business Sub-Committee of its meeting of 12 November 2018 be received, with Item 6.17 being adopted.

Carried unanimously.

The Economic Development and Business Sub-Committee recommended the following:

Item 6.17**Sponsorship - Mercedes-Benz Fashion Week Australia 2019-21**

It is resolved that:

- (A) Council approve a sponsorship of \$85,000 (excluding GST) per annum in cash and up to \$70,000 (excluding GST) per annum in value in kind for Council-owned civic space and venue hire fee waiver, for three years, to International Management Group of America Pty Ltd for Mercedes-Benz Fashion Week Australia 2019, 2020 and 2021; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with International Management Group of America Pty Ltd for the sponsorship described in Clause (A) above.

Carried unanimously.

S104486.012

Item 7 Report of the Cultural and Community Committee

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Councillor Jess Scully

(Deputy Chair)

Deputy Lord Mayor Councillor Linda Scott, Councillors Craig Chung, Christine Forster, Robert Kok, Jess Miller, Prof Kerry Phelps AM, MP and Prof Philip Thalys.

At the commencement of business at 3.04pm those present were -

The Lord Mayor, Councillors Chung, Forster, Kok, Miller, Phelps, Scott, Scully and Thalys.

Apologies

Councillor Vithoukas extended her apologies for her inability to attend the meeting of the Cultural and Community Committee.

Moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the apology from Councillor Vithoukas be accepted and leave of absence be granted.

Carried unanimously.

Sub-Committee

The Healthy Communities Sub-Committee, with Councillor Scully as Deputy Chair, commenced at 3.05pm.

The meeting of the Cultural and Community Committee and its Sub-Committee concluded at 3.17pm.

Report of the Cultural and Community Committee

Moved by Councillor Scully, seconded by Councillor Miller –

That the report of the Cultural and Community Committee of its meeting of 12 November 2018 be received, with Item 7.1 being noted.

Carried unanimously.

Item 7.1

Disclosures of Interest

Councillor Kerryn Phelps made the following disclosures:

- a less than significant, non-pecuniary interest in Item 7.2 as she owns a property across the road from parts of the proposed permanent alcohol free zones near Bourke Street in Surry Hills.
- a less than significant, non-pecuniary interest in Item 7.3 as she is an invited speaker at the Better Together National LGBTIQ+ Conference in Sydney, January 2019. She will not be paid a speaking fee.

No other Councillors disclosed any pecuniary or non-pecuniary interests in any matter on the agenda for this meeting of the Cultural and Community Committee.

Report of the Healthy Communities Sub-Committee

Moved by Councillor Scully, seconded by Councillor Miller –

That the report of the Healthy Communities Sub-Committee of its meeting of 12 November 2018 be received, with the recommendations set out below for Items 7.2 to 7.3 inclusive being adopted in globo.

Carried unanimously.

The Healthy Communities Sub-Committee recommended the following:

Item 7.2

Outdoor Alcohol Restrictions Consultation 2018

It is resolved that:

- (A) the following alcohol free zones are approved for establishment 24 hours a day, seven days per week until 22 March 2020:

Kings Cross Police Area Command

- (i) Badham Street

Redfern Police Area Command

- (ii) Balfour Street (between O'Connor Street and Meagher Street)

Surry Hills Police Area Command

- (iii) Clare Street
- (iv) Flinders Street (between Albion Street and Moore Park Road)
- (v) Floods Place
- (vi) Hill Street
- (vii) Linden Lane
- (viii) Maiden Lane

- (ix) Mary's Place
 - (x) Short Place
 - (xi) Short Street
 - (xii) Patterson Lane; and
- (B) the following temporary alcohol free zone is approved for establishment 24 hours a day from 31 December 2018 to 1 January 2019 and from 31 December 2019 to 1 January 2020:

Sydney City Police Area Command

- (i) Hickson Road

Speakers

Superintendent Gavin Wood, Commander Surry Hills Police Area Command, addressed the meeting of the Cultural and Community Committee (Healthy Communities Sub-Committee) on Item 7.2.

Carried unanimously.

X014979

Item 7.3

Knowledge Exchange Sponsorship - The Equality Project Australia

It is resolved that:

- (A) Council approve a cash sponsorship of \$20,000 (excluding GST) to The Equality Project Ltd. for the Better Together National LGBTIQ+ Conference 2019; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with The Equality Project Ltd.

Carried unanimously.

S117676

Item 8 Report of the Transport, Heritage and Planning Committee

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Councillor Professor Philip Thalís

(Deputy Chair)

Deputy Lord Mayor Councillor Linda Scott, Councillors Craig Chung, Christine Forster, Robert Kok, Jess Miller, Prof Kerryn Phelps AM MP and Jess Scully.

At the commencement of business at 3.33pm, those present were -

The Lord Mayor, Councillors Kok, Miller, Scott, Scully and Thalís.

Councillor Chung arrived at the meeting of the Transport, Heritage and Planning Committee at 3.36pm, at the beginning of discussion on Item 2.

Councillor Forster arrived at the meeting of the Transport, Heritage and Planning Committee at 3.39pm at the beginning of discussion on Item 2.

Councillor Phelps arrived at the meeting of the Transport, Heritage and Planning Committee at 3.53pm, during discussion on Item 2.

Councillor Phelps left the meeting of the Transport, Heritage and Planning Committee at 4.49pm, after the vote on Item 3, and did not return.

Apologies

Councillor Angela Vithoukas extended her apologies for her inability to attend the meeting of the Transport, Heritage and Planning Committee.

Moved by Councillor Thalís, seconded by Councillor Scott -

That the apology from Councillor Vithoukas be accepted and leave of absence from the meeting be granted.

Carried unanimously.

The meeting of the Transport, Heritage and Planning Committee concluded at 4.57pm.

Report of the Transport, Heritage and Planning Committee

Moved by Councillor Thalís, seconded by Scully -

That the report of the Transport, Heritage and Planning Committee of its meeting of 12 November 2018 be received, with Item 8.1 being noted and the recommendations set out below for Items 8.2 to 8.5 being dealt with as shown immediately following those items.

Carried unanimously.

Item 8.1

Disclosures of Interest

(a) Section 451 of the Local Government Act 1993

Councillor Scott declared a non-significant pecuniary interest in Item 8.2 of the Transport, Heritage and Planning Committee agenda in that her husband owns shares in trust with another person in a deceased estate for a property in proximity to areas affected by proposals for this item.

No other Councillors disclosed any pecuniary or non-pecuniary interests in any matter on the agenda for this meeting of the Transport, Heritage and Planning Committee.

(b) Local Government and Planning Legislation Amendment (Political Donations) Act 2008

No disclosures were made by any members of the public at this meeting of the Transport, Heritage and Planning Committee.

Item 8.2

Public Exhibition - Sydney Development Control Plan 2012 Amendment - Late Night Trading 2018 (Not Liquor Licensing)

Note – the recommendation of the Transport, Heritage and Planning Committee was not adopted. The following alternative recommendation was adopted (as contained in the memorandum dated 16 November 2018 from the Director City Planning, Development and Transport, circulated prior to the meeting).

Moved by Councillor Thalys, seconded by Councillor Scully –

It is resolved that Council approve the Draft Sydney Development Control Plan 2012: Late Night Trading 2018, as shown at Attachment A to the subject report, for public exhibition for a minimum of 28 days, subject to the inclusion of 260 Elizabeth Street, 300 Elizabeth Street and 15 Albion Street, Surry Hills, as a local centre on the late night trading areas map.

Carried unanimously.

Speakers

Mr Dino Dimitriadis, Ms Catherine Capolupo, Ms Michelle Perry, Ms Kerri Glasscock, Mr Michael Rodrigues, Mr Adrian Tonan and Ms Amanda Maxwell addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.2.

X011942

The Transport Heritage and Planning Committee recommended the following:

Item 8.3

Adoption - Cycling Strategy and Action Plan 2018-2030

Moved by Councillor Thalís, seconded by the Chair (the Lord Mayor) –

It is resolved that:

- (A) Council note the community consultation survey summary from public exhibition of the draft Cycling Strategy and Action Plan 2018-2030, as shown at Attachment A to the subject report, and the submission summary and responses, as shown at Attachment B, to the subject report;
- (B) Council adopt the final Cycling Strategy and Action Plan 2018-2030, as shown at Attachment C to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to make minor variations to the City of Sydney Cycling Strategy and Action Plan 2018-2030, as required due to technical constraints or the like.

Amendment. Moved by Councillor Phelps, seconded by Councillor Chung –

That the motion be amended such that a clause (D) be added as follows:

- (D) the Lord Mayor write to the NSW Minister for Roads, Maritime and Freight on behalf of Council to request that legislation pertaining to motorised foot scooters be maintained to reflect the increasing use of these transportation devices in the City of Sydney.

After discussion of the amendment, Councillor Chung withdrew his seconding of the amendment, and the amendment lapsed for want of a seconder.

The motion was carried on the following show of hands:

Ayes (8) The Lord Mayor, Councillors Chung, Forster, Kok, Miller, Scully, Thalís and Vithoukás

Noes (1) Councillor Phelps

Motion carried.

Speakers

Mr Murray Jewell and Ms Jan Wilson addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.3.

X010848

Item 8.4

Post Exhibition - Planning Proposal: 4-6 Bligh Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment and Planning Agreement

Moved by Councillor Thalys, seconded by Councillor Scully –

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of Planning Proposal - 4-6 Bligh Street, Sydney, and the Draft Sydney Development Control Plan 2012 - 4-6 Bligh Street, Sydney, as shown in Attachment A to the subject report;
- (B) Council approve Planning Proposal - 4-6 Bligh Street, Sydney, as shown at Attachment B to the subject report, and request the relevant local plan making authority make as a local environmental plan under section 3.36 of the Environmental Planning and Assessment Act 1979;
- (C) Council approve Draft Sydney Development Control Plan 2012 - 4-6 Bligh Street, Sydney, as shown in Attachment C to the subject report, noting that the approved development control plan will come into effect on the date of publication of the subject local environmental plan;
- (D) authority be delegated to the Chief Executive Officer to make any minor amendments to the Planning Proposal - 4-6 Bligh Street, Sydney and Sydney Development Control Plan 2012 - 4-6 Bligh Street, Sydney to correct any minor errors or omissions prior to finalisation; and
- (E) Council note that the Planning Agreement, as shown at Attachment D to the subject report, has been executed on behalf of Council in accordance with Environmental Planning and Assessment Act 1979.

Carried unanimously.

Speakers

Mr Taylor Vernon addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.4.

X011838

Item 8.5**Fire Safety Reports**

Moved by Councillor Thalys, seconded by Councillor Miller –

It is resolved that Council:

- (A) note the contents of the Fire Safety Report Summary Sheet, as shown at Attachment A to the subject report;
- (B) note the inspection reports by Fire and Rescue NSW, as shown at Attachment B and Attachment C to the subject report;
- (C) exercise its power to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies in 100 Elizabeth Bay Road, Elizabeth Bay, as detailed in Attachment B; and
- (D) not exercise its power to issue a Fire Safety Order at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 44-44B Darlinghurst Road, Potts Point, as detailed in Attachment C.

Carried unanimously.

S105001.002

Item 9 Property Matter - Sydney

Moved by the Chair (the Lord Mayor), seconded by Councillor Forster –

It is resolved that:

- (A) Council note the outcome of the Expression of Interest for the long term ground lease of the commercial properties at 56-76 Oxford Street, 82-106 Oxford Street and 110-122 Oxford Street, Darlinghurst (the Properties);
- (B) Council endorse Proponent A as the preferred entity to acquire, implement and manage a successful transformation of the Properties on a long term ground lease (comprising a Development Lease and an Operational Lease for a combined period of 99 years); and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the transaction documents with Proponent A for the purpose specified in (B) above on the basis of the information in Confidential Attachment C and otherwise on terms acceptable to the City.

Carried unanimously.

X013734.001

Item 10 International Travel - Guangzhou International Award for Urban Innovation for Green Square

Moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

It is resolved that Council:

- (A) endorse international travel to Guangzhou for Councillor Jess Scully; and
- (B) note that Councillor Scully will provide a report to Council after the travel.

Carried unanimously.

X014468

Item 11 Proposed Schedule of Meetings and Briefings for 2019

Moved by the Chair (the Lord Mayor), seconded by Councillor Forster –

It is resolved that Council adopt the draft Schedule of Meetings and Briefings for 2019, as shown at Attachment A to the subject report.

Carried unanimously.

S063444

The Schedule of Meetings and Briefings for 2019, as adopted by Council, is as follows:

SCHEDULE OF MEETINGS AND BRIEFINGS FOR 2019	
DATE	MEETING
SCHOOL HOLIDAYS – Monday 24 December 2018 to Monday 28 January 2019	
TUESDAY 29 JANUARY	• BRIEFINGS
MONDAY 4 FEBRUARY	• COMMITTEES
MONDAY 11 FEBRUARY	• COUNCIL
MONDAY 18 FEBRUARY	• RECESS
MONDAY 25 FEBRUARY	• BRIEFINGS
MONDAY 4 MARCH	• COMMITTEES
MONDAY 11 MARCH	• COUNCIL
MONDAY 18 MARCH	• RECESS
MONDAY 25 MARCH	• BRIEFINGS
MONDAY 1 APRIL	• COMMITTEES
MONDAY 8 APRIL	• COUNCIL
SCHOOL HOLIDAYS – Monday 15 April to Friday 26 April 2019	

SCHEDULE OF MEETINGS AND BRIEFINGS FOR 2019	
DATE	MEETING
MONDAY 15 APRIL	• RECESS
MONDAY 22 APRIL	• RECESS – (Easter Monday)
THURSDAY 25 APRIL	• (ANZAC Day)
MONDAY 29 APRIL	• BRIEFINGS
MONDAY 6 MAY	• COMMITTEES
MONDAY 13 MAY	• COUNCIL
MONDAY 20 MAY	• RECESS
MONDAY 27 MAY	• RECESS
MONDAY 3 JUNE	• BRIEFINGS
MONDAY 10 JUNE	• RECESS - (Queen's Birthday)
MONDAY 17 JUNE	• COMMITTEES
MONDAY 24 JUNE	• COUNCIL
MONDAY 1 JULY	• RECESS
SCHOOL HOLIDAYS - Monday 8 July to Friday 19 July 2019	
MONDAY 8 JULY	• RECESS
MONDAY 15 JULY	• RECESS
MONDAY 22 JULY	• RECESS
MONDAY 29 JULY	• RECESS
MONDAY 5 AUGUST	• BRIEFINGS
MONDAY 12 AUGUST	• COMMITTEES
MONDAY 19 AUGUST	• COUNCIL
MONDAY 26 AUGUST	• BRIEFINGS

SCHEDULE OF MEETINGS AND BRIEFINGS FOR 2019	
DATE	MEETING
MONDAY 2 SEPTEMBER	• COMMITTEES
MONDAY 9 SEPTEMBER	• COUNCIL
MONDAY 16 SEPTEMBER	• RECESS
MONDAY 23 SEPTEMBER	• RECESS
SCHOOL HOLIDAYS - Monday 30 September to Friday 11 October 2019	
MONDAY 30 SEPTEMBER	• BRIEFINGS
MONDAY 7 OCTOBER	• RECESS - (Labour Day)
MONDAY 14 OCTOBER	• RECESS (LGNSW Conference)
MONDAY 21 OCTOBER	• COMMITTEES
MONDAY 28 OCTOBER	• COUNCIL
MONDAY 4 NOVEMBER	• BRIEFINGS
MONDAY 11 NOVEMBER	• COMMITTEES
MONDAY 18 NOVEMBER	• COUNCIL
MONDAY 25 NOVEMBER	• BRIEFINGS
MONDAY 2 DECEMBER	• COMMITTEES
MONDAY 9 DECEMBER	• COUNCIL
MONDAY 16 DECEMBER	• RECESS
SCHOOL HOLIDAYS – Monday 23 December 2019 to Monday 27 January 2020	

The recess continues until the first Committee meetings of 2020.

Item 12 Questions on Notice with Answers

Skating Facilities in the City

1. By Councillor Scott

Question

In December 2013, the City resolved to “accelerate investigations for additional skate facilities at Green Square and Sydney Park”. In April 2015, Council further resolved to proceed with the scoping of skating facilities at Johnston’s Creek and Sydney Park, and to implement “skateable moments in the Green Square area, including Gunyama Park and Green Square Aquatic Centre, the South Sydney Hospital site and Matron Ruby Park”. This was affirmed in November 2015.

Please provide details of location and features of any planned or completed skate facilities at each of the following locations, and the planned timeline for their completion:

- Johnston’s Creek;
- Sydney Park;
- Gunyama Park and Green Square Aquatic Centre;
- South Sydney Hospital site; and
- Matron Ruby Park.

Please provide details of any skating facilities projects which were commenced after December 2013, and which have been completed as of November 2018.

Answer by the Lord Mayor

Johnstons Creek

The new skate park at Johnstons Creek Parklands is a street style plaza. Located adjacent to the Crescent, it is part of the new open space on the Crescent Lands. The construction tender is anticipated to be awarded in December 2018, with an expected construction program of one year.

Sydney Park

The proposed skate park in Sydney Park is located on Sydney Park Road adjacent to the cycling centre. It will be inclusive with a range of challenges for all abilities and wheeled sports. It will include a skate plaza, including street-style elements and transitions, small bowl and large flow bowl for advanced skaters.

Tenders have been received for the construction of this facility. A report seeking approval from Council to reject and negotiate the tender offers received was considered at the 12 November 2018 Corporate, Finance, Properties and Tenders Committee meeting. Approval will be sought at the 19 November 2018 Council meeting. The expected construction program is 15 months, which would follow the successful negotiation of tenders received.

Gunyama Park and Green Square Aquatic Centre

A small skate bowl is proposed in Gunyama Park as part of the Stage 2 works. A report seeking approval from Council to commence construction works in early 2019 for Stage 2 works is proposed for the December 2018 meeting.

There is no skate facility at the South Sydney Hospital Site or at Matron Ruby Grant.

Since December 2013, the City has developed an urban skate parks program, which identified two priority projects:

- The Crescent Lands at Johnston's Creek; and
- Sydney Park Skate Facility.

Redfern Park – Youth Plaza

Works to upgrade the skate plaza, including modifications and improvements to the skate-able elements, informed through consultation with the local skate community, were completed in October 2017.

Planning is currently underway to install an additional new skate ramp within the plaza. A concept plan has been prepared and consultation is ongoing with local skaters. The new ramp is expected to be installed in 2019.

S129275

Drying Green Park

2. By Councillor Scott

Question

As per the 2018/19 Quarter 1 Review – Delivery Program 2017–2021 Report, the Drying Green Park project is proceeding with an alternative delivery model.

Please detail:

- why the delivery model was changed; and
- the proposed alternative delivery model.

Answer by the Lord Mayor

As advised at the Council meeting of 13 August 2018 (Item 6.7), the City could not accept the preferred contractor's proposed changes to the contract in regards to ground settlement. They were significantly and materially different to what Council understood the proposed contractor had provided at the time of awarding the tender. Therefore, it was necessary to reject the preferred contractor offer and retender.

The revised delivery model directly addresses the risk of future ground settlement issues, and divides the project into three stages:

- Stage 1: Request for Tender for an early works design package including additional comprehensive geotechnical investigation, site remediation and foundation design.
- Stage 2: Request for Tender for construction of the early works to include civil construction of site specific footings for existing ground conditions and remediation. This will directly address ground settlement tolerances and mitigate the risk of future subsidence.
- Stage 3: Request for Tender for design and construction of the above ground works (landscaping and building works) by a specialist contractor.

S129275

Pedestrian Journey Times

3. By Councillor Scott

Question

The City has highlighted decreasing waiting times and journey times for pedestrians as a priority in the 2018/19 Quarter 1 Review – Delivery Program 2017–2021.

Please detail:

- how many alternatives to pedestrian intersection crossings have been researched or considered;
- how many have been unable to proceed, and where, with reasons; and
- how many will be able to proceed, and where, with reasons.

Answer by the Lord Mayor

Since the adoption of the Walking Strategy and Action Plan, the City has been working on multiple fronts to reduce walking times for pedestrians. These include:

Advocating for reduced waiting times at signalised intersections

As reported in the 2018/19 Quarter 1 Review – Delivery Program 2017–2021, the NSW Government has reduced the phase time for most Central Sydney intersections from 110 seconds to 90 seconds. The Lord Mayor has subsequently written to the Minister for Roads on 8 November 2018 to request an expansion of this trial to cover the entire City of Sydney local government area. Roads and Maritime Services has not yet responded to this letter.

Installing missing pedestrian crossing legs at signalised intersections

The City has long advocated for the inclusion of missing pedestrian crossing legs at signalised intersections. In March 2017, the City wrote to Roads and Maritime Services with a list of the 30 priority locations for installing these missing crossings. The City and Roads and Maritime Services met to identify a short list of six sites to action. Two intersections have been completed to date, with another four being collaboratively addressed over the coming couple of years.

Increasing the number of countdown timers

Since Roads and Maritime Services and the Centre for Road Safety installed the first countdown timers, the City has advocated for an increase in locations. This has mainly been done informally, but the request was formalised in a letter from the Lord Mayor to the Minister for Roads on 8 November 2018. There has been a minimal increase in the number of countdown timers installed in the City of Sydney since the first roll out. Roads and Maritime Services funding for further roll out of countdown timers ended in 2016. Roads and Maritime Services has not yet responded to the Lord Mayor's letter.

Installing capital works to assist with ease of pedestrian crossing

The City improves pedestrian connectivity in a large number of capital works projects. So far this financial year a raised pedestrian crossing at Danks Street, Waterloo, has been installed and planning has commenced for three more in the Green Square area. The City has a standing budget of \$600,000 for the installation of Continuous Footway Treatments and other pedestrian improvements within Central Sydney.

Delivering through site links

The City also works with developers to introduce through site links within new developments in urban renewal areas to reduce the size of the blocks in old industrial areas.

Speed reduction

In February 2018, the City received conditional approval for two 40km/h zones and an approval for a further zone. The zone in Alexandria was installed in March 2018. The City has been working with Roads and Maritime Services since to consider the options for meeting the conditions of the Kings Cross and Waterloo/Green Square approvals. The City is working towards having Green Square works completed and the 40km/h speed zone installed this financial year, with Waterloo and Kings Cross following in the next couple of years.

S129275

Recycling Crisis

4. By Councillor Scott

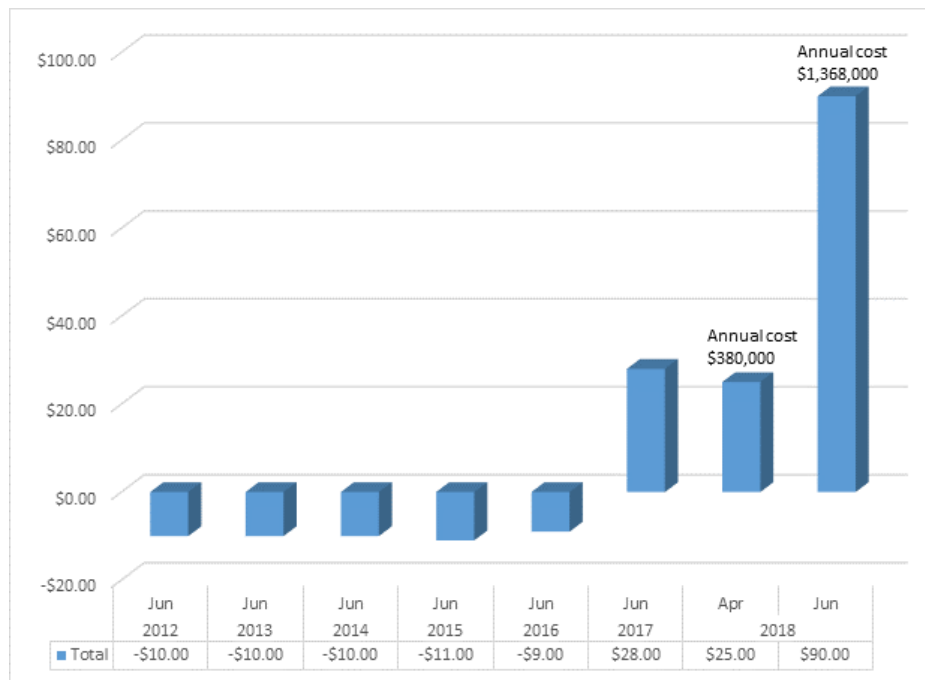
Question

Recycling processing costs have been subject to ongoing increases due to the effects of the China National Sword Policy.

1. Please detail the increased costs incurred by the City that are associated with the China Sword crisis and reasons for them.
2. Please detail, since the City began recording the rates, the annual rates and quantum of recycling in the City of Sydney. Where possible, please also detail the recycling rates as a proportion of the City's entire waste collection stream that is collected.

Answer by the Lord Mayor

The following graph illustrates the projected financial costs that may be incurred due to the increase cost of \$65 per tonne as of June 2018.



The rate of waste diverted from landfill for the Local Government Area as at June 2018 is approximately 67 per cent. Since 2012/13, the City's domestic recycling (yellow-lid bin) has averaged approximately 14,615 tonnes each year with an average of 67.8 per cent diverted from landfill.

Year	Total Recycling Tonnes	Total Waste Tonnes	Total % diverted from Landfill
2012-13	15,010	61,022	65.7%
2013-14	14,785	63,882	68.3%
2014-15	14,805	64,620	68.7%
2015-16	14,375	67,042	69.5%
2016-17	14,670	66,301	67.9%
2017-18	14,045	64,005	66.8%

Alcohol Free Zones

5. By Councillor Scott

Question

Broken down by year, please detail the total number of alcohol free zones in the City of Sydney on 31 December, between 2004 and 2018.

By what percentage have alcohol free zones in the City increased between 31 December 2004 and 31 December 2018?

Broken down by year, since 2004, please detail how many alcohol free zones were requested by category (e.g. NSW Police, private residents, initiated by the City)?

Answer by the Lord Mayor

An answer to the first question will be provided via CEO update. To provide answers to the remainder would require an onerous use of staff time.

S129275

Overweight Vehicles on Maddox Street

6. By Councillor Chung

Question

On April 23 2018, the City received advice from Roads and Maritime services that Council Rangers now had the authority to enforce infringement notices to vehicles violating the weight limit on City of Sydney roads, particularly Maddox Street, Alexandria.

Can the Lord Mayor please provide an update of the following data related to ranger patrols on Maddox Street, Alexandria, since 7th May 2018:

1. What is the total amount of operational hours that has been dedicated to this enforcement?
2. What is the total amount of 'static patrol' hours that rangers have spent in Maddox Street?
3. What is the average time period that rangers have been based at Maddox Street on a patrol day?
4. How many vehicles have been detected subject to the '3 Tonne - No Truck' signage?
5. How many letters of demand (infringement notices) have been issued?
6. Could the Lord Mayor please provide a monthly summary of how many static hours were undertaken by rangers and how many infringement notices were issued from April to October 2018?

Answer by the Lord Mayor

1. Ordinance Rangers = 744 hours (this includes travel, set-up, patrols and administration). In addition to this, Parking Rangers (who cannot enforce weight limits) also attend and patrol Maddox Street three times a week.
2. Ordinance Rangers have implemented 372 hours (3 hour static patrols).
3. For Ordinance Rangers, 3 hours commencing 7.30am, 11am or 2.30pm.
4. 0 vehicles were detected and investigated.
5. After investigation, 51 letters of demand were sent and 33 infringements were issued to date. Further infringements are pending.
- 6.

	Static Patrols (hours)	Penalty Notices
April (after April 24 when authorisation was granted)	21	Penalty notices for April were issued in May.
May	54	9
June	51	7
July	63	3
August	51	1
September	48	13
October	60	0

S129268

Return and Earn Reverse Vending Machine

7. By Councillor Chung

Question

In the July 18 CEO Update, an update was provided on the Return and Earn Reverse Vending Machines in the City. At that stage, there was not a suitable site identified to locate a Reverse Vending Machine (RVM) and staff were coordinating with TOMRA Cleanaway and the Network Operator to discover potential sites for a RVM.

1. What further discussions has the City of Sydney had with Property NSW regarding the request to support site RVMs on NSW Government-owned land in the LGA?
2. Since July 2018, what sites have been recommended as suitable RVM locations following investigations by TOMRA?

3. Can the Lord Mayor please identify if there are any future key events where a RVM could be utilised?
4. Can the Lord Mayor please advise what progress has been made regarding agreements, through discussions with Better Buildings Partnership, to site RVMs on any available commercially owned and in the LGA.
5. What City of Sydney owned or controlled sites have been considered for a RVM?

Answer by the Lord Mayor

1. Through TOMRA/Cleanaway's correspondence with Property NSW, the City has been told that there are not any suitable sites that Property NSW can recommend to site RVMs in the LGA.
2. TOMRA have investigated approximately three sites (including the car park at 52 Wilson Street in Newtown, the car park at 29 Wilson Street in Newtown, and the car park on the corner of Erskineville Rd and Septemus Street, Erskineville (owned by the Anglican Church). The first two sites were deemed not suitable due to their close proximity to residential dwellings (the RVM kiosks generate high levels of noise during collection). TOMRA/Cleanaway was unable to obtain approval for siting the RVMs from the owners of the third site.
3. The City is working with TOMRA/Cleanaway to trial collecting beverage containers in TOMRA/Cleanaway provided mobile garbage bins at local City events.
4. After initial staff discussions with members of the Better Building Partnerships, the City is not aware of any RVMs that have since been sited on their land. There has been one RVM sited on commercially owned land in the LGA which is at The Cannery, 61 Mentmore Avenue, Rosebery.
5. Since July 2018, additional sites that have been considered include Ian Thorpe Aquatic Centre, Erskineville Oval, Sydney Park (car park), Victoria Park (car park), the car park at 52 Wilson Street Newtown, the car park at 29 Wilson Street Newtown, Ultimo Community Centre and Jubilee Park. These sites were deemed not suitable due to the sites not being able to accommodate the anticipated extra vehicle traffic that the RVMs would attract and the removal of parking spaces that the RVMs would require.

S129268

Alternative Waste Treatment

8. By Councillor Scott

Question

Please detail the financial and other implications for the City of Sydney of the NSW Government's decision to cease alternative waste treatment (AWT) outputs in NSW.

Answer by the Lord Mayor

The financial implications of the NSW Government's decision relating to alternative waste treatment are not yet known. City staff will provide a CEO Update regarding any implications to putrescible waste processing when these impacts are certain.

S129275

Item 13 Supplementary Answers to Previous Questions

There are no Supplementary Answers to Previous Questions on Notice for this meeting of Council.

Item 14 Notices of Motion**Item 14.1 Living Sydney 2050**

Moved by Councillor Miller, seconded by Councillor Scully –

It is resolved that:

(A) Council note that:

- (i) increasing the volume and biodiversity of flora and fauna in a city can improve overall health, wellbeing, productivity and social cohesion. It can help to cool the city, reducing the risks associated with extreme heat;
- (ii) the City of Sydney has long recognised this and worked hard to increase the canopy cover and biodiversity in our area as part of Sustainable Sydney 2030;
- (iii) our Greening Sydney Plan was adopted in 2012 and the Urban Ecology Strategic Action Plan was adopted in 2014;
- (iv) in the last 13 years, the City has planted over 12,847 new street trees and added over 81,010 square metres of street gardens;
- (v) the Office of the Government Architect is also promoting more liveable, resilient, healthy and sustainable cities through their 'Greener Places' framework. Planning Priority E17 in the Greater Sydney Commission's Eastern City District Plan identifies the importance of tree canopy and the delivery of open space connections to achieve the benefits of Sydney's Blue Green Grid;
- (vi) new research is emerging that shows that climate change is creating new risks for the urban ecology of Australian cities. Given that these risks are likely to increase, staff should review our existing plans to ensure they adequately protect the city;
- (vii) this includes reviewing the tree species in our inventory to ensure they will tolerate more extreme droughts, an assessment of rooftop and laneway space for potential planting, assessing soil health, and offering more protection to fauna as we experience more days of extreme heat;
- (viii) Council will continue to advocate for the State to maximise urban canopy, open space, permeable surfaces, green roofs and walls; and
- (ix) consultation for Sustainable Sydney 2050 is underway and provides an opportunity to engage our communities on best practice urban ecology, urban agriculture, biophilic, regenerative, adaptive and water sensitive urban design; and

- (B) the Chief Executive Officer be requested to:
- (i) investigate best practice approaches to improving the City's urban ecology as part of the Sustainable Sydney 2050 consultation and use that to update the overarching strategic approach and relevant city plans;
 - (ii) look at whether that could include prioritising outcomes and exploring levers for achieving them such as the review of forthcoming Local Environment Plans, development control plans, tender documents, major projects, demonstration projects, new programs (such as a Living Infrastructure Partnership), via our grants or planning controls, community engagement, new targets, regulatory barriers and advocacy priorities; and
 - (iii) provide an indicative timeline for when this review might take place via CEO Update.

Carried unanimously.

S129262

Item 14.2 City of Sydney Event Guidelines - Balloons

Moved by Councillor Forster, seconded by Councillor Chung –

It is resolved that:

(A) Council note:

- (i) the City of Sydney Event Guidelines currently state that 'The City of Sydney has a no balloons policy in all of its parks and open spaces' and that 'Balloons will not be permitted for any events';
- (ii) in both 2016 and 2017, the Balloon Artists and Suppliers Association of Australasia (BASA) entered a float in the Sydney Gay and Lesbian Mardi Gras Parade, both of which were accepted and approved by the event organiser, the City of Sydney;
- (iii) the City of Sydney Event Application form has only recently been updated and now explicitly states that 'Balloons are not permitted';
- (iv) as a result, BASA were unable to enter a float in the 2018 Mardi Gras Parade and will be unable to participate in future parades;
- (v) the balloons used in the previous BASA floats are made of latex rubber and are 100% biodegradable;
- (vi) the balloons used in the previous BASA floats are filled with air, not helium, so cannot float away;
- (vii) the balloons used in the previous BASA floats are attached directly to the float and do not require any additional plastic ties or clips; and
- (viii) the balloons used in the previous BASA floats have been responsibly disposed of following the completion of the parades; and

(B) the Chief Executive Officer be requested to:

- (i) provide an exemption with regard to the use only of biodegradable, air-filled balloons for the Sydney Gay and Lesbian Mardi Gras Parade; and
- (ii) require parade entrants wishing to use such balloons to give a written undertaking to dispose of them responsibly after the conclusion of the parade.

Variation. At the request of Councillor Miller, and by consent, the motion was varied, such that it read as follows:

(A) Council note:

- (i) the City of Sydney Event Guidelines currently state that 'The City of Sydney has a no balloons policy in all of its parks and open spaces' and that 'Balloons will not be permitted for any events';
- (ii) in both 2016 and 2017, the Balloon Artists and Suppliers Association of Australasia (BASA) entered a float in the Sydney Gay and Lesbian Mardi Gras Parade, both of which were accepted and approved by the event organiser, the City of Sydney;
- (iii) the City of Sydney Event Application form has only recently been updated and now explicitly states that 'Balloons are not permitted';

- (iv) as a result, BASA were unable to enter a float in the 2018 Mardi Gras Parade and will be unable to participate in future parades;
 - (v) the balloons used in the previous BASA floats are made of latex rubber and are 100% biodegradable;
 - (vi) the balloons used in the previous BASA floats are filled with air, not helium, so cannot float away;
 - (vii) the balloons used in the previous BASA floats are attached directly to the float and do not require any additional plastic ties or clips; and
 - (viii) the balloons used in the previous BASA floats have been responsibly disposed of following the completion of the parades; and
- (B) the Chief Executive Officer be requested to:
- (i) provide an exemption with regard to the use only of biodegradable, air-filled balloons for the Sydney Gay and Lesbian Mardi Gras Parade;
 - (ii) require parade entrants wishing to use such balloons to give a written undertaking to dispose of them responsibly after the conclusion of the parade, and
 - (iii) in line with Priority 1.2 of the City of Sydney's Leave Nothing to Waste Strategy, request that the City work with Mardi Gras to reduce single-use plastics at the event.

Carried unanimously.

S129260

Item 14.3 Belmore Park Fence

Moved by Councillor Thalís, seconded by Councillor Forster –

It is resolved that:

(A) Council note:

- (i) the Belmore Park Draft Plan of Management was developed back in 1993;
- (ii) the City's Chinatown and City South Public Domain review in 2015 recommended:
 - (a) a Master Plan be developed for Belmore Park;
 - (b) accessibility, appearance and amenity of the park for all users be improved;
 - (c) entrances to the park and, where possible, the permeability of the park's edges be improved;
 - (d) the sense of openness within the park be improved;
 - (e) that the fence and understorey planting along the western edge of the park be removed to improve physical and visual permeability; and
 - (f) new access points be created from the footpath along the western viaduct into the park;
- (iii) the City is working on an updated City South Public Domain Plan;
- (iv) governments in other jurisdictions are working on projects that open up, improve access, and lower and remove fences around their parks (e.g. Parks Without Borders in New York City);
- (v) Belmore Park is a key pedestrian route between Haymarket and Central Station;
- (vi) entrances to Belmore Park are limited to Eddy Avenue and Hay Street; and
- (vii) Belmore Park is situated in between two high embankments that support road, light rail and heavy rail and that create a significant barrier for people accessing the park; and

- (B) the Lord Mayor be requested to write to the Minister for Transport requesting:
- (i) the removal of the fence along the western boundary of Belmore Park; and
 - (ii) installation of additional entry points (particularly in the south-western corner of the park for people walking to and from Railway Square, Central Railway Station and the Light Rail terminus).

Carried unanimously.

S129265

Monday 19 November 2018

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At 6.30 pm the meeting concluded.

Chair of a meeting of the Council of the City
of Sydney held on Monday 10 December 2018 at which
meeting the signature herein was subscribed.