

17 September 2018

At 5.00 pm



Council

Sydney 2030 Green Global Connected

Agenda

- 1. Confirmation of Minutes**
- 2. Disclosures of Interest**
- 3. Minutes by the Lord Mayor**
- 4. Memoranda by the Chief Executive Officer**
 - 4.1 Election of Deputy Lord Mayor
 - 4.2 Council Committees - Functions, Membership, Election of Deputy Chairpersons
 - 4.3 Central Sydney Planning Committee - Election of Councillors
 - 4.4 Local Pedestrian, Cycling and Traffic Calming Committee - Policies and Procedures, Membership and Appointment of Chairperson
- 5. Matters for Tabling**
- 6. Report of the Corporate, Finance, Properties and Tenders Committee**
 - 6.1 Disclosures of Interest
 - 6.2 Investments Held as at 31 July 2018
 - 6.3 Naming Proposal - Post Exhibition - Kepos Street Playground
 - 6.4 Cancellation of Tender – Emergency Management System
 - 6.5 International Travel - Sydney Symphony Highlight - Nanjing Art Festival, China
 - 6.6 Contract Extension - Civil Works
 - 6.7 Tender - Agency Services for Advertising
 - 6.8 Tender - Domestic Waste Collection Services
 - 6.9 Service and Maintenance of Ticket Machines - Upgrade Kits
 - 6.10 Property Disposal - Surplus Land 19-21 Lachlan Street, Waterloo

Agenda

Economic Development and Business Sub-Committee

- 6.11 Knowledge Exchange Sponsorship - Global Sydney International Business Landing Pad Program

7. Report of the Environment Committee

- 7.1 Disclosures of Interest
- 7.2 Bondi to Manly Walk - Endorsement of Memorandum of Understanding
- 7.3 International Travel - Global Parliament of Mayors Summit, Bristol and Global Conference on Energy Efficiency, Paris

8. Report of the Cultural and Community Committee

- 8.1 Disclosures of Interest

Cultural and Creative Sub-Committee

- 8.2 Public Exhibition - Busking Policy and Guidelines Review
- 8.3 Ad Hoc Cultural and Creative Grant - 107 Projects Incorporated

9. Report of the Transport, Heritage and Planning Committee

- 9.1 Disclosures of Interest
- 9.2 Request To Prepare A Planning Proposal - 44-78 Rosehill Street, Redfern
- 9.3 Public Exhibition – Planning Proposal and Draft Development Control Plan - Darlinghurst Road, Potts Point
- 9.4 Post Exhibition – Planning Proposal – 102-106 Dunning Avenue, Rosebery – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment and Planning Agreement
- 9.5 Public Exhibition - Planning Proposal - 30-62 Barcom Avenue, Darlinghurst - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

Agenda

- 9.6 Pre Exhibition – Planning Proposal – 12-22 and 24 Rothschild Avenue, Rosebery – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment
- 9.7 Post Exhibition - Planning Proposal - Affordable Rental Housing Review - Sydney Local Environmental Plan 2012 and Affordable Housing Program and Pre Exhibition - Planning Proposal - Affordable Rental Housing Review - Green Square Town Centre
- 9.8 Post Exhibition - Planning Proposal - Serviced Apartments - Amendments to Sydney Local Environmental Plan 2012 - Sydney Local Environmental Plan 2005 - Sydney Local Environmental Plan Green Square Town Centre 2013 and Sydney Local Environmental Plan - Green Square Town Centre Stage 2 2013
- 9.9 Public Exhibition - Planning Proposal - Heritage Floor Space Amendment
- 10. Questions on Notice**
- 11. Supplementary Answers to Previous Questions**
- 12. Notices of Motion**
 - 12.1 Food Waste
 - 12.2 Community Support Program
 - 12.3 Loud Shirt Day
 - 12.4 Pedestrian Signals
 - 12.5 Glebe Island
 - 12.6 Traffic Calming in Davoren Lane, Surry Hills
 - 12.7 Homelessness Risk for Asylum Seekers
 - 12.8 Rental Rights in the City
 - 12.9 Reducing Vehicle Emissions in the City of Sydney

Item 1

Confirmation of Minutes

Minutes of the following meeting of Council are submitted for confirmation:

Meeting of 13 August 2018

Item 2

Disclosures of Interest

(a) Section 451 of the Local Government Act 1993

Pursuant to the provisions of section 451 of the Local Government Act 1993, Councillors are required to disclose pecuniary interests in any matter on the agenda for this meeting of Council.

Councillors are also required to disclose any non-pecuniary interests in any matter on the agenda for this meeting of Council in accordance with the relevant clauses of the Code of Conduct – February 2016.

This will include receipt of reportable political donations over the previous four years.

In both cases, the nature of the interest must be disclosed.

Written disclosures of interest received by the Chief Executive Officer in relation to items for consideration at this meeting will be laid on the table.

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

The Local Government and Planning Legislation Amendment (Political Donations) Act 2008 (“the Act”) requires the disclosure of relevant political donations or gifts when planning applications are made to minimise any perception of undue influence. The amendments to the Act require disclosure to the Electoral Funding Authority of:

- a **reportable political donation** as defined in the Election Funding and Disclosures Act 1981 (a donation of \$1000 or more made to or for the benefit of the party, elected member, group or candidate or made by a major political donor to or for the benefit of a party, elected member, group or candidate, or made to the major political donor), or
- a **gift** (as defined in the Election Funding and Disclosures Act 1981) to any local councillor or council employee (and includes a disposition of property or a gift of money or the provision of other valuable or service for no consideration or for inadequate consideration) when a relevant planning application is made to a council.

A donation of less than \$1000 can be a reportable political donation if the aggregated total of such donations was made by an entity or person to the same party, elected member, group or candidate or person.

Item 3

Minutes by the Lord Mayor

Any Minutes by the Lord Mayor will be circulated prior to or at the meeting of Council.

Item 4.1**Election of Deputy Lord Mayor****File No: S062388****Memorandum by the Chief Executive Officer**

To Council:

Sections 231(2) and (3) of the Local Government Act 1993 provide:

- (i) the Councillors may elect a person from among their number to be the deputy mayor; and
- (ii) the person may be elected for the mayoral term or a shorter term.

Payment of Fees

Section 249 of the Act provides:

- (i) a Council may pay the deputy mayor (if there is one) a fee determined by the Council for such time as the deputy mayor acts in the office of the mayor. The amount of the fee so paid must be deducted from the mayor's annual fee.

On 5 June 2000, the City of Sydney Council resolved to:

- (i) "Pay Councillors the maximum of the range (as determined annually by the Local Government Remuneration Tribunal) as a matter of standing policy.
- (ii) Pay the Lord Mayor the maximum of the range (in addition to his fee as a Councillor) - as a matter of standing policy (less the Deputy Lord Mayor's fee).
- (iii) Pay the Deputy Lord Mayor, in addition to her fee as a Councillor, an amount equal to 10% of the mayoral fee actually paid to the Lord Mayor as a matter of standing policy."

Call for Nominations

At the Council meeting of 18 September 2017, Councillor Jess Miller was elected Deputy Lord Mayor in accordance with the provisions of section 231 of the Local Government Act 1993 for a term commencing immediately and ending on 30 September 2018.

Nominations for the office of Deputy Lord Mayor are now invited. Nominations must be made in writing by two or more Councillors (one of whom may be the nominee). Nomination forms will be provided to Councillors.

Conduct of Election

The Local Government (General) Regulation 2005 provides the method of conducting an election for Deputy Lord Mayor (further details on election procedures will be provided to Councillors). The last time the Deputy Lord Mayor's position was contested the method of voting selected by the Council was open, exhaustive voting.

Recommendation

It is resolved that:

- (A) Council elect a Deputy Lord Mayor for a term effective immediately until 30 September 2019;
- (B) the method of voting be by open, exhaustive voting; and
- (C) the Chief Executive Officer conduct the election forthwith.

MONICA BARONE

Chief Executive Officer

Item 4.2

Council Committees - Functions, Membership, Election of Deputy Chairpersons

File No: S062388

Memorandum by the Chief Executive Officer

To Council:

The Local Government (General) Regulation 2005 enables councils to establish such committees as it considers necessary (Reg. 260).

In 2017, Council resolved to adopt meeting times, functions, policies and procedures of the following Committees and Sub-Committees:

- Corporate, Finance, Properties and Tenders Committee, inclusive of the Economic Development and Business Sub-Committee, commencing at 2.00pm.
- Environment Committee, commencing at the conclusion of the Corporate, Finance, Properties and Tenders Committee.
- Cultural and Community Committee, comprising two sub-committees: the Cultural and Creative Sub-Committee and the Healthy Communities Sub-Committee, meeting consecutively at the conclusion of the Environment Committee.
- Planning and Development Committee, comprising three sub-committees: the Transport, Heritage and Planning Sub-Committee, the Major Development Assessment Sub-Committee and the Development Assessment Sub-Committee, commencing at the conclusion of the Cultural and Community Committee, with the Major Development Assessment Sub-Committee and Development Assessment Sub-Committee commencing at the conclusion of the Transport, Heritage and Planning Sub-Committee, no earlier than 5.00pm.

On 19 February 2018, in accordance with amendments to the Environmental Planning and Assessment Act 1979 mandating the establishment of Local Planning Panels, Council renamed the Planning and Development Committee to the Transport, Heritage and Planning Committee and endorsed revised Terms of Reference for that Committee. The Transport, Heritage and Planning Committee commences at the conclusion of the Cultural and Community Committee.

The administrative arrangements associated with Council's committees and sub-committees are detailed in the 'Functions, Delegations, Policies and Procedures of Council Committees' (refer Attachment A).

Election of Deputy Chairpersons

Council may elect a Deputy Chairperson of each Committee and Sub-Committee and, if the Lord Mayor does not wish to be the Chairperson of any Committee, elect the Chairperson of each such Committee and Sub-Committee (Reg. 267).

Previously, the Council has chosen to hold a separate election for each of the Deputy Chairperson positions. Elections were conducted by open, exhaustive voting (that is, by a show of hands or similar means for candidates duly nominated).

On 18 September 2017, Council elected Deputy Chairpersons for each of Council's Committees and Sub-Committees until 30 September 2018, with the Lord Mayor chairing all Committees.

Council may elect a Deputy Chairperson for each of the following Committees and Sub-Committees for the new term of office commencing immediately and ending on 30 September 2018:

- (1) Corporate, Finance, Properties and Tenders Committee;
- (2) Economic Development and Business Sub-Committee;
- (3) Environment Committee;
- (4) Cultural and Creative Sub-Committee;
- (5) Healthy Communities Sub-Committee; and
- (6) Transport, Heritage and Planning Committee.

Recommendation

It is resolved that:

- (A) the Functions, Delegations, Policies and Procedures of Council Committees, as shown at Attachment A to the subject Memorandum, be endorsed and adopted;
- (B) Council elect the Deputy Chairpersons of the Corporate, Finance, Properties and Tenders Committee, Environment Committee and Transport, Heritage and Planning Committee for a term effective immediately and ending on 30 September 2019;
- (C) Council elect the Deputy Chairpersons of the Sub-Committees of the Corporate, Finance, Properties and Tenders Committee and Cultural and Community Committee for a term effective immediately and ending on 30 September 2019;
- (D) if the Lord Mayor does not wish to be the Chairperson of any Committee, Council elect the Chairperson of each such Committee for a term effective immediately and ending on 30 September 2019;
- (E) the method of voting be open, exhaustive voting; and
- (F) the Chief Executive Officer conduct the election forthwith.

MONICA BARONE

Chief Executive Officer

Attachments

Attachment A. Functions, Delegations, Policies and Procedures of Council Committees

Attachment A

**Functions, Delegations, Policies and
Procedures of Council Committees**

CORPORATE, FINANCE, PROPERTIES AND TENDERS COMMITTEE

- Meeting Time: Monday 2.00pm
- Venue: Council Chamber
- Chairperson: The Lord Mayor, Councillor Clover Moore
- Deputy Chairperson: (To be determined)
- Members: Councillor Craig Chung
Councillor Christine Forster
Councillor Robert Kok
Councillor Jess Miller
Councillor Prof Kerry Phelp AM
Councillor Linda Scott
Councillor Jess Scully
Councillor Prof Philip Thalys
Councillor Angela Vithoulkas
- Quorum: A majority of the members of the Committee
- Functions:
- (1) To deal with all matters relating to:
- (a) Finance
 - (b) Consideration of budgets and quarterly budget performance
 - (c) Information Technology Policy
 - (d) Asset management
 - (e) Internal and external audit
 - (f) Fees and charges
 - (g) Rating matters
 - (h) Council vehicles and fleet management
 - (i) Industrial relations
 - (j) Organisational policy issues, eg, industrial agreements
 - (k) Council property management, including management, maintenance, leasing, licensing and sale of Council property (excluding footways but including the use, leasing and purchase of other non-Council property)
 - (l) Tenders valued at over \$5 million
 - (m) Grants and sponsorships

- (n) Economic development and strategy
- (o) Global city relationships, trade and marketing
- (p) Innovation
- (q) Village economies
- (r) Small business
- (s) City retailing
- (t) Operational and promotional issues relating to restaurants and hotels
- (u) Tourism

(2) To form the following sub-committee, and to exercise the functions listed above through this sub-committee:

(a) Economic Development and Business Sub-Committee -

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

Members: Councillor Craig Chung
 Councillor Christine Forster
 Councillor Robert Kok
 Councillor Jess Miller
 Councillor Prof Kerry Phelp AM
 Councillor Linda Scott
 Councillor Jess Scully
 Councillor Prof Philip Thalys
 Councillor Angela Vithoukaskas

Quorum: A majority of the members of the Sub-Committee

Functions: To exercise all of the functions of the Corporate, Finance, Properties and Tenders Committee in respect of economic development and business related matters.

ENVIRONMENT COMMITTEE

- Meeting Time: At the conclusion of the meeting of the Corporate, Finance, Properties and Tenders Committee
- Venue: Council Chamber
- Chairperson: The Lord Mayor, Councillor Clover Moore
- Deputy Chairperson: (To be determined)
- Members: Councillor Craig Chung
Councillor Christine Forster
Councillor Robert Kok
Councillor Jess Miller
Councillor Prof Kerryn Phelps AM
Councillor Linda Scott
Councillor Jess Scully
Councillor Prof Philip Thalys
Councillor Angela Vithoulkas
- Quorum: A majority of the members of the Committee
- Functions: To deal with all matters relating to:
- (a) Environmental management and sustainability
 - (b) Design of City of Sydney projects, eg, public spaces, parks, city buildings and community facilities
 - (c) Urban infrastructure, particularly roads, stormwater, drainage and footpaths
 - (d) Parks and open spaces
 - (e) Street trees
 - (f) Street and footpath maintenance and cleaning
 - (g) Graffiti removal
 - (h) Waste and recycling
 - (i) Street furniture
 - (j) Street lighting
 - (k) Grants and sponsorships

CULTURAL AND COMMUNITY COMMITTEE

Meeting Time: At the conclusion of the Environment Committee

Venue: Council Chamber

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

Members: Councillor Craig Chung
Councillor Christine Forster
Councillor Robert Kok
Councillor Jess Miller
Councillor Prof Kerry Phelp AM
Councillor Linda Scott
Councillor Jess Scully
Councillor Prof Philip Thalys
Councillor Angela Vithoulkas

Quorum: A majority of the members of the Committee

Functions:

(1) To deal with all matters relating to:

- (a) Arts (including visual and performing) and culture within the City of Sydney
- (b) City of Sydney events, programs and activities
- (c) Assistance to community and cultural organisations
- (d) Community services
- (e) Recreation services
- (f) Child care services
- (g) Library services
- (h) Cultural and social diversity
- (i) Cultural, social and economic disadvantage
- (j) Innovation
- (k) Liquor licensing
- (l) Community housing
- (m) Cultural venue management
- (n) Tourism

- (o) the Film Industry
- (p) Grants and sponsorships

(2) To form the following sub-committees, and to exercise the functions listed above through these Sub-Committees:

(a) Cultural and Creative Sub-Committee –

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

Members: Councillor Craig Chung
Councillor Christine Forster
Councillor Robert Kok
Councillor Jess Miller
Councillor Prof Kerryn Phelps AM
Councillor Linda Scott
Councillor Jess Scully
Councillor Prof Philip Thalys
Councillor Angela Vithoulkas

Quorum: A majority of the members of the Committee

Functions: To exercise the functions listed above in respect of cultural and creative matters.

(b) Healthy Communities Sub-Committee -

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

Members: Councillor Craig Chung
Councillor Christine Forster
Councillor Robert Kok
Councillor Jess Miller
Councillor Prof Kerryn Phelps AM
Councillor Linda Scott
Councillor Jess Scully
Councillor Prof Philip Thalys
Councillor Angela Vithoulkas

Quorum: A majority of the members of the Committee

Functions: To exercise the functions listed above in respect of matters related to healthy communities.

TRANSPORT, HERITAGE AND PLANNING COMMITTEE

Meeting Times: At the conclusion of the Cultural and Community Committee

Venue: Council Chamber

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

Members: Councillor Craig Chung
Councillor Christine Forster
Councillor Robert Kok
Councillor Jess Miller
Councillor Prof Kerryn Phelps AM
Councillor Linda Scott
Councillor Jess Scully
Councillor Prof Philip Thalys
Councillor Angela Vithoulkas

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Planning instruments, ie, LEPs, DCPs, Policies
- (b) Transport and access initiatives and issues
- (c) Parking policy
- (d) Traffic and the Local Pedestrian, Cycling and Traffic Calming Committee
- (e) Referrals from other authorities for comment on any of the above matters
- (f) Grants and sponsorships
- (g) All applications for footway usage approvals

POLICIES AND PROCEDURES OF COMMITTEES

- (a) The structure and functions of Committees is standing policy of Council.
- (b) All correspondence from, or to, all Committees, and Sub-Committees, shall be handled through normal Council processes.
- (c) All Committees and Sub-Committees shall be advisory to Council and have no independent role, except where specific authorities are delegated to them by Council.
- (d) Matters dealt with in Committee shall be submitted to Council without recommendation only when the chairperson so determines.
- (e) The chairpersons of Standing Committees and Sub-Committees shall have a casting vote in the event of an equality of voting.

Item 4.3**Central Sydney Planning Committee - Election of Councillors****File No: S062388****Memorandum by the Chief Executive Officer**

To Council:

The Central Sydney Planning Committee (CSPC) is constituted by the City of Sydney Act 1988.

Section 34(1) of the Act provides that the Committee shall consist of seven members:

- (a) The Lord Mayor of Sydney;
- (b) two Councillors of the City of Sydney elected by the Council; and
- (c) four persons (two of whom are senior State government employees and two of whom are not State or local government employees) appointed by the Minister administering Part 4 of the Planning Act, each having expertise in at least one of architecture, building, civic design, construction, engineering, transport, tourism, the arts, planning or heritage.

The persons currently appointed by the Minister pursuant to clause (c) are Mr Peter Poulet, Mr Gary White, Ms Gabrielle Trainor and the Hon. Robert Webster.

Previously, the Council has chosen to hold a separate election for each of the two Council-appointed positions; the elections were by open, exhaustive voting (that is, by a show of hands or similar means for candidates duly nominated).

At the Council meeting of 18 September 2017, Council elected Councillors Philip Thalys and Jess Scully to the two positions on the Central Sydney Planning Committee, effective immediately until 30 September 2018.

The Act provides that Council may appoint an alternate for each of the elected members. Last year, Council appointed Councillor Robert Kok as alternate to Councillor Thalys and Councillor Linda Scott as alternate to Councillor Scully until 30 September 2018.

Recommendation

It is resolved that:

- (A) Council elect two Councillors to be members of the Central Sydney Planning Committee effective immediately and ending on 30 September 2019;
- (B) the method of voting be open, exhaustive voting;
- (C) the Chief Executive Officer conduct the election forthwith; and
- (D) Council appoint alternates for each member elected.

MONICA BARONE

Chief Executive Officer

Item 4.4

Local Pedestrian, Cycling and Traffic Calming Committee - Policies and Procedures, Membership and Appointment of Chairperson

File No: S062388

Memorandum by the Chief Executive Officer

To Council:

The Local Pedestrian, Cycling and Traffic Calming (LPCTC) Committee is a Statutory Committee, established under the Roads Act and in accordance with administrative procedures required by Roads and Maritime Services (RMS).

Councils have been delegated certain powers from RMS regarding the regulation of traffic on local roads. A condition of this delegation is that councils must take into account the advice of their Local Pedestrian, Cycling and Traffic Calming Committee before exercising these powers.

The Local Pedestrian, Cycling and Traffic Calming Committee itself, however, has no decision-making powers. It is primarily a technical review body which is required to advise Council and council staff on traffic-related matters. Council and council staff are not therefore bound or required to implement a proposal supported by the Local Pedestrian, Cycling and Traffic Calming Committee. Any proposal supported by the Local Pedestrian, Cycling and Traffic Calming Committee must be approved by either the elected Council or authorised council staff (depending on the nature of the proposal) if it is to be implemented. This can only be done when the advice of the Committee is unanimous. Where the advice of the Committee is not unanimous, Council must separately notify and obtain the endorsement from RMS and the NSW Police Force.

Membership of the Local Pedestrian, Cycling and Traffic Calming Committee, as required by RMS delegation, is four formal (voting) representatives, one from each of the following:

- Council (Chairperson);
- Police Service;
- Roads and Maritime Services; and
- Local Members of Parliament or their nominee.

Note – Representatives of the NSW Police Force and representatives of State MPs can only vote on issues in their command or electorate respectively.

The Chairperson and alternate Chairperson are to be determined by Council, and Council's representative may be any Councillor or council officer. Council (in consultation with the formal members of the Local Pedestrian, Cycling and Traffic Calming Committee) may also decide to have additional informal (non-voting) representatives who can provide non-binding input on matters under consideration.

The current Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee, provide for informal (non-voting) representation from each of the following:

- State Transit Authority;
- Transport Workers' Union;
- Property NSW; and
- a cycling representative appointed by the Lord Mayor.

On 16 April 2018, Council resolved to commence the process to include a pedestrian representative on the Local Pedestrian, Cycling and Traffic Calming Committee as a non-voting member of the Committee. The Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee have been amended to include a pedestrian representative appointed by the Lord Mayor to provide for informal (non-voting) representation.

City staff convene meetings and provide administrative support for the Committee, including the preparation of agendas, reports and minutes, and formally represent Council when both the Chairperson and the alternate are absent.

On 18 September 2017, Councillor Thalís and Councillor Scott were appointed Chairperson and Alternate Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee, respectively, for the term of office ending on 30 September 2018. Council is now required to appoint a Chairperson and Alternate Chairperson for the new term of office commencing immediately and ending on 30 September 2019.

Recommendation

It is resolved that:

- (A) the Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee, as contained in Attachment A to the subject Memorandum, be endorsed and adopted;
- (B) the informal (non-voting) representatives to the Local Pedestrian, Cycling and Traffic Calming Committee, as outlined in the subject Memorandum, be endorsed;
- (C) Council appoint Councillor as the Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee for a term effective immediately and ending on 30 September 2019; and
- (D) Council appoint Councillor as the alternate Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee, for a term effective immediately and ending on 30 September 2019.

MONICA BARONE

Chief Executive Officer

Attachments

Attachment A. Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee

Attachment A

**Policies and Procedures of the Local
Pedestrian, Cycling and Traffic Calming
Committee**

LOCAL PEDESTRIAN, CYCLING AND TRAFFIC CALMING COMMITTEE

The Local Pedestrian, Cycling and Traffic Calming (LPCTC) Committee is a Statutory Committee, established under the Roads Act 1993 and in accordance with administrative procedures established by Roads and Maritime Services.

Chairperson: To be determined

Alternate Chairperson: To be determined

Members: There are four formal members of the Traffic Committee:

(a) Four formal (voting) representatives, one from each of the following-

- the City of Sydney Council (Chairperson)
- the NSW Police Service
- the NSW Roads and Maritime Services
- Local State Members of Parliament or their nominee.

Note: representatives of the NSW Police Service and representatives of State MPs can only vote on issues in their command or electorate respectively.

(b) Informal (non-voting) representatives, where relevant, from each of the following -

- State Transit Authority
- Transport Workers' Union
- Property NSW
- a cycling representative appointed by the Lord Mayor
- a pedestrian representative appointed by the Lord Mayor

The Chairperson and their alternate shall be determined by Council.

The views of informal members are considered but not binding.

Administration: City staff convene meetings and provide administrative support for the Committee, including the preparation of agendas, reports and minutes, and formally represent Council when both the Chairperson and the alternate are absent.

Function: Council has been delegated certain powers from the Roads and Maritime Services with regard to traffic matters on local roads. A condition of this delegation is that Council must take into account the advice of the LPCTC Committee. The LPCTC Committee has no decision-making powers. It is primarily a technical review body which is required to advise Council on traffic related matters. All proposals recommended by the LPCTC Committee must still be formally approved by either the elected Council or authorised City staff (depending on the nature of the proposal). This can only be done when the advice of the Committee is unanimous. Where the advice of the Committee is not unanimous, Council must separately notify and obtain endorsement from Roads and Maritime Services and the NSW Police Service.

Meetings/Attendance: The LPCTC Committee generally meets every third Thursday of the month at 10am in the Council Chamber, Level 1, Sydney Town Hall, George Street, Sydney. Members of the public are welcome to attend and speak to an item on the LPCTC Committee agenda. Addresses to the Committee are limited to 3 minutes, but this can be extended at the discretion of the Chairperson. If a member of the public wishes to attend, it is requested that they inform the Committee Secretary in advance on 9265 9648.

Item 5

Matters for Tabling

5.1 Disclosures of Interest

Disclosure of Interest returns that have been lodged in accordance with sections 449(1) and 449(3) of the Local Government Act 1993 will be laid on the table.

Recommendation

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

Item 6**Report of the Corporate, Finance, Properties and Tenders Committee - 10 September 2018****Item 6.1****Disclosures of Interest**

Councillor Linda Scott disclosed a less than significant, non-pecuniary interest in Item 6.11 on the agenda, in that she has known Jason Yat-sen Li, who is a member of the Haymarket HQ Advisory Board, in a personal capacity for some time. Councillor Scott stated that he has not spoken to her in relation to the Knowledge Exchange Sponsorship.

Councillor Robert Kok disclosed a less than significant, non-pecuniary interest in Item 6.11 on the agenda, in that he has known Brad Chan, the founder of Haymarket HQ Pty Ltd, as an acquaintance for several years. He was a member of the Chinese New Year Advisory Group from 2010 to 2014, of which Councillor Kok was Chair.

Councillor Kok further stated that he has known Jason Yat-Sen Li, the co-founder of the Haymarket HQ, in a personal capacity. He stated that he was not aware of the recommendation until the Committee report became available.

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

The Committee recommends the following:-

Item 6.2

Investments Held as at 31 July 2018

It is resolved that the Investment Report as at 31 July 2018 be received and noted.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Miller, and carried unanimously.)

X011299

The Committee recommends the following:-

Item 6.3

Naming Proposal - Post Exhibition - Kepos Street Playground

It is resolved that:

- (A) Council note that the proposal to name the pocket park located on the corner of Zamia Street and Kepos Street, Redfern, 'Kepos Street Playground' was placed on public exhibition for community comment and that the public exhibition period has now closed;
- (B) Council note that the outcome of the community consultation referred to in clause (A) indicates that naming the pocket park located on the corner of Zamia Street and Kepos Street, Redfern, 'Kepos Street Playground' is not supported;
- (C) Council approve the name of 'Elizabeth McCrea Playground' as the name for the park located on the corner of Zamia Street and Kepos Street, Redfern, based on the outcome of the community consultation referred to in clause (A); and
- (D) an application be made to the Geographic Names Board in accordance with the Geographical Names Act 1996 for the naming of the site as 'Elizabeth McCrea Playground'.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Scott, and carried unanimously.)

X14220

The Committee recommends the following:-

Item 6.4

Cancellation of Tender – Emergency Management System

It is resolved that Council not accept any of the tenders for Emergency and Evacuation Management Planning and, for the reasons set out in this report, cancel the tender for Emergency and Evacuation Management Planning (Tender 1759).

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Miller, and carried unanimously.)

X017762.089

The Committee recommends the following:-

Item 6.5

International Travel - Sydney Symphony Highlight - Nanjing Art Festival China

It is resolved that Council:

- (A) endorse international travel to Nanjing (including a potential side trip to Hangzhou) for Councillor Robert Kok;
- (B) endorse one staff member to travel with Councillor Kok and the Sydney Symphony Orchestra; and
- (C) note that Councillor Kok will provide a report to Council after the travel.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Miller, and carried unanimously.)

X014468

The Committee recommends the following:-

Item 6.6

Contract Extension - Civil Works

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993, to extend the term of the Civil Works Agreements with each service provider by 10 months to 31 July 2019;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a variation to the Civil Works Agreement to provide for the extension of the term under clause (A);
- (C) Council note that, because of extenuating circumstances, a satisfactory result would not be achieved by inviting tenders; and
- (D) Council note the reasons why a satisfactory result would be achieved by inviting tenders now are:
 - (i) the expenditure of the contract requires significant review of a new delivery processes to ensure improved contract management efficiencies, data capturing and the use of technology;
 - (ii) the existing service providers have good performance ratings and are providing good value for the service they are delivering;
 - (iii) the current construction has a high demand on civil construction contractors. The rates of the service providers recommended for an extension are competitive; and
 - (iv) limited time is available from now to the end of the contract to achieve a robust City tender process.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Miller, and carried unanimously.)

S104354

The Committee recommends the following:-

Item 6.7

Tender - Agency Services for Advertising

It is resolved that:

- (A) Council accept the tender offer of Tenderer 'K' for agency services for advertising for a period of three years, with the option of an extension of two years;
- (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 referred to in clause (A), if appropriate, and negotiate the price to extend the contract accordingly.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Thalys, and carried unanimously.)

X010779.013

The Committee recommends the following:-

Item 6.8

Tender - Domestic Waste Collection Services

It is resolved that:

- (A) Council accept the tender offer of Tenderer B for Domestic Waste Collection Services for a period of seven years, with the option of an initial extension of two years, and a further option of an extension of one year, if appropriate;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender;
- (C) authority be delegated to the Chief Executive Officer to exercise the options referred to in clause (A), if appropriate, and negotiate the price to extend the contract accordingly; and
- (D) authority be delegated to the Chief Executive Officer to negotiate the price to cater for growth in the services tendered.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Scott, and carried unanimously.)

X010781.013

The Committee recommends the following:-

Item 6.9

Service and Maintenance of Ticket Machines - Upgrade Kits

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

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Thalys, and carried unanimously.)

S103482.002

Item 6.10**Property Disposal - Surplus Land 19-21 Lachlan Street, Waterloo**

The Corporate, Finance, Properties and Tenders Committee decided that consideration on this matter be deferred to the meeting of Council on 17 September 2018.

Officer's Recommendation

The officer's recommendation to the Corporate, Finance, Properties and Tenders Committee was as follows -

It is resolved that:

- (A) Council endorse the disposal of the surplus portion of 19-21 Lachlan Avenue, Waterloo, at the price agreed to by both parties and 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 and enter into a Contract for Sale and any other documentation required to complete the sale; and
- (C) proceeds from the sale be allocated to the Commercial Properties Reserve to allow for future reinvestment in commercial property, supplementing the City's rate based income.

Officer's Report

The officer's report on this matter can be found at Item 10 on the agenda for the meeting of the Corporate, Finance, Properties and Tenders Committee on 10 September 2018.

(Note – this matter was dealt with by the Corporate, Finance, Properties and Tenders Committee as follows –

Moved by Councillor Kok, seconded by Councillor Thalís –

That the recommendation contained in the officer's report to the Corporate, Finance, Properties and Tenders Committee be adopted.

Following discussion, the motion was withdrawn and the Corporate, Finance, Properties and Tender Committee decided that consideration of this matter be deferred to the meeting of Council on 17 September 2018.)

X020058

The Sub-Committee recommends the following:-

Item 6.11

Knowledge Exchange Sponsorship - Global Sydney International Business Landing Pad Program

It is resolved that:

- (A) Council approve \$40,000 (exclusive of GST) financial support to Haymarket HQ Pty Ltd per year for the financial years 2018/19, 2019/20, 2020/21 for the coordination and delivery of the Global Sydney International Business Landing Pad Program; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with Haymarket HQ Pty Ltd.

(Note – At the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Vithoukas, seconded by Councillor Chung, and carried unanimously.)

Speaker

Mr Duco Van Breemen addressed the meeting of the Corporate, Finance, Properties and Tenders Committee (Economic Development and Business Sub-Committee) on Item 6.11.

X008789

Item 7

Report of the Environment Committee - 10 September 2018

Item 7.1

Disclosures of Interest

Councillor Linda Scott disclosed a non-significant, non-pecuniary interest in Item 7.2 on the agenda in that two individuals involved in this item have made non-reportable donations to her as a candidate in past elections. Councillor Scott further stated that former Senator John Faulkner is her former employer in his role as a Senator.

No other councillors disclosed any pecuniary or non-pecuniary interests in any matter on the agenda for this meeting of the Environment Committee.

The Committee recommends the following:-

Item 7.2

Bondi to Manly Walk - Endorsement of Memorandum of Understanding

It is resolved that:

- (A) Council support the idea of establishing the Bondi to Manly Walk;
- (B) authority be delegated to the Chief Executive Officer to negotiate and execute a Memorandum of Understanding to progress the project; and
- (C) City staff work with the Bondi to Manly Supporters Association, Properties NSW and other relevant agencies to ensure coordination and compatibility with the City's endorsed Nature and Culture walk project, including wayfinding and branding.

(Note – At the meeting of the Environment Committee, this recommendation was moved by Councillor Miller, seconded by the Chair (the Lord Mayor), and carried unanimously.)

X013434

The Committee recommends the following:-

Item 7.3

International Travel - Global Parliament of Mayors Summit, Bristol and Global Conference on Energy Efficiency, Paris

It is resolved that Council:

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

(Note – At the meeting of the Environment Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís, and carried unanimously.)

X014468

Item 8**Report of the Cultural and Community Committee - 10 September 2018****Item 8.1****Disclosures of Interest**

The Lord Mayor, Councillor Clover Moore, disclosed a less than significant, non-pecuniary interest in Item 8.3 on the agenda, in that a person associated with 107 Projects made a non-reportable donation to the Clover Moore Independent Team prior to the 2016 election.

Councillor Jess Miller disclosed a less than significant, non-pecuniary interest in Item 8.3 on the agenda, as it had been brought to her attention that a person associated with the management of the recipient made a non-reportable donation to the Clover Moore Independent Team campaign at the 2016 City of Sydney elections.

Councillor Robert Kok disclosed a less than significant, non-pecuniary interest in Item 8.3 on the agenda, as it had been brought to his attention that a person involved with the management of one of the recommended recipients made a non-reportable donation to the Clover Moore Independent Team campaign, of which he is a member, at the 2016 local government election. Councillor Kok stated that he was not aware of this recommendation until the committee report became available.

Councillor Philip Thalys disclosed a less than significant, non-pecuniary interest in Item 8.3 on the agenda, as it had been brought to his attention that a person involved with the management of the recipient made a non-reportable donation to the Clover Moore Independent Team campaign at the 2016 City of Sydney elections.

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.

The Sub-Committee recommends the following:-

Item 8.2

Public Exhibition - Busking Policy and Guidelines Review

It is resolved that:

- (A) Council approve the draft Local Approvals Policy for Busking and Aboriginal and Torres Strait Islander Cultural Practice, as shown at Attachment A to the subject report, for public exhibition for a minimum of 42 days in accordance with the requirements of the Local Government Act 1993;
- (B) Council note the draft Protocols for the practice of Aboriginal and Torres Strait Islander Culture in public places, as shown at Attachment C to the subject report, for public exhibition alongside the draft Policy;
- (C) Council note that staff will work with the busking community and the public to develop a Busking Code of Practice during the public exhibition period of the Local Approvals Policy for Busking; and
- (D) authority be delegated to the Chief Executive Officer to make minor changes to the draft Local Approvals Policy for clarity or correction of drafting errors prior to public exhibition.

(Note – At the meeting of the Cultural and Community Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Miller, and carried unanimously.)

S122196.001

The Sub-Committee recommends the following:-

Item 8.3

Ad Hoc Cultural and Creative Grant - 107 Projects Incorporated

It is resolved that:

- (A) Council approve two years of funding from when the agreement is signed at a total of \$100,000 (excluding GST) to be paid as a cash grant of \$50,000 (excluding GST) in 2018/19 and \$50,000 (excluding GST) in 2019/20 to 107 Projects Incorporated towards business model establishment costs at the Joynton Avenue Creative Centre; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer an agreement under terms consistent with this resolution and the Grants and Sponsorship Policy.

(Note – At the meeting of the Cultural and Community Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Miller, and carried unanimously.)

X003604

Item 9**Report of the Transport, Heritage and Planning Committee - 10 September 2018****Item 9.1****Disclosures of Interest****(a) Section 451 of the Local Government Act 1993**

Councillor Linda Scott disclosed a significant, non-pecuniary interest in Item 9.4 on the agenda in that an individual who had made a submission opposing this proposal had made a non-reportable donation to her election campaign. Councillor Scott was not present at, or in sight of, the meeting of the Transport, Heritage and Planning Committee during discussion or voting on 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.

The Committee recommends the following:-

Item 9.2

Request To Prepare A Planning Proposal - 44-78 Rosehill Street, Redfern

It is resolved that Council note:

- (A) the matters in this report, discussing the background to, and the reasons why the City of Sydney will not progress a request to prepare a planning proposal to amend the building height and floor space ratio controls in Sydney Local Environmental Plan 2012 for the site located at 44-78 Rosehill Street, Redfern;
- (B) that the proponent of the planning proposal request will be formally advised by the Chief Executive Officer of the reasons why the planning proposal request is an inappropriate outcome for the site and for the locality, taking into account all relevant matters including NSW state government draft or final plans, strategies or policies that affect the Redfern and Waterloo area and/or the Redfern to Eveleigh Corridor; and
- (C) the public benefit offer made by Redfern Rosehill Pty Ltd, shown at Attachment C to the subject report.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalís, seconded by the Chair (the Lord Mayor), and carried unanimously).

Speakers

Mr Stephen Moore addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.2.

Extension of Time

During discussion on Item 9.2, pursuant to the provisions of Clause 250(3) of the Local Government (General) Regulation 2005, it was –

Moved by Councillor Thalís, seconded by Councillor Forster –

That Mr Moore be granted an extension of time to speak on this matter.

Carried unanimously.

X018231

The Committee recommends the following:-

Item 9.3

Public Exhibition – Planning Proposal and Draft Development Control Plan - Darlinghurst Road, Potts Point

It is resolved that:

- (A) Council approve Planning Proposal: Darlinghurst Road, Potts Point, shown at Attachment A to the subject report, for submission to the relevant local plan making authority with a request for Gateway Determination;
- (B) Council approve Planning Proposal: Darlinghurst Road, Potts Point for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council approve the Draft Sydney Development Control Plan 2012: Darlinghurst Road, Potts Point, shown at Attachment B to the subject report, for public authority consultation and public exhibition together with Planning Proposal: Darlinghurst Road, Potts Point;
- (D) Council seek authority from the relevant local plan making authority, to exercise the delegation of the relevant local plan making authority of all their functions under Section 3.31 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan as amended by Planning Proposal: Darlinghurst Road, Potts Point; and
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal: Darlinghurst Road, Potts Point and Draft Sydney Development Control Plan 2012: Darlinghurst Road, Potts Point following receipt of the Gateway Determination.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís, and carried unanimously).

Speakers

Ms Carole Cole, Mr Charlie Saleh, Mr Warwick Bowyer, Mr Eric Wohl, Mr Aaron Senes, Mr George Senes, Mr Andrew Woodhouse and Mr Douglas Grand addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.3.

X018038

The Committee recommends the following:-

Item 9.4

Post Exhibition – Planning Proposal – 102-106 Dunning Avenue, Rosebery – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment and Planning Agreement

It is resolved that Council:

- (A) note matters raised in response to the public exhibition of Planning Proposal - 102-106 Dunning Avenue, Rosebery and Sydney Development Control Plan 2012: 102-106 Dunning Avenue, Rosebery, and draft planning agreement as shown at Attachment F to the subject report;
- (B) approve Planning Proposal - 102-106 Dunning Avenue, Rosebery as shown at Attachment A to the subject report, to be made as a local environmental plan only following the execution and registration on title of the Voluntary Planning Agreement shown at Attachment C to the subject report;
- (C) approve the Sydney Development Control Plan 2012: 102-106 Dunning Avenue, Rosebery, shown at Attachment B to the subject report, noting the approved development control plan will come into effect on the date of publication of the subject local environmental plan;
- (D) delegate authority to the Chief Executive Officer to make any minor variations to Planning Proposal - 102-106 Dunning Avenue, Rosebery and Sydney Development Control Plan 2012: 102-106 Dunning Avenue, Rosebery, to correct any minor errors prior to finalisation of the local environmental plan and development control plan; and
- (E) note a traffic and transport study of Rosebery is being commissioned to establish the performance of the existing transport and traffic network in Rosebery and consider steps to manage future performance growth.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalís, seconded by Councillor Kok, and carried unanimously).

X009371

The Committee recommends the following:-

Item 9.5

Public Exhibition - Planning Proposal - 30-62 Barcom Avenue, Darlinghurst - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal: 30-62 Barcom Avenue, Darlinghurst, shown at Attachment A to the subject report, for submission to the relevant local plan making authority with a request for a Gateway Determination;
- (B) Council approve the Planning Proposal: 30-62 Barcom Avenue, Darlinghurst for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the relevant local plan making authority to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect the Planning Proposal: 30-36 Barcom Avenue, Darlinghurst;
- (D) Council approve the Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst, shown at Attachment B to the subject report, for public authority consultation and public exhibition in parallel with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal: 30-62 Barcom Avenue, Darlinghurst, following receipt of the Gateway Determination; and
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 30-62 Barcom Avenue, Darlinghurst, to correct any drafting errors and/or ensure it is consistent with the Planning Proposal following the Gateway Determination.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalys, seconded by Councillor Miller, and carried unanimously).

X018299

The Committee recommends the following:-

Item 9.6

Pre Exhibition – Planning Proposal – 12-22 and 24 Rothschild Avenue, Rosebery – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal: Local Environmental Plan - 12-22 and 24 Rothschild Avenue, Rosebery, shown at Attachment A to the subject report, for submission to the relevant local plan making authority with a request for Gateway Determination;
- (B) Council approve Planning Proposal: Local Environmental Plan - 12-22 and 24 Rothschild Avenue, Rosebery, for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the relevant local plan making authority to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect Planning Proposal: 12-22 and 24 Rothschild Avenue, Rosebery;
- (D) Council approve Sydney Development Control Plan 2012 - 12-22 and 24 Rothschild Avenue, Rosebery, shown at Attachment B to the subject report, for public authority consultation and public exhibition with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal: Local Environmental Plan - 12-22 and 24 Rothschild Avenue, Rosebery, following receipt of the Gateway Determination; and
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 12-22 and 24 Rothschild Avenue, Rosebery, to correct any drafting errors and/or to ensure it is consistent with the Planning Proposal following the Gateway Determination.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalís, seconded by Councillor Kok, and carried unanimously).

X009371

The Committee recommends the following:-

Item 9.7

Post Exhibition - Planning Proposal - Affordable Rental Housing Review - Sydney Local Environmental Plan 2012 and Affordable Housing Program and Pre Exhibition - Planning Proposal - Affordable Rental Housing Review - Green Square Town Centre

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of Planning Proposal: Affordable Housing Review and draft City of Sydney Affordable Housing Program as shown at Attachment E to the subject report;
- (B) Council approve Planning Proposal: Affordable Housing Review, shown at Attachment A to the subject report, and refer the Planning Proposal to the relevant local plan-making authority to be made as a local environmental plan;
- (C) Council adopt the City of Sydney Affordable Housing Program, shown at Appendix A to Attachment A to the subject report, specifying the date of publication of the local environmental plan as the date the approved affordable housing program comes into effect;
- (D) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal: Affordable Housing Review, shown at Attachment A to the subject report, and City of Sydney Affordable Housing Program, shown at Appendix A to Attachment A to the subject report, to:
 - (a) include additional information, such as examples, in the Program to reflect the final drafting of clauses in the local environmental plan; and
 - (b) correct any minor errors prior to finalisation of the local environmental plan.
- (E) Council approve Planning Proposal: Affordable Housing Review - Green Square Town Centre, shown at Attachment D to the subject report, for submission to the relevant local plan-making authority with a request for a Gateway Determination;
- (F) if required by the Gateway Determination issued for Planning Proposal: Affordable Housing Review - Green Square Town Centre, shown at Attachment D to the subject report, Council approve the Town Centre Planning Proposal for public authority consultation and public exhibition in accordance with any conditions required in the Gateway Determination;
- (G) authority be delegated to the Chief Executive Officer to make minor changes, including any changes required by the relevant local plan-making authority as a condition of the Gateway Determination to the Planning Proposal: Affordable Housing Review - Green Square Town Centre, shown at Attachment D to the subject report, to prepare it for public exhibition; and
- (H) contingent on no submissions being made to the public exhibition of Planning Proposal: Affordable Housing Review - Green Square Town Centre, shown at Attachment D to the subject report, and no changes being made to the Planning Proposal, authority be delegated to the Chief Executive Officer to approve the Town Centre Planning Proposal, and refer it to the relevant local plan-making authority to be made as a local environmental plan.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalís, seconded by the Chair (the Lord Mayor), and carried unanimously).

Speakers

Ms Leonie King, Mr Aaron Senes, Mr Steven Reitano and Mr Tom Kehoe addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.7.

Extension of Time

During discussion on Item 9.7, pursuant to the provisions of Clause 250(3) of the Local Government (General) Regulation 2055, it was –

Moved by Councillor Thalís, seconded by Councillor Miller –

That Mr Reitano be granted an extension of time to speak on this matter.

Carried unanimously.

X008764

The Committee recommends the following:-

Item 9.8

Post Exhibition - Planning Proposal - Serviced Apartments - Amendments to Sydney Local Environmental Plan 2012 - Sydney Local Environmental Plan 2005 - Sydney Local Environmental Plan Green Square Town Centre 2013 and Sydney Local Environmental Plan - Green Square Town Centre Stage 2 2013

It is resolved that:

- (A) Council note matters raised in response to the public exhibition of Planning Proposal - Serviced Apartments, as shown in Attachment A to the subject report;
- (B) Council approve Planning Proposal - Serviced Apartments, as shown in Attachment B to the subject report, and Council request the Greater Sydney Commission to make as a local environmental plan under section 3.36 of the Environmental Planning and Assessment Act 1979; and
- (C) authority be delegated to the Chief Executive Officer to make any minor amendments to the Planning Proposal - Serviced Apartments to correct any minor errors or omissions prior to finalisation.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalys, seconded by Councillor Miller, and carried unanimously).

X006784

The Committee recommends the following:-

Item 9.9

Public Exhibition - Planning Proposal - Heritage Floor Space Amendment

It is resolved that:

- (A) Council approve the Planning Proposal - Heritage Floor Space amendment, shown at Attachment A to the subject report, for submission to the Greater Sydney Commission with a request for a Gateway Determination;
- (B) Council approve the Planning Proposal - Heritage Floor Space amendment for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek confirmation from the Minister or the Greater Sydney Commission whether it has the authority to exercise the plan-making functions of the Minister under section 3.36 of the Environmental Planning and Assessment Act 1979;
- (D) authority be delegated to the Chief Executive Officer to make any minor variations to the Planning Proposal - Heritage Floor Space amendment following receipt of the Gateway Determination; and
- (E) Council approve the amendment to the Alternative Heritage Floor Space Allocation Scheme, shown at Attachment B to the subject report, for public exhibition to be undertaken concurrently with the Planning Proposal - Heritage Floor Space amendment.

(Note – At the meeting of the Transport, Heritage and Planning Committee, this recommendation was moved by Councillor Thalís, seconded by Councillor Miller, and carried unanimously).

X020078

Item 10**Questions on Notice****Cycling Figures**

1. By Councillor Forster

Question

The 24 August 2018 CEO Update included the Bourke Street Redfern Bicycle Counter and George Street Waterloo Bicycle Counter - Weekday Trips - Monthly Summaries. These figures included data from June 2016 to March 2018.

Can the Lord Mayor please provide the Bicycle Counter Weekday Trip Monthly Summaries for the period June 2014 to May 2016 at these same locations?

S129269

Turruwul Park Synthetic Playing Surface

2. By Councillor Forster

Question

The City has identified Turruwul Park, Rosebery, as ideal for conversion to a synthetic playing surface.

1. To date, what specific works have been undertaken in preparation for this conversion?
2. What further works are required in order for the successful conversion to a synthetic playing surface?
3. What is the timeline for these further works and when will the synthetic playing surface be ready for use by the community and local sporting groups?

S129269

Gunyama Park

3. By Councillor Forster

Question

How have plans to install a synthetic playing surface at Gunyama Park progressed?

When will this sporting field be completed and open to the local community?

Has the City made a final decision with regard to line markings for this sporting field? If so, what has been decided?

What local sporting groups have been consulted with regard to the use of this sporting field?

S129269

Empty Land - Glebe

4. By Councillor Forster

Question

There is currently some unused, fenced off land located immediately north of the Tramsheds in Glebe. The land lies between the Tramsheds and the light rail line, accessed via Maxwell Road.

1. Does the City own this parcel of land?
2. If so, are there any plans to undertake public domain works and open this up to the community?
3. If not, who owns the land, and is the City in a position to negotiate with the land owner to open this space up to the community?

S129269

New Year's Eve Alcohol Free and Restricted Zones

5. By Councillor Scott

Question

Could Councillors please be advised (in writing and in map form, where possible):

1. Where will there be free public domain access in the City of Sydney on New Year's Eve 2018?
2. Where will there be paid public domain access in the City of Sydney on New Year's Eve 2018?
3. Where are the proposed or approved alcohol free zones in the City of Sydney on New Year's Eve 2018?
4. Where are the proposed or approved alcohol restricted zones in the City of Sydney on New Year's Eve 2018?
5. Please provide details of where in the City of Sydney, for New Year's Eve 2018, there will be public spaces, accessible for free, that will allow the public to bring their own alcohol.

S129275

Item 11

Supplementary Answers to Previous Questions

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

Item 12.1

Notices of Motion

Food Waste

By Councillor Miller

It is resolved that:

(A) Council note:

- (i) that the Leave Nothing to Waste, Waste Strategy and Action Plan 2017-2030 states the largest single waste stream in our red bin is food waste, which represents up to 35 per cent of the bin contents;
- (ii) the City is developing and will implement a trial food waste collection scheme for residents and will commence a pilot collection service for food organics premises by mid-2019;
- (iii) that based on the success of the pilot, a more extensive two-year trial collection service will be included as part of the new domestic waste collection tender, proceeding in early 2020;
- (iv) residents already using a variety of composting methods, particularly those in apartment buildings, are seeking further advice on how to safely and most efficiently use the compost they have generated;
- (v) Making Sydney a Sustainable Destination notes that up to one-third of commercial waste is food and the greenhouse gas emissions from food waste are 20 times that of carbon dioxide emissions;
- (vi) recent findings from a trial undertaken by the University of Technology Sydney (UTS) and FlowSystems has found that organics digested onsite from residential and commercial sites at One Central Park have the potential to create a 20 per cent conversion of waste to energy or a 40 per cent conversion of waste to hot water supply for 623 residential apartments (Central Park Precinct Organics Management Feasibility Study); and

- (B) the Chief Executive Officer be requested to:
- (i) inform the community about options currently available for community composting as well as the upcoming food waste trial and how apartment buildings can get involved;
 - (ii) provide to Councillors, via a CEO Update an overview of the food waste trials and research programs happening throughout the City and metro region such as the UTS/FlowSystems trial at One Central Park;
 - (iii) use these findings to investigate additional partnership and collaborative opportunities to reduce food waste through collaboration with the Sustainable Destination Partners, research institutes and other councils;
 - (iv) if needed, provide assistance to the University of Technology Sydney research team to advocate to the Environment Protection Authority (EPA) to review their compost standards in line with technological developments and cost-benefit analysis in light of current climatic conditions; and
 - (v) continue to work with residents and businesses to reduce their own organic waste through avoidance of food waste through targeted, and collaborative engagement via the City's grants program.

S129262

Item 12.2

Notices of Motion

Community Support Program

By Councillor Chung

It is resolved that:

(A) Council note:

- (i) the City of Sydney has been an official Refugee Welcome Zone since 2005, when Council declared its commitment to welcoming refugees and asylum seekers into our community;
- (ii) the City funds many local projects, which benefit refugees and asylum seekers, and raise community awareness;
- (iii) the Federal Government's positive decision to support refugees coming to Australia by announcing a Community Support Program (CSP), with an intake of 1000 per year from July 1 2017;
- (iv) refugees and migrants have made a positive contribution to our economy and our communities;
- (v) that there need to be more opportunities for safe and legal entry into Australia, and one way to do this is through community-led sponsorship;
- (vi) the cost for community sponsors of applicants under the Community Support Program are high (upwards of \$19,000 per first individual) and therefore may be prohibitive to potential community sponsors, including small businesses;
- (vii) currently, Community Support Program sponsored places are not additional to the Federal Government's existing humanitarian intake commitment, reducing the incentive for potential sponsors to support the program; and
- (viii) the Community Support Program is currently significantly under-subscribed, indicating that the abovementioned disincentives need to be addressed in order for the program to be successful; and

- (B) the Lord Mayor be requested to write to the Federal Minister of Immigration, Citizenship and Multicultural Affairs, the Hon. David Coleman MP, to call on improving and expanding the current Community Support Program by:
- (i) adopting a more affordable visa structure for the Community Support Program to make it more accessible to sponsors, including community organisations, families and businesses;
 - (ii) making the cap on the Community Support Program additional to our current humanitarian intake, in order to recognise the generosity of our communities and businesses, rather than shifting both the costs and the responsibility to them;
 - (iii) providing adequate support and services to assist with re-settlement and community integration; and
 - (iv) ensuring people in need of protection are prioritised to settle in Australia.

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Item 12.3

Notices of Motion

Loud Shirt Day

By Councillor Chung

It is resolved that Council:

- (A) note that:
 - (i) The Shepherd Centre is a not-for-profit charitable organisation that provides early intervention programs and services to children who are deaf and hearing impaired;
 - (ii) Loud Shirt Day is a national community initiative which has developed as a fundraising campaign, so that children affected by hearing loss can live life loudly; and
 - (iii) services and programs provided by The Shepherd Centre and other like-minded organisations are not fully government funded, and Loud Shirt Day aims to close the gap in access to these critical programs;
- (B) recognise the amazing achievements of The Shepherd Centre team, who, for almost 50 years, have worked in Sydney and across Australia to support children and the families of children who are deaf or hearing impaired and improve their quality of life;
- (C) endorse supporting The Shepherd Centre, through wearing a bright and/or colourful shirt and celebrating Loud Shirt Day on 19 October 2018; and
- (D) request that the Chief Executive Officer:
 - (i) publicise and promote Loud Shirt Day on the City of Sydney's media channels; and
 - (ii) encourage and facilitate a staff morning tea on Friday, 19 October 2018 to fundraise for The Shepherd Centre and celebrate Loud Shirt Day.

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Item 12.4

Notices of Motion

Pedestrian Signals

By Councillor Thalís

It is resolved that Council:

(A) note:

- (i) that walking is an efficient, healthy, safe and sustainable form of transport in urban areas, both for short trips and to access public transport;
- (ii) walkable urban areas increase economic activity, add value to real estate and provide a more equitable use of public space;
- (iii) walking accounts for 92 per cent of all trips within the Sydney city centre and people waiting on the footpath outnumber vehicles waiting at many intersections;
- (iv) Roads and Maritime Services (RMS) is responsible for traffic signals and by their operation they generally give priority to motor vehicles over pedestrians;
- (v) reduced pedestrian waiting times reduce footpath crowding, encourage compliance with signals and can improve worker productivity;
- (vi) research by Transport for NSW in 2011 showed that pedestrians wait on average 50 per cent longer than motor vehicles at intersections in the city centre;
- (vii) Transport for NSW recently reduced signal phase lengths at most City Centre intersections from 110 seconds to 90 seconds with a marked reduction in pedestrian wait times and no measurable impacts on traffic operations;
- (viii) pedestrians are poorly served by the Sydney Coordinated Adaptive Traffic System (SCATS), which is currently programmed to respond to motor vehicles, generally by reducing crossing time for pedestrians;
- (ix) in Central Sydney, pedestrians won't get a green signal without pressing the activator button outside the daytime (7.00am to 7.00pm Monday to Wednesday, but until 9.30pm Thursday to Saturday); and

- (B) request the Lord Mayor write to the Minister for Roads, Maritime and Freight requesting:
- (i) expansion of the 90 second signal phasing to the whole City of Sydney local government area, with a focus on intersections within the City Villages;
 - (ii) revised RMS policies for signal plans to increase priority for pedestrians consistent with NSW Government strategies and policies, especially increased pedestrian phase time at intersections with high levels of pedestrian activity;
 - (iii) a review of the Sydney Coordinated Adaptive Traffic System to support the NSW Government's "movement and place" policy in relation to improvements or alternatives to better serve pedestrians;
 - (iv) all signals in the city centre include automatic pedestrian phases at all times and shorter wait times when the actuator button is pressed;
 - (v) countdown timer indicators to be rolled out at all appropriate major intersections within the City of Sydney, including all new pedestrian signals; and
 - (vi) installation of speeding and red-light speed cameras at all intersections in Central Sydney to improve safety in areas of intense pedestrian activity.

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Item 12.5

Notices of Motion

Glebe Island

By Councillor Thalís

It is resolved that:

(A) Council note:

- (i) a number of State Significant developments are proposed for Glebe Island that have the potential to adversely impact on the amenity of Pymont and other inner harbour residents, including:
 - (a) construction of a new concrete batching plant, being assessed by the Department of Planning and Environment; and
 - (b) the construction of a multi-user port facility to import building materials by ship, being self-assessed by the NSW Port Authority;
- (ii) operation of the White Bay Cruise Terminal will continue alongside the approved construction staging site for WestConnex and the future Western Harbour Tunnel;
- (iii) the City of Sydney is not the consent authority for Glebe Island and White Bay as they are located in the Inner West Council Local Government Area;
- (iv) City of Sydney residents have expressed strong concern and opposition to the proposals, including the cumulative impacts of development on Glebe Island, White Bay, Blackwattle Bay and the Pymont foreshore;
- (v) the City's submissions to the Department of Planning and NSW Port Authority raised issues about the potential amenity, noise and traffic impacts on residents from these developments;
- (vi) on 30 August 2018, the Lord Mayor met with representatives of the Jackson's Landing Action Group to discuss their concerns about the future impacts of these developments on residents in the area;
- (vii) Councillor Jess Scully and I have hosted a number of community meetings over the last 12 months about development affecting the area attended by residents, Inner West Councillors and staff, the State Member for Balmain and the State Member for Sydney;
- (viii) on 28 August 2018, Inner West Council passed a Motion recommending that the City and Inner West Council collaborate on a response to the NSW Government that raises major community concerns about Glebe Island and White Bay and any other issues identified by the two Councils; and

- (ix) in 2015, UrbanGrowth released the Bays Precinct 'Transformation Plan' detailing their ambition for the Bays Precinct. The proposed developments signify a departure from the Plan, which identifies Glebe Island as a potential technological and innovation campus; and
- (B) the Chief Executive Officer be requested to:
 - (i) liaise with relevant staff at Inner West Council to discuss the proposals for Glebe Island and what support the City of Sydney can provide to Inner West Council;
 - (ii) report back, via CEO update, on the discussions with Inner West Council and the appropriate response to NSW Government that reflects the community concerns and any other issues identified; and
 - (iii) provide copies of the City's submissions on the concrete batching plant and multi-user facilities to Inner West Council.

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Item 12.6**Notices of Motion****Traffic Calming in Davoren Lane, Surry Hills**

By Councillor Forster

It is resolved that:

- (A) Council note:
- (i) Davoren Lane terminates in a T-intersection with the south side of Foveaux Street, Surry Hills, between Richards Avenue and Bourke Street;
 - (ii) Foveaux Street in this area has heavy pedestrian traffic on its south side;
 - (iii) Davoren Lane is a narrow thoroughfare with solid walls built close to the kerb on both the west and east sides of the laneway;
 - (iv) these walls obscure drivers' views of pedestrians walking along Foveaux Street on both sides of the laneway as vehicles approach the T-intersection from Davoren Lane;
 - (v) the solid walls also severely restrict pedestrians' sight lines as they approach on Foveaux Street to step off the curb to cross Davoren Lane;
 - (vi) as a result, near misses between vehicles and pedestrians occur regularly at the T-intersection; and
- (B) the Chief Executive Officer be requested to immediately investigate and implement options for traffic calming and/or signage in Davoren Lane on the approach to the T-intersection with Foveaux Street, in order to improve pedestrian safety.

Item 12.7**Notices of Motion****Homelessness Risk for Asylum Seekers**

By Councillor Scott

It is resolved that Council:

- (A) note that the Federal Department of Home Affairs is reducing support given to people seeking asylum living in the community;
- (B) note that as many as 3,500 people seeking asylum, many single parents with young children, will be left with no income at all by the end of 2018 due to cuts to the Status Resolution Support Services (SRSS) program;
- (C) note that, as a result, these members of our community are at significant risk of homelessness;
- (D) note that, in August 2018, 278 people were sleeping rough on City streets, with an additional 495 people in temporary accommodation in the City;
- (E) note that these cuts increase the strain placed on charities such as the Asylum Seeker Resource Centre, which received no Federal Government funding;
- (F) oppose the cuts being made to the SRSS program, which will have negative effects on asylum seekers in our City, and to our community as a whole;
- (G) request the Lord Mayor write to:
 - (i) the Prime Minister, the Hon. Scott Morrison MP, and to the Federal Minister of Home Affairs, the Hon. Peter Dutton MP, the Hon. Bill Shorten MP, Federal Leader of the Opposition, and the Shadow Minister for Immigration and Border Protection, the Hon. Shayne Neumann MP, expressing this view;
 - (ii) the Premier of New South Wales, the Hon. Gladys Berejiklian MP, and the NSW Leader of the Opposition, the Hon. Luke Foley MP, expressing this view and asking them to make representation of this view to the Prime Minister, Federal Minister of Home Affairs and their Opposition counterparts; and
 - (iii) the Members for Sydney (State), Newtown, Heffron, Sydney (Federal) and Wentworth expressing this view; and
- (H) request the Chief Executive Officer to collaborate with the Asylum Seeker Resource Centre and other relevant stakeholders in determining ways in which the City can support their work, and refugees in our community.

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Item 12.8.**Notices of Motion****Rental Rights in the City**

By Councillor Scott

It is resolved that Council:

- (A) note:
- (i) there are 2.1 million renters in NSW;
 - (ii) the City of Sydney has the highest concentration of rental properties and renters of Local Government Areas in NSW;
 - (iii) those who rent deserve access to safe, quality housing; and
 - (iv) more legislative protections are required to ensure that renters are able to access safe and quality housing, and that their rights are protected, including the prohibiting of:
 - (a) no-grounds evictions;
 - (b) punitive and discriminatory practices, including rent bidding, by landlords; and
 - (c) 'no pets' clauses in leases; and
- (B) request that the Lord Mayor write to the NSW Premier, the Hon. Gladys Berejiklian MP, the NSW Minister for Fair Trading, the Hon. Matt Kean MP, the NSW Leader of the Opposition, the Hon. Luke Foley MP, and the NSW Shadow Minister for Fair Trading, the Hon. Yasmin Catley MP, advocating that the NSW Government introduce legislation which prohibits no-grounds evictions, punitive and discriminatory practices, including rent bidding, by landlords, and 'no pets' clauses.

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Item 12.9

Notices of Motion

Reducing Vehicle Emissions in the City of Sydney

By Councillor Phelps

It is resolved that:

- (A) the Chief Executive Officer be requested to:
 - (i) transition the Council's vehicle fleet to zero emission vehicles by 2030;
 - (ii) investigate introducing requirements for all new multi-unit and mixed used developments to install electric vehicle charging infrastructure; and
 - (iii) explore the viability of the City of Sydney Council becoming a signatory to the Fossil-Fuel-Free Streets Declaration, as part of the C40 coalition.

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