

Council

Meeting No 5

Monday 13 May 2019

Notice No 5/1605

Notice Date 9 May 2019

minutes

city of villages

Index to Minutes

ITEM	PAGE NO
1. Confirmation of Minutes	196
2. Disclosures of Interest	197
3. Minutes by the Lord Mayor	198
3.1 Vale Ronald Patrick Austin	198
3.2 Vale Sri Lanka Easter Bombing Victims.....	201
3.3 Notre Dame De Paris Fire	203
3.4 Global City and Multicultural Expert Panel.....	206
3.5 Addressing the Homelessness Crisis in Our Cities Through Social Housing	208
4. Memoranda by the Chief Executive Officer	212
5. Matters for Tabling	213
5.1 Disclosures of Interest	213
5.2 Petitions	213
6. Report of the Corporate, Finance, Properties and Tenders Committee	214
6.1 Disclosures of Interest	215
6.2 2018/19 Quarter 3 Review – Delivery Program 2017–2021	215
6.3 Public Exhibition - Integrated Planning and Reporting Program and Budget 2019/20216	
6.4 Investments Held as at 31 March 2019.....	216
6.5 Policy - Adoption - Code of Conduct.....	217
6.6 Post Exhibition - Code of Meeting Practice.....	217
6.7 Policy - Adoption - Corporate Sponsorship Policy.....	219
6.8 Contract Variation - Child Care Management Agreement - Children's Services Community Management.....	219
6.9 Cancellation of Tender - Street Furniture, Out-of-Home Media and Wi-Fi Services	220
6.10 Exemption from Tender - Joynton Avenue and Zetland Avenue East Roadworks ..	224
6.11 Tender - Asset Compliance Services.....	225
6.12 Lease Approval - Levels 8, 9 and 10 - 343 George Street, Sydney.....	225
6.13 Lease Approval - Part Ground Floor, Levels 1 and 2, 101 William Street, Darlinghurst	226
6.14 Lease Approval - Level 9, 540 George Street, Sydney	226
6.15 Knowledge Exchange Sponsorship - Textbook Ventures	227

7.	Report of the Cultural and Community Committee	228
7.1	Disclosures of Interest	229
7.2	Post Exhibition - Local Approvals Policy for Busking and Aboriginal and Torres Strait Islander Cultural Practice.....	229
7.3	Festivals and Events Sponsorship (Village and Community) - Metropolitan Local Aboriginal Land Council - Eora Inner City NAIDOC	230
7.4	Post Exhibition - A City for All: Community Safety Action Plan 2019-2023.....	230
7.5	Policy - Adoption - Companion Animals Policy	231
8.	Report of the Transport, Heritage and Planning Committee	232
8.1	Disclosures of Interest	233
8.2	Post Exhibition - Sydney Development Control Plan 2012 Amendment - Late Night Trading 2018 (Not Liquor Licensing).....	234
8.3	Post Exhibition - Planning Proposal - Heritage Listing of 1A Elizabeth Bay Road (Kingsley Hall), 22-24 Darlinghurst Road (The Bourbon) and 32-32A Darlinghurst Road (The Empire)	235
8.4	Public Exhibition - Planning Proposal - 46 Chisholm Street, Darlinghurst – Sydney Local Environmental Plan 2012 Amendment.....	236
8.5	Traffic Treatment - Parkham Place, Surry Hills - Permanent Road Closure to Traffic from Nobbs Lane to Parkham Lane	238
8.6	Traffic Treatment - Parkham Lane, Surry Hills - Permanent Road Closure to Traffic from Olivia Lane to Bourke Street.....	238
8.7	Traffic Treatment - Olivia Lane, Surry Hills - Permanent Road Closure to Traffic from Nobbs Lane to Parkham Lane	239
8.8	Fire Safety Reports.....	239
9.	Questions on Notice.....	241
10.	Supplementary Answers to Previous Questions	252
11.	Notices of Motion	253
11.1	Support for Disability Advocacy Services in NSW.....	253
11.2	Reusable Coffee Cup Scheme	254
11.3	Vale Ron Austin.....	260
11.4	Safety Audit of Local Schools	261
11.5	Save the Curtain Call Statue	266
11.6	Doggy Pool Parties.....	269

Present

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

Members Deputy Lord Mayor – Councillor Linda Scott, Councillor Jess Miller, Councillor Craig Chung, Councillor Christine Forster, Councillor Robert Kok, Councillor Professor Kerryn Phelps AM MP, Councillor Jess Scully, Councillor Professor Philip Thalys and Councillor Angela Vithoukias

At the commencement of business at 5.03pm, those present were:-

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

Councillor Forster left the meeting of Council at 5.03pm at the commencement of the meeting and returned at 5.05pm during discussion and before the vote on Item 3.1.

Councillor Phelps left the meeting of Council at 9.45pm, following the withdrawal of Item 11.3 and prior to the discussion on Item 11.4, and did not return.

The Chief Executive Officer, Chief Financial Officer, Director City Projects and Property, Acting Director City Life, Director Legal and Governance, Director People, Performance and Technology, Director City Services, Director City Planning, Development and Transport and Chief Operating Officer were also present.

Order of Business

Council agreed, after some discussion on the matter, that the order of business be altered such that further discussion of Item 11.2 be deferred to the end of the meeting.

Council further agreed, after some discussion on the matter, that the order of business be altered such that further discussion of Item 11.4 be deferred to the end of the meeting.

Opening Prayer and Acknowledgement of Country

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

Recording of Council Meeting

The Chair (the Lord Mayor) advised Council that a request had been received from Heather McNab at the Australian Associated Press to record parts of the meeting of Council, in particular, Item 3.1.

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

That permission be granted to the Australian Associated Press to record parts of the meeting of Council.

Carried unanimously.

Item 1 Confirmation of Minutes

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

That the Minutes of the meeting of Council of Monday, 8 April 2019, as circulated to Councillors, be confirmed.

Carried unanimously.

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

No Councillors disclosed any pecuniary or non-pecuniary interests in any matter on the agenda for this meeting of Council.

(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 Ronald Patrick Austin****Minute by the Lord Mayor**

To Council:

I pay tribute to the life of Ronald Patrick Austin, gay activist and proud '78er, who passed away on 13 April 2019, aged 90.

Ron was perhaps an unlikely gay activist. Born into a Roman Catholic family in 1929, Ron grew up in Maitland, the eldest of five children. At the age of 16, he entered a Redemptorist monastery, completing six months as a postulant before being admitted into the novitiate and subsequently taking simple vows. Around 1951, he left after concluding he had no religious convictions and returned to the family milk business for a short time.

Ron had other plans. He enrolled at Newcastle's National Art School, completing an arts program under sculptor Paul Beadle before heading for Sydney's National Art School in Darlinghurst. To supplement his income, he took up part-time employment which soon became fulltime. He worked for the Children's Library and Crafts Movement, before spending most of his adult life working in an after-school care centre for teenagers in Erskineville, first as supervisor and then as supervisor-in-charge.

Early in his adult life he also accepted he was gay. Like many gay men, it was not easy for him as a young adult. There were no positive role models. If homosexuals appeared in films or plays, they were usually figures of fun, or met a tragic end. There were no easy places to meet, apart from a few discreet bars or the "beats".

Consensual male homosexual sex was still illegal. Gay men could still be arrested and gaoled for "soliciting" or "inciting" other men to have sex with them. Frequently the other men were undercover police. Gay men "doing the beats" were frequently soft targets for bashers and robbers, as well as the police. People were ostracised by others, and often lost their jobs if they were revealed to be gay or lesbian. There were no anti-discrimination laws.

In 1970, Ron heard about a new group being formed: CAMP, an acronym for the Campaign Against Moral Persecution. It was Australia's first gay and lesbian rights group.

Ron joined CAMP in 1971 at its headquarters in Darling Street, Balmain on the day that its members were writing the organisation's constitution. CAMP became a central focus of his life. In its early days, CAMP sought to be many things: an advocate, an educator, a self-help group and an alternative to the bar scene. Phone-a-Friend, which evolved into the Gay and Lesbian Counselling Service, was an early activity.

Ron was involved in all of it.

He began as a volunteer phone counsellor. Talking to other lesbians and gay men about their experience convinced him that political action was needed to change laws and change attitudes. He became involved in CAMP's Action group, the political group within CAMP. He took part in demonstrations against the sacking of a fellow activist, and against aversion therapy, the shock therapy that some psychiatrists believed could cure homosexuals.

He was involved in preparing CAMP's submission to the 1970s Royal Commission into Human Relationships and was a witness talking about his experience as a gay man. Not surprisingly, the Catholic Church tried to stop CAMP from giving evidence. He was a member of the delegation which met Neville Wran soon after he became Premier of NSW to lobby for law reform.

Ron was also part of a small group that attempted to educate the wider community about homosexuality, giving talks to tertiary students, Apex, Rotary Clubs and other groups.

Yet Ron questioned whether progress was being made, despite all this work. He also wondered how to involve the younger gay crowd who were attracted to the gay scene emerging in and around Oxford Street.

In June 1978, Ron and his friends were part of the audience at Sydney's first gay film festival, held at the long-gone Paris Theatre. One film included footage of the San Francisco Freedom Day Parade. Ron was particularly taken with the colour and costumes, particularly one man dressed as a butterfly. He carried a placard which read "In a world full of caterpillars, it takes balls to be a butterfly".

This image inspired Ron and an idea formed. A few nights later, he shared his idea with friends. They should have a street party, in costumes that would attract people out of the bars.

"Oh, you mean like a Mardi Gras?" Marg McMahan, one of his fellow phone counsellors asked.

Around that time, another group of activists were planning for the International Day of Gay Solidarity on 24 June.

One of Ron's friends suggested that they go and talk to this group. They weren't enthusiastic. One person thought the idea was silly. Another said they were too busy to take on organising it.

Fortunately, the late Lance Gowland, another of Ron's friends said he would do it, so it was included in the Solidarity Day program.

The poster promoted the event as a "night time parade and fiesta".

A large crowd gathered at Taylor Square on the night of 24 June. A truck driven by Lance Gowland led the Parade. A banner which read 'Repeal all anti-homosexual laws and stop police harassment of homosexuals' decorated the truck that led the parade. A sound system blared out the song Glad to be Gay. With Lance Gowland as driver, it was the first Mardi Gras float.

The crowd followed the truck onto the road, and walked, marched and even danced down Oxford Street and into history.

Ron and his friends were among them, with Ron dressed in a green caftan and his face painted white. Yet, with few others in costume, that first Mardi Gras was not the fiesta he imagined. Within two to three years, however, it was on its way to becoming the Mardi Gras it is today.

Ron was always modest about his role in Mardi Gras, and always stressed that the first Mardi Gras only happened because other people were prepared to organise it. Yet, without Ron's initial idea, we would not have the world's most fabulous celebration of LGBTIQ Pride.

Ron's legacy will be remembered. He holds an honoured place in Sydney Gay and Lesbian Mardi Gras 'Hall of Fame' and each year, The Ron Austin Award is given to the most fabulous float in the Parade.

But Ron must not only be remembered for his contribution to Mardi Gras. He must also be remembered as one of a small group of early gay and lesbian activists who took the risks, staged the first protests, started the campaigns, and offered support to many other lesbians and gay men. Without them, we would have no LGLBTIQ community, and Sydney would be a less accepting, open city.

Recommendation

It is resolved that all persons present in the Chamber stand for one minute's silence to mark the life of Ron Austin and his outstanding contribution to gay activism in Australia and the beginnings of Sydney Gay and Lesbian Mardi Gras.

COUNCILLOR CLOVER MOORE

Lord Mayor

Moved by the Lord Mayor, seconded by Councillor Scott –

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 Ron Austin.

S051491

Item 3.2 Vale Sri Lanka Easter Bombing Victims

Minute by the Lord Mayor

To Council:

Easter is the most sacred festival on the Christian calendar, a time when Christians around the world gather to commemorate the resurrection of Christ and its message of hope and life.

On Easter Sunday 21 April, 2019, this message was shockingly violated by a series of coordinated terrorist suicide bombings on three Christian churches in Sri Lanka and three luxury hotels in the commercial capital Colombo. A housing complex in Dematagoda and a guest house in Dehiwala were attacked with smaller explosions later that day.

At least 253 people have died, including over 40 foreign nationals and three police officers and around 500 people were injured.

The first church to be bombed was the Catholic Shrine of Saint Anthony in Kotahena, Colombo, followed by the Catholic Church of Saint Sebastian in Negombo, where at least 93 people reported at St. Sebastian's were reportedly killed. A protestant church in Batticaloa was also bombed, with over 300 people being admitted to hospital following the explosion. According to a BBC report, the suicide bomber had attempted to enter the church under the guise of filming it, but was prevented from doing so because a service was underway. He instead detonated his bomb in the churchyard, killing many children attending the attached Sunday school.

Three 5-star hotels on the central Colombo beachfront were bombed at around the same time. Guests, mainly foreign tourists, were having breakfast in the Table One Restaurant on the third floor of the Shangri-La Hotel when the bombers attacked. Another bomber joined the breakfast buffet queue in the Taprobane restaurant of the Cinnamon Grand hotel and detonated explosives strapped to his back as he was about to be served. The Kingsbury Hotel was also attacked.

Many international political and church leaders condemned the attacks and expressed their sympathies for the victims and their families. Religions for Peace International, the world's largest and most representative multi-religious coalition, spoke for many when it said:

“We cannot allow the misuse of religion and violent extremism to weaken our shared hope and commitment to peace and reconciliation.”

The Sri Lanka bombings occurred just over five weeks after the horrific shootings in Christchurch New Zealand. What is most chilling was that in both cases, many innocent people were killed while they were engaged in acts of worship. It is equally chilling that both acts of terrorism were motivated by extremism, by beliefs rooted in an absolutist worldview fuelled by intolerance, a lack of respect for the beliefs of others, and a failure to recognise our common humanity.

Following the bombings, an Australian organisation dedicated to extending the understanding, prevention and treatment of major stress and trauma expressed its grave concern that “these types of killings are becoming more common around the world”.

This organisation, the Australasian Society for Traumatic Stress Studies, said that these killing are rapidly communicated “through technologies to all – bringing such hate crimes into people's daily lives.”

I join with the Society in its stance “against all forms of hate speech that attempts to place divisions between communities and religious groups.”

“Acts of terror against civilians represent the worst manifestation of a larger use of language and ideology to divide and to deny our common shared humanity regardless of birth, culture or belief.”

Recommendation

It is resolved that:

- (A) all persons present in the Chamber stand for one minute's silence to mark the lives of the persons who died as a result of the horrific suicide bombings in Sri Lanka on Easter Sunday, 21 April 2019; and
- (B) a letter, under the Lord Mayor's signature, be conveyed to the Mayors of Columbo, Batticaloa and Negombo and expressing Council's sincere condolences for the deaths of their citizens.

COUNCILLOR CLOVER MOORE

Lord Mayor

Moved by the Lord Mayor, seconded by Councillor Scully –

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 those lost in Sri Lanka.

Note – The Lord Mayor acknowledged the presence of Mr Lal Wickrematunge, Consul-General of the Consulate General of Sri Lanka in Sydney and Ms Pramuditha Manusinghe, Consul of the Consulate General of Sri Lanka in Sydney, and presented Mr Wickrematunge with a Condolence Book from the City of Sydney.

S051491

Item 3.3 Notre Dame De Paris Fire

Minute by the Lord Mayor

To Council:

On 16 April, 2019, many of us woke to the news that a fire had seriously threatened the 850 year old Notre Dame Cathedral in Paris.

The fire had been detected shortly before 7pm Paris time on Monday 15 April 2019, with firefighters arriving minutes later. About 400 firefighters battled the fire over the next four hours, while a solemn crowd looked on.

Stopping the fire in a twelfth century Gothic structure presented serious challenges. Although more dangerous, the fire had to be primarily fought from inside the cathedral to reduce the risk of damage. Applying water from outside risked deflecting flames and hot gases inwards. Jets of water pumped from the Seine were applied at lower-than-usual pressures to minimise damage to the cathedral and its contents. Aerial firefighting was not an option. Water dropped from heights could have done structural damage, with heated stone cracking if suddenly cooled.

Within an hour of the flames first being seen, the Cathedral roof and the 93 metre high spire were engulfed in fire and soon collapsed. Attempts to extinguish the roof had to be abandoned to save the Cathedral's two towers, which were integral to the structural survival of the entire edifice. Twenty firefighters had attempted to climb the towers' narrow spiral stairs, but were driven back by heat.

By around 11:15pm Paris time, the fire had weakened and the two towers were out of danger. After about 12 hours the fire was completely extinguished. The bell towers and other parts of the building would have collapsed had it continued for another 30 minutes.

The following morning, Parisians woke to an altered skyline and the news that many of the Cathedral's sacred relics, artworks and other treasures had been saved. Following a brief look inside the Cathedral with French President Emmanuel Macron, the Mayor of Paris, Anne Hidalgo, said that it was "less terrible" than she had feared and that the altar and its cross were preserved. Some artworks had been removed in preparation for restoration work, including gargoyles and 16 copper statues representing the Twelve Apostles and four evangelists. A human chain of emergency workers and civil servants, working while the fire still blazed, saved others. Many of the cathedral's sacred relics were held in the adjoining sacristy, which the fire did not reach.

The Cathedral spire and around two thirds of the wood and metal roof were destroyed. The remnants of the roof and spire fell onto the stone vault underneath, which forms the ceiling of the cathedral's interior. This stone vaulting, the work of the Cathedral's medieval builders, covered over all the main spaces, prevented burning timbers and molten lead from breaking through easily and causing significant damage to the cathedral's interior. Some sections of this vaulting did collapse, allowing debris from the burning roof to fall to the marble floor below.

While lead joints in some of the 19th-century stained-glass windows melted, three major rose windows, dating to the 13th century, were undamaged. The main cross and altar survived, along with the statues surrounding it, but several pews were destroyed and the sculpted arches blackened by smoke.

As the fire was extinguished, President Macron announced that France would rebuild the state-owned cathedral "because that's what the French expect, because that's what our history deserves, because it's our profound destiny." Within a day, donations of around 80 million Euros had been pledged towards rebuilding the Cathedral, and this now exceeds over one billion Euros.

Responding to these pledges, many by billionaires, Mayor Hidalgo said:

"I think it is history and heritage that unite us. In the defense of heritage there are humanist values at play, and if they are expressed this way, all the better."

While she acknowledged the Cathedral's religious significance, she said it was more than that: "It is a monument and a place that belongs to everyone who loves Paris and loves this story," pointing out that Victor Hugo had said Paris belongs to all humankind.

The cultural commentator Constance Grady has described Notre Dame as "a symbol of human accomplishment, and more than that, of social accomplishment" while Victor Hugo saw Notre Dame as a work of art authored by humanity itself. In his opening of Book Three of his novel *The Hunchback of Notre Dame*, written at a time when the cathedral was in a state of horrific disrepair, Hugo wrote:

"Great edifices, like great mountains, are the work of centuries. Art often undergoes a transformation while they are pending, pendent opera interrupta; they proceed quietly in accordance with the transformed art. The new art takes the monument where it finds it, incrusts itself there, assimilates it to itself, develops it according to its fancy, and finishes it if it can. The thing is accomplished without trouble, without effort, without reaction, — following a natural and tranquil law. It is a graft which shoots up, a sap which circulates, a vegetation which starts forth anew. Certainly there is matter here for many large volumes, and often the universal history of humanity in the successive engrafting of many arts at many levels, upon the same monument. The man, the artist, the individual, is effaced in these great masses, which lack the name of their author; human intelligence is there summed up and totalized. Time is the architect, the nation is the builder."

Recommendation

It is resolved that:

- (A) Council note the international significance of Notre Dame Cathedral in Paris as a sacred place, cultural treasure and symbol of human accomplishment;
- (B) Council express its support and sympathy to the citizens of Paris following the serious damage to Notre Dame Cathedral and the loss of its iconic spire, as a result of fire on 15 April, 2019
- (C) Council commend the commitment by Emmanuel Macron, President of France, to rebuild Notre Dame, and the support given by many people across the world to this project;
- (D) a letter, under the Lord Mayor's signature, be conveyed to the Mayor of Paris expressing the City of Sydney's support and sympathy for the citizens of Paris.

COUNCILLOR CLOVER MOORE

Lord Mayor

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

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

Carried unanimously.

Note – The Lord Mayor acknowledged the presence of Mr Nicolas Croizer, Consul-General of the Consulate General of France in Sydney.

S051491

Item 3.4 Global City and Multicultural Expert Panel

Minute by the Lord Mayor

To Council:

The City has developed a vision to position Sydney as a 'Green, Global, Connected' international city to lift its overall competitiveness worldwide. This vision, expressed through Sustainable Sydney 2030, our Economic Strategy Action Plan, and our suite of policies and strategies, has attracted strong support, and generated noticeable benefits for our communities and businesses.

Over the years, with a strong track record of promoting Sydney's leading role in a global context, we have made great achievements by working with other international cities, especially in areas of sustainable development, creative and innovation industries, music and performing arts industries, and international education.

Our engagement in international networks, especially our partnerships with the C40 and 100 Resilient Cities, has shown our strong commitment and leading role in addressing climate change. These partnerships also offer opportunities to learn from other member cities. The City is also a member of the Carbon Neutral Cities Alliance, and the World Cities Cultural Forum.

The City's vibrant Sister City and Friendship City relationships have achieved fruitful outcomes and have received strong community and business recognition and support.

Our relationship with leading international cities, such as the six Sister Cities including San Francisco and Guangzhou, and six Friendship Cities including Chicago and Wuhan, also create opportunities for cultural and knowledge exchange between our multi-cultural communities.

We also have connected with a number of international cities via the Sydney Chinese New Year Festival and now the Sydney Lunar Festival - a bridge to bring our Asian communities closer into our city life.

With more than 200 nationalities living in our area, Sydney has a strong multicultural residential and business community who contribute to the City's prosperity, culture and resilience through their diversity and international networks. 54.9 per cent of local residents were born overseas, of which 36 per cent came from a country where English is not the first language. 41.3 per cent of local residents speak a language other than English at home. The dominant non-English languages spoken at home are Mandarin (11.3 per cent), Thai (3.6 per cent) and Cantonese (3.3 per cent).

Celebrating and nurturing our communities and valuing the people-to-people connections strengthen Sydney and Australia's place and influence in the Asia Pacific region and globally.

The City is currently undertaking community consultation on its next Community Strategic Plan, Sustainable Sydney 2050. This involves technical studies and research, including an Economic Futures study, a Green/Circular Economy study, Smart Cities Strategic Framework, Camperdown Ultimo Innovation Precinct Study, Transport Futures, amongst many others.

As the 2050 work progresses, and strategic directions become clearer, it will be timely for the City to consider the potential contribution that a Global City and Multicultural Expert Panel could make.

Alongside our existing Retail Advisory, Nightlife and Creative Sector Advisory, and Aboriginal and Torres Strait Islander Advisory panels, this panel would provide high-level strategic advice on matters related to international engagement and our own diverse multicultural communities.

It could offer support for business across priority sectors including retail, tourism, creative industries, tech start-ups, night-time, international education, and emerging sectors like the green economy. It could help the city improve our multi-lingual communications practices and expand our reach into multicultural communities.

The Panel would also help in the identification of networks to enhance Sydney's global positioning and connectivity, creating opportunities for trade and investment, and generating invaluable cultural and knowledge exchange to accelerate Sustainable Sydney 2030 – and inform Sustainable Sydney 2050.

It would play an invaluable role in enhancing the work of the city to connect with our multicultural communities and best utilise the City's rich resources in international engagement to leverage Sydney's status as a global city.

Overall, a Global City and Multicultural Expert Panel would assist the City to:

- (a) position Sydney globally;
- (b) strengthen the City's international networks; and
- (c) strengthen connections within and to Sydney's multicultural communities.

Recommendation

It is resolved that the Chief Executive Officer be requested to:

- (A) develop Terms of Reference for a Global City and Multicultural Expert Panel in consultation with Council;
- (B) call for members of a Global City and Multicultural Expert Panel through an Expression of Interest; and
- (C) report back to Council.

COUNCILLOR CLOVER MOORE

Lord Mayor

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

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

Carried unanimously.

S051491

Item 3.5 Addressing the Homelessness Crisis in Our Cities Through Social Housing

Minute by the Lord Mayor

To Council:

Anglicare's tenth annual Rental Affordability Snapshot Report (April 2019) recently revealed that the number of people experiencing homelessness and housing stress is at record levels.

Of the 64,485 properties listed for rent across Australia in April, only two were affordable for the 500,000 single people on the Newstart allowance. Of those homes considered affordable for people on the unemployment benefit, none were in an Australian capital city.

It is a shocking indictment of the failure of governments to address a housing and homelessness crisis in Australia. The report's authors concluded that: "governments in Australia used to strongly invest in social housing to meet need. It was valued as a public asset for reducing poverty and inequality. But in recent years, governments have withdrawn from this responsibility. Social housing stock has simply not kept pace with the growth in population."

In light of these distressing findings, I hosted a crisis meeting of the Council of Capital City Lord Mayors (CCCLM) on Thursday 2 May 2019. The meeting was attended by Hobart Lord Mayor and CCCLM Chair, Anna Reynolds, Melbourne Lord Mayor Sally Capp, representatives of the Lord Mayors of Adelaide and Perth, and the ACT Government. We were joined by experts from the sector, including Kate Colvin from the Everybody's Home campaign, Sophia Maalsen from the University of Sydney, and the CEOs of Homelessness NSW and Shelter NSW, Katherine McKernan and Karen Walsh.

As Lord Mayors of Australia's major cities, we are dealing with the impact of this crisis firsthand. People are sleeping rough in our cities in increasing numbers. Although this is the most severe and visible form of homelessness, it is the symptom of a widespread, systematic failure of our housing system.

According to the 2016 Census of Population and Housing, homelessness has increased in every capital city between 2011 and 2016.

Shamefully, Sydney had the greatest increase, at 48 per cent over those four years, followed by Darwin on 36 per cent, 32 per cent in Brisbane, 21 per cent in Hobart, 14 per cent in Adelaide and Melbourne and 12 per cent in Perth. The latest survey reveals more than 116,000 people were experiencing homelessness in Australia on census night.

There is a direct correlation between the lack of social housing supply and homelessness in Australia because social housing is a pathway out of homelessness.

We heard from Shelter NSW that the amount of social housing as a proportion of all housing in Australia is in steep decline, falling from 6 per cent in 1996 to a mere 4.2 per cent currently.

Because this occurs in the context of decreasing home ownership and increasing rents, people on very low incomes who are eligible for social housing – including older people, older women, families and people with disability – are being forced to rent in the private market, spending up to 80 percent of their income on rent.

This leaves people highly vulnerable – one medical bill away from eviction, or one bumper electricity bill away from destitution.

The CCCLM resolved to call on the Prime Minister and Leader of the Opposition to commit to urgent action, especially funding, to respond to rough sleeping on city streets and the creation of a national housing plan, working in collaboration with local and state governments.

We resolved to write to the leaders of all major parties, along with the relevant ministers and shadows, seeking a commitment from whoever wins government to:

- commit to funding additional social and affordable housing units with a focus on key strategic sites in inner cities, aimed at alleviating homelessness;
- provide more assistance for crisis accommodation for rough sleepers in major cities – including the inclusion of homelessness services in the City Deal process;
- appoint a dedicated Homelessness and Housing Minister to Cabinet;
- prioritise these issues at the next Council of Australian Governments meeting with an urgent review of the National Housing and Homelessness Agreement and Commonwealth Rent Assistance program;
- adopt a long-term national housing strategy that:
 - provides more social and affordable housing for people from a range of backgrounds to live in and around cities;
 - addresses the drivers of homelessness, including access to affordable housing, as well as family violence, mental health, drug and alcohol use; and
- commission a review of welfare and Centrelink policies, in particular Proof of Identity practices, to ensure the most vulnerable people in our cities can access social security.

In addition, Lord Mayors agreed to work together to identify key strategic sites within our cities that would benefit from national funding for crisis, social and affordable housing, and to form a delegation of CCCLM representatives and homelessness and housing peak bodies to meet with the incoming Housing Minister and Prime Minister following the election.

I commend the combined action of the CCCLM and look forward to working with its Chair, Anna Reynolds and the Chair of the Housing and Homelessness subcommittee, Lord Mayor Sally Capp, to follow up on these actions.

This Council has acted to address homelessness in our city before, most recently by providing funding to establish a Sydney office that will coordinate the project 'A Place to Call Home' – an initiative of the Institute of Global Homelessness. The City of Sydney signed a memorandum of understanding to establish Sydney as a Vanguard City, working with the Institute, the State Government, Non-Government-Organisations and a network of global cities to progress the targets: reduce rough sleeping in the City of Sydney by 25 per cent by 2020; reduce rough sleeping in the City and NSW by 50 per cent by 2025.

We look forward to working with the State Government to develop the strategy to achieve these targets. With less than one per cent of houses and apartments built in Sydney in the past eight years classified as affordable, the efforts of this initiative will not work without urgent action to provide housing for people on low incomes in the inner city.

Despite knowing that social housing is a crucial pathway out of homelessness, the State Government is not providing additional social housing in the inner city, instead choosing to sell off public housing stock and proposing massive private developments on public land.

In 2014 the State Government displaced members of our community by the sale of 293 social housing properties in Millers Point, and the 79 apartments in the Sirius Building – purpose built to house people on low incomes – have sat empty for over a year.

Despite claiming that it is delivering a significant boost in social housing across the State from the proceeds of the sales, the new properties are having little impact on NSW's housing waitlist of 52,932, almost 3,000 of which are waiting for housing in the inner city.

While social housing is also required in other parts of metropolitan Sydney, the situation in the inner city is urgent. The City's last street count revealed a 13 per cent increase in rough sleepers on the city's streets. The State Government cannot simply push rough sleepers out to the fringes.

The proposal to redevelop the Waterloo Estate is a significant opportunity to use scarce public land to provide much-needed social and affordable housing in the inner city, but the State Government's current proposal will replace 2012 social homes with 6,800 dwellings, 65 per cent of which are private market homes, leaving only 30 per cent social and 5 per cent affordable homes.

I believe this is a missed opportunity, and against the wishes of the community.

This Council endorsed the City's alternative proposal for Waterloo, with a more humane and responsible density, built form and housing mix. Of approximately 5,300 homes, the proposal would deliver 70 per cent social and affordable dwellings – that's around 3,700 homes for people on low incomes.

I was happy to host a public meeting attended by over 250 community members, where City planning staff presented the proposal, received with cheers of support and the endorsement of two former government architects. However, to make this proposal a reality the City needs the support and cooperation of state and federal governments.

The sale of public housing and the failure to use scarce public land to deliver social and affordable housing is making the housing and homelessness crisis in our city worse. We risk more people being forced to sleep rough on our streets and our city becoming an enclave for the rich.

Given the severity of the crisis revealed in the Anglicare Report, I believe it is incumbent upon us to redouble our efforts to work with the State and Federal government, together with the homelessness and housing sector to address the escalating crisis nationally and in our city.

Recommendation

It is resolved that:

- (A) the Lord Mayor be requested to work with the Chair of CCCLM and the housing and homelessness peak bodies, including Shelter Australia and Homelessness Australia, to advocate to the incoming Federal Housing Minister for further funding for social housing in strategic sites in the inner city, including Waterloo Estate;
- (B) Council note that the City's alternative proposal for the redevelopment of the Waterloo Estate was enthusiastically received by the community; and
- (C) the Chief Executive Officer be requested to continue to investigate options and models for the implementation of the City's alternative proposal in Waterloo.

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 of Council.

Item 5 Matters for Tabling

5.1 Disclosures of Interest

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

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

Carried unanimously.

5.2 Petitions

Petition to keep the grass lawn area of Harold Park an on-leash area for dogs

The following Petition (containing 83 signatures) was laid on the table by Councillor Scott.

We, the undersigned residents local to the Harold Park area, petition the council to keep the grass lawn area of Harold Park an on-leash area for dogs, for the following reasons:

- **Children's play area** – No fencing to keep dogs out of children's play area
- **Community uses** – The park is used extensively by local residents for barbequing, picnicking and ball sports, all of which would be severely impacted by allowing dogs to be off-leash
- **Size and heavy use of the park** – The grass areas of the park are not large, and are extremely busy at peak times given the densely populated surrounding area (particularly on evenings and weekends). A large increase in dogs cannot be accommodated into the space along with the existing usage
- **Cycle and jogging paths** – Multiple paths run through the grass areas of the park, the safety and enjoyment of which would be negatively impacted by having dogs off-leash
- **Large number of designated off-leash areas in the vicinity** – There are already a number of large off-leash areas within very close proximity of the Harold Park area

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that the Petition 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, Jess Miller, Jess Scully, Prof Philip Thalys and Angela Vithoukias.

At the commencement of business at 2.02pm those present were -

The Lord Mayor, Councillors Chung, Kok, Scott, Scully, Thalys and Vithoukias.

Councillor Miller arrived at the meeting of the Corporate, Finance, Properties and Tenders Committee at 2.04pm during discussion and before the vote on Item 6.2.

Apologies

Councillor Forster extended her apologies for her inability to attend the meeting of the Corporate, Finance, Properties and Tenders Committee.

Councillor Phelps extended her apologies for her inability to attend the meeting of the Corporate, Finance, Properties and Tenders Committee.

Moved by Councillor Kok, seconded by the Lord Mayor -

That the apologies from Councillors Forster and Phelps be accepted and leave of absence from the meeting be granted.

Carried unanimously.

Sub-Committees

The Economic Development and Business Sub-Committee, with Councillor Vithoukias as Deputy Chair, commenced at 3.09pm.

The meeting of the Corporate, Finance, Properties and Tenders Committee and its Sub-Committee concluded at 3.12pm.

Report of the Corporate, Finance, Properties and Tenders Committee

Moved by Councillor Kok, seconded by Councillor Scott –

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 6 May 2019 be received, with Item 6.1 being noted, the recommendations set out below for Items 6.4, 6.5, 6.7, 6.8 and 6.10 to 6.14 being adopted in globo, and Items 6.2, 6.3, 6.6 and 6.9 being dealt with as shown immediately following those items.

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 3 Review – Delivery Program 2017–2021

Moved by Councillor Kok, seconded by Councillor Thalís –

It is resolved that Council:

- (A) note the financial performance of Council for the third quarter of the 2019 financial year, ending 31 March 2019, including the Quarter 3 Net Surplus of \$27.4M and the full year Net Surplus forecast of \$12.0M, as outlined in the subject report and summarised in Attachment A to the subject report;
- (B) note the Quarter 3 Capital Works expenditure of \$138.4M and a revised full year forecast of \$235.6M, and approve the proposed adjustments to the adopted budget, including the bringing forward of \$2.5M in funds into the 2018/19 capital budget, as detailed in Attachment B to the subject report;
- (C) note the Information Services capital expenditure of \$5.7M, and a full year forecast of \$9.7M, and approve the proposed adjustments to the adopted budget by bringing forward \$0.3M in funds into the 2018/19 capital budget;
- (D) note the Quarter 3 Plant and Assets expenditure of \$7.7M, net of disposals, and the full year forecast of \$16.1M;
- (E) note the Quarter 3 Property Acquisition/Divestment net expenditure of \$21.6M, and the full year forecast net proceeds of \$37.6M; and
- (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 3, as detailed in Attachment C to the subject report.

Carried unanimously.

S096187

Item 6.3

Public Exhibition - Integrated Planning and Reporting Program and Budget 2019/20

Moved by Councillor Kok, seconded by Councillor Scully –

It is resolved that Council:

- (A) endorse the suite of Integrated Planning and Reporting documents for public exhibition for a period of 28 days, including:
 - (i) the draft Operational Plan 2019/20 as shown at Attachment A to the subject report; and
 - (ii) the draft Resourcing Strategy 2019 as shown as Attachment B to the subject report;
- (B) endorse the draft Operating and Capital Budget, and future years' forward estimates, as reflected in the draft Operational Plan 2019/20 and draft Resourcing Strategy 2019 including:
 - (i) operating income of \$609.4M, operating expenditure before depreciation of \$496.1M for an Operating Result of \$113.3M, and a Net Surplus of \$74.9M after allowing for interest, depreciation and capital contributions;
 - (ii) Capital Works expenditure of \$196.4M;
 - (iii) a capital contingency of \$5.0M;
 - (iv) Plant and Assets net expenditure of \$14.0M;
 - (v) Information Technology Capital Works of \$16.8M; and
 - (vi) Net Property Acquisitions of \$139.5M; and
- (C) endorse the proposed Rating Structure and Domestic Waste Management Charges, Stormwater Charges and User Fees and Charges discussed within the subject report and included within the draft Operational Plan 2019/20.

Carried unanimously.

X020943

Item 6.4

Investments Held as at 31 March 2019

It is resolved that the Investment Report as at 31 March 2019 be received and noted.

Carried unanimously.

X020701

Item 6.5**Policy - Adoption - Code of Conduct**

It is resolved that:

- (A) Council adopt the City of Sydney Code of Conduct, shown at Attachment B to the subject report;
- (B) Council adopt the City of Sydney Procedures for Administration of the Code of Conduct, shown at Attachment C to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to make minor amendments to the Code of Conduct and the Procedures for the Administration of the Code of Conduct, as required from time to time, subject to all Councillors being informed of any such changes.

Carried unanimously.

S121910

Item 6.6**Post Exhibition - Code of Meeting Practice**

Moved by Councillor Kok, seconded by Councillor Scully –

It is resolved that:

- (A) Council adopt the City of Sydney Code of Meeting Practice as shown at Attachment A to the subject report;
- (B) Council fix the order of business of meetings of council as the following:
 - (i) opening of the meeting;
 - (ii) prayer and acknowledgement of country;
 - (iii) apologies and applications for a leave of absence by councillors;
 - (iv) confirmation of minutes;
 - (v) disclosures of interest;
 - (vi) minutes by the Lord Mayor;
 - (vii) memoranda by the Chief Executive Officer;
 - (viii) matters for tabling;
 - (ix) reports of committees;
 - (x) reports to council;
 - (xi) questions on notice;
 - (xii) supplementary answers to previous questions;
 - (xiii) notices of motion;

- (xiv) confidential matters; and
 - (xv) conclusion of the meeting; and
- (C) authority be delegated to the Chief Executive Officer to make minor amendments to the Code of Meeting Practice, as required from time to time, subject to all Councillors being informed of any such changes.

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

That the motion be amended such that it read as follows –

It is resolved that:

- (A) Council adopt the City of Sydney Code of Meeting Practice as shown at Attachment A to the subject report subject to the following amendment:
- (i) the Council will hold a public forum prior to each ordinary meeting of the Council for the purpose of hearing oral submissions from members of the public on items of business to be considered at the meeting. Public forums will also be held prior to extraordinary Council meetings and meetings of committees of the Council;
- (B) Council fix the order of business of meetings of Council as the following:
- (i) opening of the meeting;
 - (ii) prayer and acknowledgement of country;
 - (iii) apologies and applications for a leave of absence by councillors;
 - (iv) confirmation of minutes;
 - (v) disclosures of interest;
 - (vi) minutes by the Lord Mayor;
 - (vii) notices of motion;
 - (viii) memoranda by the Chief Executive Officer;
 - (ix) matters for tabling;
 - (x) reports of committees;
 - (xi) reports to council;
 - (xii) questions on notice;
 - (xiii) supplementary answers to previous questions;
 - (xiv) confidential matters; and
 - (xv) conclusion of the meeting; and
- (C) authority be delegated to the Chief Executive Officer to make minor amendments to the Code of Meeting Practice, as required from time to time, subject to all Councillors being informed of any such changes.

The amendment was lost on the following show of hands –

Ayes (4) Councillors Chung, Forster, Scott and Vithoulikas

Noes (6) The Chair (the Lord Mayor), Councillors Kok, Miller, Phelps, Scully and Thalys.

Amendment lost.

The motion was carried unanimously.

S051923

Adjournment

At this stage of the meeting, at 6.46pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Miller –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 7.02pm.

Item 6.7

Policy - Adoption - Corporate Sponsorship Policy

It is resolved that Council adopt the Corporate Sponsorship Policy with amendments as shown at Attachment A to the subject report.

Carried unanimously.

X023684

Item 6.8

Contract Variation - Child Care Management Agreement - Children's Services Community Management

It is resolved that:

- (A) Council enter into a contract variation with Children's Services Community Management for Chippendale Child Care so that the period of management of the child care service ends by 31 December 2019;
- (B) Council approve the payment of additional funds to Children's Services Community Management as outlined in Confidential Attachment A to the subject report, should this be required;
- (C) authority be delegated to the Chief Executive Officer to finalise negotiations and enter into any documentation necessary to give effect to clauses (A) and (B); and
- (D) Council approve funding from the 2018/19 General Contingency budget, in the event that the additional costs are not able to be absorbed through savings in the People, Performance and Technology operational budget for 2018/19.

Carried unanimously.

S080772

Item 6.9

Cancellation of Tender - Street Furniture, Out-of-Home Media and Wi-Fi Services

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

Moved by Councillor Kok, seconded by Councillor Scully –

It is resolved that:

- (A) Council decline to accept the tender received for Street Furniture, Out-of-Home Media and Wi-Fi Services, for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council cancel the proposal for the contract the subject of the tender referred to in (A) above due to current market conditions;
- (C) Council note that because of extenuating circumstances a satisfactory result would not be achieved by inviting fresh tenders for the Street Furniture, Out-of-Home Media and Wi-Fi Services;
- (D) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
 - (i) given the lack of competitive tenderers available; and
 - (ii) current market conditions,as detailed in Confidential Attachment A;
- (E) Council:
 - (i) note its commitment to the delivery of the Street Furniture, Out-of-Home Media and Wi-Fi Services;
 - (ii) note that the City will consider alternative options for the provision of Street Furniture, Out-of-Home Media and Wi-Fi Services; and
 - (iii) delegate authority to the Chief Executive Officer to approach any person who is a provider of Street Furniture services, Out-of-Home Media services or Wi-Fi Services for the purpose of determining the alternative options for the delivery of any or all of these services;
- (F) authority be delegated to the Chief Executive Officer to negotiate, execute and administer contracts for any or all of the services referred to in (E) above; and
- (G) Councillors receive confidential briefings throughout the process and be informed of the outcomes referred to in (E) above.

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

It is resolved that:

- (A) Council reject the tender received for Street Furniture, Out-of-Home Media and Wi-Fi Services, for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council not invite fresh tenders or fresh applications for the tender referred to in (A) above;
- (C) Council note the reasons why it will not invite fresh tenders or fresh applications for the tender referred to in (A) above are due to current market conditions, as detailed in Confidential Attachment A to the subject report;
- (D) Council enter into direct negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender referred to in (A) above;
- (E) Council note the reasons why it has determined to enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender referred to in (A) is due to current market conditions, as detailed in the confidential Tender Evaluation Summary, Attachment A to the subject report; and
- (F) the Chief Executive Officer report the outcomes of negotiations referred to in (D) to Council for final deliberation and approval.

The amendment was lost on the following show of hands –

Ayes (3) Councillors Chung, Forster and Vithoukias.

Noes (7) The Chair (the Lord Mayor), Councillors Kok, Miller, Phelps, Scott, Scully and Thalís.

Amendment lost.

Councillor Scott requested that the amendment be recommitted. This request was not accepted by the Chair (the Lord Mayor).

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

It is resolved that:

- (A) Council decline to accept the tender received for Street Furniture, Out-of-Home Media and Wi-Fi Services, for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council cancel the proposal for the contract the subject of the tender referred to in (A) above due to current market conditions;
- (C) Council note that because of extenuating circumstances a satisfactory result would not be achieved by inviting fresh tenders for the Street Furniture, Out-of-Home Media and Wi-Fi Services;
- (D) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
 - (i) given the lack of competitive tenderers available; and
 - (ii) current market conditions;
 as detailed in Confidential Attachment A;

(E) Council:

- (i) note its commitment to the delivery of the Street Furniture, Out-of-Home Media and Wi-Fi Services;
- (ii) note that the City will consider alternative options for the provision of Street Furniture, Out-of-Home Media and Wi-Fi Services; and
- (iii) delegate authority to the Chief Executive Officer to approach any person who is a provider of Street Furniture services, Out-of-Home Media services or Wi-Fi Services for the purpose of determining the alternative options for the delivery of any or all of these services; and

(F) authority be delegated to the Chief Executive Officer to negotiate contracts for any or all of the services referred to in (E) above, and to refer the outcomes of negotiations referred to in (E) above to Council for final approval.

The amendment was not accepted by the Chair (the Lord Mayor) in accordance with clause 8.8(7) of the Code of Meeting Practice.

Adjournment

At this stage of the meeting, at 7.29pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the meeting be adjourned for approximately 10 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 7.39pm.

Variation. At the request of the Chair (the Lord Mayor), and by consent, the motion was varied such that it read as follows –

It is resolved that:

- (A) Council decline to accept the tender received for Street Furniture, Out-of-Home Media and Wi-Fi Services, for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council cancel the proposal for the contract the subject of the tender referred to in (A) above due to current market conditions;
- (C) Council note that because of extenuating circumstances a satisfactory result would not be achieved by inviting fresh tenders for the Street Furniture, Out-of-Home Media and Wi-Fi Services;
- (D) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
 - (i) given the lack of competitive tenderers available; and
 - (ii) current market conditions,as detailed in Confidential Attachment A;

(E) Council:

- (i) note its commitment to the delivery of the Street Furniture, Out-of-Home Media and Wi-Fi Services;
- (ii) note that the City will consider alternative options for the provision of Street Furniture, Out-of-Home Media and Wi-Fi Services; and
- (iii) delegate authority to the Chief Executive Officer to approach any person who is a provider of Street Furniture services, Out-of-Home Media services or Wi-Fi Services for the purpose of determining the alternative options for the delivery of any or all of these services; and

(F) authority be delegated to the Chief Executive Officer to negotiate, execute and administer contracts for any or all of the services referred to in (E) above, only if it is impractical to bring the matter back to a Council meeting; and

(G) Councillors receive confidential briefings throughout the process and be informed of the outcomes referred to in (E) above.

The motion was carried on the following show of hands –

Ayes (8) The Chair (the Lord Mayor), Councillors Kok, Miller, Phelps, Scott, Scully, Thalys and Vithoukias

Noes (2) Councillors Chung and Forster.

Motion carried.

X019237

Item 6.10

Exemption from Tender - Joynton Avenue and Zetland Avenue East Roadworks

It is resolved that:

- (A) Council approve an exemption from tender for the construction of Joynton Avenue upgrade and Zetland Avenue (East) noting that, because of extenuating circumstances, a satisfactory result would not be achieved by inviting tenders;
- (B) Council note the reasons why a satisfactory result would not be achieved by inviting tenders are:
 - (i) going to tender would not deliver a competitive outcome as the market has already been tested through a previous tender and negotiations to vary the Gunyama Park Aquatic and Recreation Centre contract;
 - (ii) Contractor A's offer demonstrates value for money, as described in Confidential Attachment A to the subject report; and
 - (iii) there is insufficient time to undertake a competitive tender without impacting on the project delivery milestones of the Gunyama Park Aquatic and Recreation Centre;
- (C) Council enter into a contract with Contractor A for the construction of Joynton Avenue upgrade and Zetland Avenue (East) for the amount set out in Confidential Attachment A to the subject report;
- (D) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contract with Contractor A, as outlined in Confidential Attachment A to the subject report, provided that the contract is consistent with this resolution;
- (E) Council note the financial implications detailed in Confidential Attachment A to the subject report;
- (F) Council note the outcome of the negotiations to vary the Gunyama Park Aquatic and Recreation Centre contract for the construction of Joynton Avenue upgrade and Zetland Avenue (East) as set out in Confidential Attachment A to the subject report; and
- (G) Councillors be advised of the outcome of contract negotiations with Contractor A via a CEO Update.

Carried unanimously.

S105609

Item 6.11**Tender - Asset Compliance Services**

It is resolved that:

- (A) Council accept the tender offer of tenderer D for the provision of Asset Compliance Services for a period of two years, with the option of four further extensions of two years each 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 options referred to in clause A, if appropriate, and negotiate the price to extend the contract accordingly.

Carried unanimously.

X019256.013

Item 6.12**Lease Approval - Levels 8, 9 and 10 - 343 George Street, Sydney**

It is resolved that:

- (A) Council approve the grant of a lease to Atlassian Pty Ltd for Levels 8, 9 and 10, 343 George Street, Sydney. The proposed new lease is for a three-year and four-month term, with an additional option term of two one-year options, which would extend Atlassian's tenure to 30 June 2025; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the lease in accordance with the terms contained in Confidential Attachment A to the subject report.

Carried unanimously.

S096167

Item 6.13

Lease Approval - Part Ground Floor, Levels 1 and 2, 101 William Street, Darlinghurst

It is resolved that:

- (A) Council approve the grant of a 10-year lease to City Gym Sydney Pty Ltd for Part Ground Floor, Level 1 and Level 2, 101 William Street, Darlinghurst, which includes an option of five years; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the terms of the lease in accordance with Confidential Attachment A to the subject report.

Carried unanimously.

S099737

Item 6.14

Lease Approval - Level 9, 540 George Street, Sydney

It is resolved that:

- (A) Council approve the grant of a lease to Australian Technical & Management College Pty Ltd for Level 9, 540 George Street, Sydney. The proposed new lease includes a term of eight years, which would extend the current tenant's tenure to 31 December 2026; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the terms of the lease in accordance with the terms contained in Confidential Attachment A to the subject report.

Carried unanimously.

S098637.006

Report of the Economic Development and Business Sub-Committee

Moved by Councillor Vithoukias, seconded by Councillor Scully -

That the report of the Economic Development and Business Sub-Committee of its meeting of 6 May 2019 be received, with the recommendation set out below for Item 6.15 being adopted.

Carried unanimously.

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

Item 6.15**Knowledge Exchange Sponsorship - Textbook Ventures**

It is resolved that:

- (A) Council approve a cash sponsorship of \$10,000 (excluding GST) for Textbook Ventures' initiatives; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with Textbook Ventures.

Carried unanimously.

Speaker

Mr Clinton Chan addressed the meeting of the Corporate, Finance, Properties and Tenders Committee (Economic Development and Business Sub-Committee) on Item 6.15.

X023779

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, Robert Kok, Jess Miller, Prof Philip Thalys and Angela Vithoulkas.

At the commencement of business at 3.12pm those present were -

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

Apologies

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

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

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

That the apologies from Councillors Phelps and Forster be accepted and leave of absence from the meeting be granted.

Carried unanimously.

Sub-Committees

The Cultural and Creative Sub-Committee, with Councillor Scully as Deputy Chair, commenced at 3.12pm.

The Healthy Communities Sub-Committee, with Councillor Scully as Deputy Chair, commenced at 3.22pm.

The meeting of the Cultural and Community Committee and its Sub-Committees concluded at 3.31pm.

Report of the Cultural and Creative Sub-Committee

Moved by Councillor Scully, seconded by Councillor Scott –

That the report of the Cultural and Creative Sub-Committee of its meeting of 6 May 2019 be received, with Item 7.1 being noted and the recommendations set out below for Items 7.2 to 7.3 inclusive being adopted in globo.

Carried unanimously.

Item 7.1**Disclosures of Interest**

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

The Cultural and Creative Sub-Committee recommended the following:-

Item 7.2**Post Exhibition - Local Approvals Policy for Busking and Aboriginal and Torres Strait Islander Cultural Practice**

It is resolved that:

- (A) Council adopt Sections 2 and 3 of the Local Approvals Policy for Busking and Aboriginal and Torres Strait Islander Cultural Practice, as shown at Attachment A to the subject report;
- (B) Council endorse Section 1 of the Local Approvals Policy for Busking and Aboriginal and Torres Strait Islander Cultural Practice, as shown at Attachment A to the subject report, and authority be delegated to the Chief Executive Officer to adopt Section 1 of the policy upon receipt of consent from the Chief Executive of the Office of Local Government, or their equivalent, as required by Section 162 of the Local Government Act 1993;
- (C) Council note the Protocols for the practice of Aboriginal and Torres Strait Islander Culture in public places, as shown at Attachment B to the subject report;
- (D) Council note the Sydney Busking Code, as shown at Attachment C to the subject report;
- (E) authority be delegated to the Chief Executive Officer to make minor changes to the Local Approvals Policy for clarity or correction prior to publishing and implementation; and
- (F) authority be delegated to the Chief Executive Officer to approve amendments to the Busking Code and the Protocols for the practice of Aboriginal and Torres Strait Islander Culture in public places, from time to time.

Carried unanimously.

S122196.001

Item 7.3

Festivals and Events Sponsorship (Village and Community) - Metropolitan Local Aboriginal Land Council - Eora Inner City NAIDOC

It is resolved that:

- (A) Council approve a cash sponsorship of \$20,000 (excluding GST) and \$200 (excluding GST) community venue hire to the Metropolitan Local Aboriginal Land Council representing the Eora NAIDOC community group for the 2019 Eora Inner City NAIDOC Family Fun Day; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with the Metropolitan Local Aboriginal Land Council in respect of the sponsorship referred to in (A) above.
- (G) Carried unanimously.

Speakers

Mr Blake Robinson addressed the meeting of the Cultural and Community Committee (Cultural and Creative Sub-Committee) on Item 7.3.

S117676

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 6 May 2019 be received, with the recommendations set out below for Items 7.4 to 7.5 inclusive being adopted in globo.

Carried unanimously.

The Healthy Communities Sub-Committee recommended the following:-

Item 7.4

Post Exhibition - A City for All: Community Safety Action Plan 2019-2023

It is resolved that:

- (A) Council adopt the A City for All: Community Safety Action Plan 2019-2023, as shown at Attachment A to the subject report;
- (B) Council note the amendments and additions to the draft A City for All: Community Safety Action Plan 2019-2023 made in response to the public consultation process, as detailed in Attachment B to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to make amendments to the A City for All: Community Safety Action Plan 2019-2023 in order to correct any minor drafting errors and finalise design, artwork and alternative format translations.

Carried unanimously.

X006829.002

Item 7.5**Policy - Adoption - Companion Animals Policy**

It is resolved that:

- (A) Council endorse the draft updated Companion Animals Policy, as shown at Attachment A to the subject report; and
- (B) authority be delegated to the Chief Executive Officer to make minor amendments to the Companion Animals Policy, as required from time to time, subject to all Councillors being informed of any such changes.

Carried unanimously.

S103490.004

Item 8 Report of the Transport, Heritage and Planning Committee

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Councillor Prof Philip Thalís

(Deputy Chair)

Deputy Lord Mayor Councillor Linda Scott, Councillors Craig Chung, Robert Kok, Jess Miller, Jess Scully and Angela Vithoukás.

At the commencement of business at 3.54pm those present were -

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

Apologies

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

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

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

That the apologies from Councillors Forster and Phelps be accepted and leave of absence from the meeting be granted.

Adjournment

At 6.01pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís –

That the meeting of the Transport, Heritage and Planning Committee be adjourned for approximately 10 minutes.

Carried unanimously.

At the resumption of the meeting of the Transport, Heritage and Planning Committee at 6.10pm, those present were –

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

Order of Business

The Transport, Heritage and Planning Committee agreed, for the convenience of the public present, that the Order of Business be altered such that Items 8.3 to 8.8 be brought forward and dealt with prior to Item 8.2.

The meeting of the Transport, Heritage and Planning Committee concluded at 7.25pm.

Report of the Transport, Heritage and Planning Committee

Moved by Councillor Thalís, seconded by Councillor Scully –

That the report of the Transport, Heritage and Planning Committee of its meeting of 6 May 2019 be received, with Item 8.1 being noted, Items 8.2 to 8.4 being dealt with as shown immediately following that item, and the recommendations set out below for Items 8.5 to 8.8 inclusive being adopted in globo.

Carried unanimously.

Item 8.1**Disclosures of Interest****(a) Section 451 of the Local Government Act 1993**

No 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 Transport, Heritage and Planning Committee recommended the following:

Item 8.2

Post 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 memo dated 13 May 2019 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:

- (A) Council note the matters raised in submissions to the public exhibition of Draft Sydney Development Control Plan: Late Night Trading 2018 at Attachment C to the subject report;
- (B) Council approve Draft Sydney Development Control Plan: Late Night Trading 2018, at Attachment A to the subject report as amended, subject to:
 - (i) the amendment of the Late Night Trading Areas map sheets 009 and 016 in Appendix A3 to show the boundary of the new Local Centre in Chippendale as shown in Attachment A of the Information Relevant to Item 8.2 at Council on 13 May 2019; and
 - (ii) the addition of the following to the note at the end of section 3.15.1: 'Existing consents, and past operation under those consents, will be taken into account in assessing new applications';
- (C) authority be delegated to the Chief Executive Officer to make any minor amendments to the Sydney Development Control Plan: Late Night Trading 2018 to correct any minor errors or omissions prior to finalisation of the development control plan.

Carried unanimously.

Speakers

Ms Margaret Teague, Mr Jacob Hollier, Mr Peter Wright, Mr Adam Fynott, Ms Michelle Perry, Mr Liam Bathgate, Ms Catherine Capolupo, Ms Daria Grove, Mr Michael O'Brien-Brown, Ms Jeanette Brokman, Mr Michael Rodriguez, Ms Kerry Glasscock, Ms Amelia Colliver, Mr Tyson Koh, Mr Thomas Hespe, Mr Carrington Bringham, Mr Timo Bures, Ms Carly Roberts, Ms Beck Goldsby-Smith addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.2.

X011942

Item 8.3**Post Exhibition - Planning Proposal - Heritage Listing of 1A Elizabeth Bay Road (Kingsley Hall), 22-24 Darlinghurst Road (The Bourbon) and 32-32A Darlinghurst Road (The Empire)**

Note – the recommendation of the Transport, Heritage and Planning Committee was not adopted. The following alternative recommendation was adopted (as contained in the memo dated 10 May 2019 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:

- (A) Council approve Planning Proposal – Heritage listing of 1A Elizabeth Bay Road (Kingsley Hall), 22-24 Darlinghurst Road (The Bourbon) and 32-32A Darlinghurst Road (The Empire), as shown at Attachment A to the subject report subject to the following changes:
 - (i) amend page 20 so the item name of the heritage listing of The Empire reads 'The site of the Empire Hotel' (not including built fabric); and
 - (ii) amend the recommended management section of the heritage inventory sheet for The Empire to read "The existing building can be demolished and replaced, provided the new building and uses interpret the original Les Girls venue as described under the heading for recommended management below;
- (B) Council approve Planning Proposal – Heritage listing of 1A Elizabeth Bay Road (Kingsley Hall); 22-24 Darlinghurst Road (The Bourbon); and 32-32A Darlinghurst Road (The Empire), Potts Point, as shown at Attachment A to the subject report, to be made 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 variations to Planning Proposal – Heritage listing of 1A Elizabeth Bay Road (Kingsley Hall); 22-24 Darlinghurst Road (The Bourbon); and 32-32A Darlinghurst Road (The Empire), Potts Point to correct drafting errors prior to finalisation of the local environmental plan.

Carried unanimously.

Speaker

Mr Andrew Woodhouse addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.3.

X018038

Item 8.4

Public Exhibition - Planning Proposal - 46 Chisholm Street, Darlinghurst – Sydney Local Environmental Plan 2012 Amendment

Note – the recommendation of the Transport, Heritage and Planning Committee was not adopted. The following alternative recommendation was adopted (as contained in the memo dated 10 May 2019 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:

- (A) Council approve the Planning Proposal: 46 Chisholm Street, Darlinghurst, as 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 Planning Proposal: 46 Chisholm Street, 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 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: 46 Chisholm Street, Darlinghurst;
- (D) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal: 46 Chisholm Street, Darlinghurst following receipt of the Gateway Determination; and
- (E) Council note the information in 'Appendix A - Weatherboard Cottages Comparative Study' prepared by John Oultram Heritage + Design at Attachment B to the Information Relevant To Item 8.4 for Council on 13 May 2019 and incorporate it as an appendix to the supporting Heritage Assessment report of the 'Planning Proposal: 46 Chisholm Street, Darlinghurst' at Attachment A to the subject report.

Amendment. Moved by Councillor Chung, seconded by Councillor Forster -

It is resolved that:

- (A) Council note the planning proposal for 46 Chisholm Street, Darlington and further note that the property is the subject of a Class 1 appeal to the Land and Environment Court;
- (B) Council note that the property at 46 Chisholm Street has never been identified in any previous study as a heritage item;
- (C) Council note that as the proposed listing of the weatherboard cottage is a separate matter to the development application matter to be heard by the Land and Environment Court, there is no urgency to the proposed heritage listing; and
- (D) Council defer consideration of this matter until such as time as the Class 1 appeal to the Land and Environment Court is concluded.

The amendment was lost on the following show of hands –

Ayes (4) Councillors Chung, Forster, Phelps and Vithoulkas.

Noes (6) The Lord Mayor, Councillors Kok, Miller, Scott, Scully and Thalys.

Amendment lost.

The motion was carried on the following show of hands –

Ayes (6) The Lord Mayor, Councillors Kok, Miller, Scott, Scully and Thalys.

Noes (4) Councillors Chung, Forster, Phelps and Vithoulkas.

Motion carried.

Point of Order

During discussion on Item 8.4, Councillor Chung raised a point of order in that the Chair (the Lord Mayor), did not move a procedural motion that the motion be put in accordance with clause 9.4 of the Code of Meeting Practice, prior to the motion being put.

Adjournment

At this stage of the meeting, at 8.56pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 9.18pm

It was then moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the motion be recommitted to enable further discussion.

Carried.

Point of Order

The Chair (the Lord Mayor) upheld the Point of Order raised by Councillor Chung prior to the adjournment, as a procedural motion that the motion be put, in accordance with clause 9.4 of the Code of Meeting Practice was not moved prior to the substantive motion being put. The motion was recommitted to enable further discussion.

The motion was recommitted, and carried on the following show of hands -

Ayes (6) The Lord Mayor, Councillors Kok, Miller, Scott, Scully and Thalís.

Noes (4) Councillors Chung, Forster, Phelps and Vithoukás.

Motion carried.

Speakers

Mrs Maria Kolb, Mr Anson Kolb and Mr Philip Bull addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.4.

X020345

Item 8.5

Traffic Treatment - Parkham Place, Surry Hills - Permanent Road Closure to Traffic from Nobbs Lane to Parkham Lane

It is resolved that:

- (A) Council approve the permanent closure of Parkham Place between Nobbs Lane and Parkham Lane; and
- (B) a Traffic Management Plan be submitted to the Roads and Maritime Services for the permanent closure of Parkham Place between Nobbs Lane and Parkham Lane.

Carried unanimously.

S120932

Item 8.6

Traffic Treatment - Parkham Lane, Surry Hills - Permanent Road Closure to Traffic from Olivia Lane to Bourke Street

It is resolved that:

- (A) Council approve the permanent closure of Parkham Lane to traffic from 106 metres west of Parkham Place to the western side of Olivia Lane;
- (B) a Traffic Management Plan be submitted to the Roads and Maritime Services for the permanent closure of Parkham Lane at Olivia Lane; and
- (C) a single lane connection be provided through the Parkham Lane closure and across community parkland to Bourke Street.

Carried unanimously.

S120932

Item 8.7**Traffic Treatment - Olivia Lane, Surry Hills - Permanent Road Closure to Traffic from Nobbs Lane to Parkham Lane**

It is resolved that:

- (A) Council approve the permanent closure of Olivia Lane between Nobbs Lane and Parkham Lane; and
- (B) a Traffic Management Plan be submitted to the Roads and Maritime Services for the permanent closure of Olivia Lane between Nobbs Lane and Parkham Lane.

Carried unanimously.

S120932

Item 8.8**Fire Safety Reports**

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 Attachments B to Q of the subject report;
- (C) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 814 George Street, Haymarket, as detailed in Attachment B;
- (D) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies in 383-389 Bulwara Road, Ultimo, as detailed in Attachment C;
- (E) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 278-284 Cleveland Street, Surry Hills, as detailed in Attachment D;
- (F) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies in 6-10 Minogue Crescent, Forrest Lodge, as detailed in Attachment E;
- (G) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 20-26 Bayswater Road, Potts Point, as detailed in Attachment F;
- (H) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies in 9 Wylde Street, Potts Point, as detailed in Attachment G;

- (I) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 231-235 Victoria Street, Darlinghurst, as detailed in Attachment H;
- (J) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 141 & 141A Victoria Street, Potts Point, as detailed in Attachment I;
- (K) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 9-11 Bayswater Road, Potts Point, as detailed in Attachment J;
- (L) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 12-18 Forbes Street, Woolloomooloo as detailed in Attachment K;
- (M) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 6-8 Orwell Street, Potts Point, as detailed in Attachment L;
- (N) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies in 84-84B Pitt Street, Sydney, as detailed in Attachment M;
- (O) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 10-24 Flinders Street, Darlinghurst, as detailed in Attachment N;
- (P) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 14 Darling Drive, Sydney, as detailed in Attachment O;
- (Q) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies in 156 Botany Road, Alexandria, as detailed in Attachment P; and
- (R) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action taken and as recommended by the City's Investigation Officer in 43-127 Morehead Street, Redfern, as detailed in Attachment Q.

Carried unanimously.

S105001.002

Item 9 Questions on Notice

Centennial Hall Hire Statistics

1. By Councillor Forster

Question

Please provide the following information for 2016/17, 2017/18 and 2018/19 to date:

1. How many days and evenings was Centennial Hall booked out?
2. Of the total number of bookings, how many paid full commercial rates and how many received a discount of any kind?
3. What was the total venue hire revenue received by the City for Centennial Hall for bookings subject to full commercial rates?
4. What was the total venue hire revenue received by the City for Centennial Hall for bookings which were subject to discounts?

Answer by the Lord Mayor

1.

2016/17	2017/18	2018/19 YTD
185	147	127

*Note: This figure does not include Internal Bookings as data for all years was not currently available.

Due to the length of events and availability opportunity, the City does not differentiate between day or evening bookings.

2.

	2016/17	2017/18	2018/19 YTD
Full Commercial	88	79	79
Discount	20	27	11
Grants	43	34	25

*Note: the numbers above are the number of events, not the number of days.

The number of days is always higher than the number of events due to the fact that a single event may run for one or more days, thus inflating the number.

Information on Grants has been included separately as these are events which successfully go through the City's Grants process.

Discounts are those which are provided by Venue Management, within the relevant delegation.

3.

2016/17	2017/18	2018/19 YTD
\$1,582,492	\$1,597,925	\$1,520,514

4.

	2016/17	2017/18	2018/19 YTD
Discount	\$384,327	\$438,049	\$268,879
Grants	\$193,911	\$314,025	\$223,053

*Note: this question is understood to be the revenue received after the discount or Grant was applied.

City of Sydney Ad Hoc Grants

2. By Councillor Forster

Question

For 2016/17, 2017/18 and 2018/19 to date:

1. Please provide a breakdown of ad hoc grants awarded by the City.
2. Please provide a breakdown of ad hoc grants to not-for-profit organisations and to for-profit organisations.
3. What was the total expenditure of these ad hoc grants for not-for-profit organisations and for-profit organisations?

Answer by the Lord Mayor

The City of Sydney's Grants and Sponsorship Program supports initiatives and projects that build the social, cultural, environmental and economic life of the city. This policy provides an overarching framework to manage grant and sponsorship requests. It sets the parameters of support and highlights expected outcomes for each grant program.

Council may approve grants and sponsorship on an ad hoc basis outside this policy through a resolution of Council, with all information for consideration detailed in the report to Council. All grants are awarded by Council and details of these are included in the quarterly and annual report to Council.

In total, the Council has awarded 13 out of policy grants since the 2016/17 financial year totalling \$1,875,200 in cash and \$43,145 in revenue-forgone. All figures exclude GST and represent approved values only, noting that not all grants were taken up.

Grants first awarded in the 2016/17 financial year

	Cash	Value in Kind	Comments
Not-for-Profit Organisations	\$500,000	\$20,000	Grant of \$240,000 awarded over 3 years Grant of \$20,000 not taken up
TOTAL	\$500,000	\$20,000	5 grants awarded

Grants first awarded in the 2017/18 financial year

	Cash	Value in Kind	Comments
Not-for-Profit Organisations	\$198,000	\$14,245	
Government	\$400,000		
For-Profit Organisations	\$750,000		Total over 3 years Permanent Demand Reduction Incentives Program (Ausgrid)
TOTAL	\$1,348,000	\$14,245	7 grants awarded

Grants awarded in the 2018/19 financial year to date

	Cash	Value in Kind	Comments
Not-for-Profit Organisations	\$27,200	\$8,900	
TOTAL	\$27,200	\$8,900	1 grant awarded to date

S129269

Park Fitness Equipment

3. By Councillor Scott

Question

The Park Fitness Equipment Plan 2015 identifies the following locations as potential sites for the installation of park fitness equipment:

- (a) Turruwul Park, Rosebery
- (b) Alexandria Park, Alexandria
- (c) Waterloo Park, Waterloo
- (d) Observatory Hill Park, Millers Point (upgrade existing)
- (e) Pirrama Park, Pyrmont
- (f) South Sydney Rotary Park, Eveleigh (replace existing)
- (g) Embarkation Park, Potts Point
- (h) Johnstons Creek Parklands, Glebe
- (i) James Hilder Reserve, Surry Hills
- (j) Gunyama Park, Green Square
- (k) Victoria Park, Chippendale.

Could Councillors please be advised of the following:

1. Please outline the completion dates for the installation of park fitness equipment at each of these locations.
2. Please outline the budget for the installation of park fitness equipment at each of these locations in the 2019/20 and 2020/21 financial years.
3. Please outline the budget in total for the maintenance of park fitness equipment in the local government area in the financial years 2019/20 and 2020/21.

Answer by the Lord Mayor

1.

- (a) Turruwul Park, Rosebery – completed 2016;
- (b) Alexandria Park, Alexandria – mid-2023 as part of the Alexandria Park School Project;
- (c) Waterloo Park, Waterloo – June 2019;
- (d) Observatory Hill Park, Millers Point (upgrade existing) – late 2021, delivered by RMS as part of the cycleway project;
- (e) Pirrama Park, Pyrmont – mid-2020;
- (f) South Sydney Rotary Park, Eveleigh (replace existing) – late 2021;

- (g) Embarkation Park, Potts Point – end 2022;
 - (h) Johnstons Creek Parklands, Glebe – February 2020 as part of the Crescent Lands Project;
 - (i) James Hilder Reserve, Surry Hills – October 2020;
 - (j) Gunyama Park, Green Square – mid-2020 as part of the Gunyama Park Project;
 - (k) Victoria Park, Chippendale – end 2023;
2. Budgets for each project delivered in 2019/20 and 2020/21 are:
- (a) Pirrama Park, Pyrmont – \$272,000 in 2019/20 (park fitness equipment program);
 - (b) South Sydney Rotary Park, Eveleigh (replace existing) – \$40,000 in 2020/21 (park fitness equipment program - \$300,000 total project);
 - (c) Johnstons Creek Parklands, Glebe – approx.\$60,000 (part of park upgrade project budget - 2020);
 - (d) James Hilder Reserve, Surry Hills – approx. \$50,000 (part of park upgrade project budget - 2020);
 - (e) Gunyama Park, Green Square – approximately \$60,000 (part of project budget - 2021).
3. Budget for inspection and maintenance of Park Fitness Equipment is part of the playground repairs operational budget. \$80,000 is budgeted for playground inspection and repairs in 2019/20.

S129275

Sydney Park Skate Facility

4. By Councillor Scott

Question

Councillors were advised in May 2019 that construction will be completed on the Sydney Skate Park Facility by early-2020.

Could Councillors please be advised of the following:

1. When will construction commence on the Sydney Park Skate Facility?
2. When will Sydney Park Skate Facility be open to the public for use?

Answer by the Lord Mayor

Construction is expected to commence on the Sydney Park Skate Facility in July 2019. It is estimated that construction will be complete by May 2020, and the facility will be opened soon after.

S129275

Johnston's Creek Skate Facilities

5. By Councillor Scott

Question

Councillors were advised in November 2018 that construction was expected to be completed on skate facilities at Johnston's Creek by the end of 2019.

Could Councillors please be advised of the following:

1. When will construction commence on skate facilities at Johnston's Creek, if this has not yet occurred?
2. Is construction on skate facilities at Johnston's Creek expected to be completed by the end of 2019?
3. When will skate facilities at Johnston's Creek be open to the public for use?

Answer by the Lord Mayor

Construction is expected to commence on the Johnston's Creek Skate Facilities in June 2019 with an estimated completion date of early 2020. Construction of this facility was delayed due to a redesign of the facility following notification from RMS that the original design was not supported. The facilities will be opened for use by mid-2020.

S129275

Gunyama Park Skate Facilities

6. By Councillor Scott

Question

Councillors were advised in November 2018 that construction was expected begin on Gunyama Park skate facilities as part of Stage 2 of the Gunyama Park Project. In December 2018, a motion was carried unanimously by Council that, where possible, the works be brought forward to Stage One of that project.

Could Councillors please be advised of the following:

1. When will construction commence on skate facilities at Gunyama Park, if this has not yet occurred?
2. When is construction on skate facilities at Gunyama Park expected to be completed?
3. When will skate facilities at Gunyama Park be open to the public for use?

Answer by the Lord Mayor

Construction on the Gunyama Park Skateable moments has commenced with an estimated completion date of June 2020, and will open to the public soon after. The skateable moments comprise a range of skateable elements for intermediate/junior riders and provides a variety of incidental and specific/structured opportunities for skateboarding that are sympathetically integrated within the park. Further skate facilities will be delivered in Stage 2.

S129275

Redfern Park Skate Ramp

7. By Councillor Scott

Question

Councillors were advised in November 2018 that a new skate ramp would be installed in Redfern Park in 2019.

Could Councillors please be advised of the following:

1. When will construction commence on the skate ramp at Redfern Park, if this has not yet occurred?
2. When is construction on the skate ramp at Redfern Park expected to be completed?
3. When will the skate ramp at Redfern Park be open to the public for use?

Answer by the Lord Mayor

1. Construction commenced on Monday, 29 April 2019.
2. The project is expected to be completed at the end of May 2019, weather permitting.
3. The facility is scheduled to be opened to the public at the end of May 2019.

S129275

Indoor Sporting Facilities in Alexandria

8. By Councillor Scott

Question

It was announced in August 2018 that the City had procured property on Huntley Street, Alexandria, for the purpose of construction of indoor sporting facilities. Further, in March 2019, the Perry Park Recreation Centre, including indoor sporting facilities, was opened.

Could Councillors please be advised of the following:

1. What is the timeframe for the construction to begin, and to be completed, of indoor sporting facilities at the site on Huntley Street, Alexandria?
2. How much is budgeted for the construction of indoor sporting facilities at the site on Huntley Street in the 2019/20 and 2020/21 financial years?
3. What plans, if any, are currently in place to upgrade existing indoor sporting facilities at the Perry Park Recreation Centre, particularly enclosing the courts?
4. What is the timeframe for such an upgrade to begin, and to be completed?
5. How much is budgeted for the upgrade of these facilities in the 2019/20 and 2020/21 financial years?

Answer by the Lord Mayor

Construction is expected to commence at Huntley Street, Alexandria in mid-2020 with an estimated completion date of late 2022. The draft budget includes funds for the Huntley Street Project.

Plans are in place to enclose the existing external courts at Perry Park, including extending the change room and associated administration facilities, to provide a total of four internal courts. Development approval has been obtained with tender documentation currently in progress. Construction is expected to commence in early 2020 with an estimated completion date of mid-2021. The draft budget includes funds for the Perry Park Stage 2 works.

S129275

Notification of Local Parking and Traffic Changes

9. By Councillor Scott

Question

The City is required to notify local residents and businesses of local parking and traffic changes under relevant legislation and policy.

Could Councillors please be advised of the following:

1. What is the process for providing notification to local residents and businesses for local parking and traffic changes?
2. When notification is sent via post, is notification sent to the registered owner of the premises?
3. When notification is sent via post, is notification sent to the occupier of the premises?
4. If the owner and the occupier of the premises are different persons or groups - for example, a business owner renting a shop premises, or a tenant renting a home - is notification sent to both the owner and occupier of the premises?
5. Is there a policy which outlines whether owners, or occupiers, or both, should be notified?
6. Does the City use letterbox drops as well as mailed letters as part of this process?
7. If letterbox drops are used, could Councillors please be advised as to the rate of reply to the City for mailed letters as compared to letterboxed materials for all consultations on for local and traffic matters for the 12 months to date?

Answer by the Lord Mayor

1. The City consults the local community in accordance with Section 8A (3) of the Local Government Act 1993 and the City's Community Engagement Strategy 2017. General parking and traffic changes are notified by mailed letters (via Australia Post) to properties within a 50 metre radius of the proposal. Major projects are additionally exhibited on the Sydney Your Say section of the City's website for feedback and shared through digital channels. Traffic changes in accordance with Section 116 of the Roads Act 1993, must be notified in a local newspaper for at least 28 days.
2. Letters are sent to the registered addresses of the property and addressed to "The Occupant".
3. Letters are sent to the registered addresses of the property and addressed to "The Occupant".
4. Letters are sent to the registered addresses of the property and addressed to "The Occupant". Letters also advise to "please pass this information onto any tenants or lessees in your building who may not have received this letter".
5. No. Notification processes are currently being reviewed in response to changes to the Environmental Assessment and Planning Act 1979, new technologies and available communication channels.

6. The City currently notifies of general parking and traffic changes by mailed letters (via Australia Post) only, however the Chief Executive Officer has recently requested that traffic changes also be notified to businesses in the vicinity via letterbox drops as well as via Australia Post.
7. All parking and traffic proposals have been notified via mailed letters since prior to 2011. The rate of reply varies dependant on the engagement of the community and the proposal being considered.

S129275

Item 10 Supplementary Answers to Previous Questions

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

Item 11 Notices of Motion**Item 11.1 Support for Disability Advocacy Services in NSW**

Moved by Councillor Miller, seconded by Councillor Scully –

It is resolved that:

- (A) Council note:
- (i) independent disability advocacy, information and peak representative organisations:
 - (a) play a critical role in upholding the rights of people with disability; and
 - (b) assist people with disability achieve full inclusion through individual one-on-one advocacy and systemic advocacy work;
 - (ii) without secure long-term funding commitments from the NSW Government, people with disability will not have access to advocates to resolve issues of discrimination, exclusion, or poor treatment and care;
 - (iii) all areas of an individual, their families and carers lives are impacted: education, health, justice, transport, employment, accessing infrastructure, accommodation and community activities;
 - (iv) the NSW Government will cease funding to disability advocacy services on June 30 2020;
 - (v) the City of Sydney works to ensure Sydney is an inclusive and accessible city for everyone. We endeavour to make the physical components of the city accessible and provide social and economic opportunities for people with disability to enable full participation in city life; and
 - (vi) the City stands with people with disability and their families in supporting the NSW Disability Advocacy Alliance's call for secure, permanent funding for independent disability advocacy, information and peak representative organisations in NSW; and
- (B) the Lord Mayor be requested to write to the Premier of NSW, Gladys Berejiklian, and the Minister for Families, Communities and Disability Services, Gareth Ward, asking them to guarantee secure, permanent funding for independent disability advocacy, information and peak representative organisations in NSW.

Carried unanimously.

S129262

Item 11.2 Reusable Coffee Cup Scheme

Moved by Councillor Phelps, seconded by Councillor Chung –

It is resolved that:

(A) Council note:

- (i) it is estimated that Australians use more than three billion disposable coffee cups each year. Disposable coffee cups are not recyclable due to the plastic lining inside the cup used for waterproofing, forcing these cups to end up in landfill, where they take 50 years to degrade;
- (ii) the council is currently partnered with Responsible Cafes, however, there still exists impediments to using reusable coffee cups that are not solved by this partnership, including:
 - (a) individuals forgetting to wash or bring a reusable cup; and
 - (b) reusable cups are often expensive, which may deter individuals from buying them;
- (iii) Sustainable Sydney 2030 aims to both create “a globally competitive and innovative city” and be “a leading environmental performer”. As the City plans for Sustainable Sydney 2050:
 - (a) piloting a cup exchange program will allow the City to align more closely with this message of sustainability by reducing the amount of waste contributed to landfill, and help the City progress its goal of becoming a zero waste city; and
 - (b) with over one million visitors to the City daily, and such an ingrained coffee culture, the City has an opportunity to become a global leader in minimising wasteful consumption to pave the way for sustainable environmental and economic policy;
- (iv) cup exchange programs, where the council provides businesses with reusable, heat-resistant and dishwasher-safe cups made from recyclable polypropylene which are loaned to the user for a small deposit fee (usually €1 or \$2), which is returned when the cup is returned, have successfully been implemented across various cities in Germany, including Freiburg, Munich and Berlin. In Freiburg, 60 to 70 per cent of the café sector participates in the program and over 26,000 FreiburgCups have been distributed;
- (v) cup exchange programs have also been tested with success by PricewaterhouseCoopers (PwC) in their Sydney and Melbourne offices, and a program is currently being trialled by the Inner West Council; and
- (vi) implementing a cup exchange program can help save millions of disposable coffee cups from ending up in landfill, and helps to offset the burden on small businesses and cafes (which are the backbone of the City’s coffee culture), to provide a ‘substantial’ discount often expected by customers bringing their own cups; and

- (B) the Chief Executive Officer be requested to prepare a report on the potential for piloting a reusable cup initiative to reduce consumption on single use, disposable coffee cups in the City of Sydney to be distributed to Council. The report should include:
- (i) the potential for a pilot to be limited to a single suburb to allow universal café participation to be achievable in the short term;
 - (ii) local café owners who might be willing to become advocates and assist council in recruiting other businesses;
 - (iii) links to any available business cases or reviews of municipal or city-wide or government-initiated reusable cups schemes; and
 - (iv) given the large proportion of disposable cups that are deposited in domestic waste bins, the potential for such a pilot to be funded through the waste levy or reserve.

Foreshadowed motion. Councillor Miller foreshadowed that, should the motion moved by Councillor Phelps be lost, she would move an alternative motion.

The motion was lost on the following show of hands –

Ayes (4) Councillors Chung, Forster, Phelps and Scott

Noes (6) The Chair (the Lord Mayor), Councillors Kok, Miller, Scully, Thalys and Vithoulikas.

Motion lost.

Councillor Miller then moved her foreshadowed motion, seconded by Councillor Scully, as follows –

It is resolved that:

- (A) Council note:
- (i) the OECD ranks Australia as one of the most wasteful countries in the developed world;
 - (ii) the latest data from the Australian Government's National Waste Report shows that Australia is generating an estimated 67 million tonnes of waste per year – equivalent to 2.7 tonnes per person;
 - (iii) the world's oceans are choking with waste, particularly plastic waste from single use, disposable items. The International Energy Agency warns that the total amount of plastic waste in the oceans is likely to more than double by 2030, and then keep getting worse, if action isn't taken now;
 - (iv) Australia's waste industry is now in crisis. The Australian senate enquiry on the waste and recycling industry in Australia released in 2018 noted the need for national leadership on establishing a circular economy, introducing mandatory stewardship schemes, and investment in waste avoidance and resource recovery initiatives;
 - (v) Australia's National Waste Policy states that the simplest way to manage waste is to create less waste in the first place, and that avoiding waste and reducing the amount of waste generated will reduce pollution, reduce greenhouse gas emissions, reduce the pressure on our recycling infrastructure and protect our oceans. It will also curb unsustainable use of virgin resources;
 - (vi) the City's Waste Strategy and Action Plan 2017-2030 – *Leave Nothing to Waste* ("the Plan") outlines the City's target to become zero waste by 2030;

- (vii) priority one of the Plan states that the City will advocate for and help the city's businesses and communities to innovate and reduce the impact of waste management;
 - (viii) the City has a commitment to continuous improvement when it comes to reducing waste across all of its operations and venues, including events. The City has developed guidelines to assist staff and event managers to find more sustainable alternatives to single use items and has begun delivering information sessions to staff;
 - (ix) due to China's National Sword Policy and EPA's restrictions on mixed organic outputs, resource recovery targets within the Plan are becoming increasingly challenging and costly;
 - (x) the City is trying to promote waste avoidance across the local government area through its programs and partnerships. The Sustainable Destination Partnership initiated the 'plastic free pledge' which includes removing single use coffee cups. Seventeen partners have signed the pledge so far. The Partnership is holding an 'eliminating single use items' event on 28 May 2019. The CitySwitch program has developed a 'Choose. Reuse' behaviour change toolkit, which includes starting a borrow cup library as one of its actions;
 - (xi) it is estimated that Australians use more than a billion disposable coffee cups each year. Disposable coffee cups are frequently not recyclable due to the plastic lining inside the cup used for waterproofing, forcing these cups to end up in landfill, where they take 50 years to degrade;
 - (xii) while reusable cups are a growing trend in Australia, the cost of reusable cups is a barrier for some people, and even those who own reusable cups sometimes forget to wash or bring their cups;
 - (xiii) cup exchange programs, whereby customers can borrow a reusable cup when they purchase a coffee and can return the cup, unwashed, to any participating café, are one way to tackle this problem; and
 - (xiv) the Inner West Council are currently trialling a cup exchange program;
- (B) that the Lord Mayor:
- (i) in collaboration with other district councils, call on the new Federal Government to include single use plastics in the National Product Stewardship review, and through this mechanism ensure that producers factor in the full economic and environmental costs of single use plastics (including straws, take-away containers, single use cups, and all other packaging) to their operations; and
 - (ii) call on the Federal and NSW Governments to enact legislation that ensures revenue collected through the waste levy is reinvested to support circular economy initiatives and waste avoidance; and
- (C) that the Chief Executive Officer be requested to:
- (i) amend the City's Waste Strategy and Action Plan 2017-2030 to make waste avoidance targets, actions and grant funding a higher priority;
 - (ii) investigate opportunities to collaborate with member councils of the Eastern Economic Corridor on developing a strategy to radically reduce the prevalence of single use plastics, including coffee cups, straws, take away containers and food delivery packaging. The strategy should be developed in collaboration with industry, use all available levers, and incorporate the insights learned from the Inner West Council's cup exchange trial;

- (iii) work with members of small – medium businesses, the Better Building Partnership, the Sustainable Destination Partnership and other major businesses, events, and government institutions, to identify and reduce major sources of single use plastics in a way that is technology-enabled and measurable;
- (iv) advocate to the NSW Government, as part of its Circular Economy Policy engagement, that they level the playing field between single use options and convenient circular alternatives, and better enable and financially incentivise innovators that have the expertise and capacity to deliver waste avoidance solutions that will deliver measurable impact at scale; and
- (v) report these findings back to Council.

Procedural Motion

At this stage of the meeting, it was moved by the Chair (the Lord Mayor), seconded by Councillor Scully –

That the Order of Business be altered such that the remainder of the discussion of Item 11.2 be deferred and dealt with at the end of the Council meeting.

Carried unanimously.

At the resumption of discussion of Item 11.2 –

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

It is resolved that:

(A) Council note:

- (i) the OECD ranks Australia as one of the most wasteful countries in the developed world;
- (ii) the latest data from the Australian Government's National Waste Report shows that Australia is generating an estimated 67 million tonnes of waste per year – equivalent to 2.7 tonnes per person;
- (iii) the world's oceans are choking with waste, particularly plastic waste from single use, disposable items. The International Energy Agency warns that the total amount of plastic waste in the oceans is likely to more than double by 2030, and then keep getting worse, if action isn't taken now;
- (iv) Australia's waste industry is now in crisis. The Australian senate enquiry on the waste and recycling industry in Australia released in 2018 noted the need for national leadership on establishing a circular economy, introducing mandatory stewardship schemes, and investment in waste avoidance and resource recovery initiatives;
- (v) Australia's National Waste Policy states that the simplest way to manage waste is to create less waste in the first place, and that avoiding waste and reducing the amount of waste generated will reduce pollution, reduce greenhouse gas emissions, reduce the pressure on our recycling infrastructure and protect our oceans. It will also curb unsustainable use of virgin resources;
- (vi) the City's Waste Strategy and Action Plan 2017-2030 – *Leave Nothing to Waste* ("the Plan") outlines the City's target to become zero waste by 2030;
- (vii) priority one of the Plan states that the City will advocate for and help the city's businesses and communities to innovate and reduce the impact of waste management;

- (viii) the City has a commitment to continuous improvement when it comes to reducing waste across all of its operations and venues, including events. The City has developed guidelines to assist staff and event managers to find more sustainable alternatives to single use items and has begun delivering information sessions to staff;
 - (ix) due to China's National Sword Policy and EPA's restrictions on mixed organic outputs, resource recovery targets within the Plan are becoming increasingly challenging and costly;
 - (x) the City is trying to promote waste avoidance across the local government area through its programs and partnerships. The Sustainable Destination Partnership initiated the 'plastic free pledge' which includes removing single use coffee cups. Seventeen partners have signed the pledge so far. The Partnership is holding an 'eliminating single use items' event on 28 May 2019. The CitySwitch program has developed a 'Choose. Reuse' behaviour change toolkit, which includes starting a borrow cup library as one of its actions;
 - (xi) it is estimated that Australians use more than a billion disposable coffee cups each year. Disposable coffee cups are frequently not recyclable due to the plastic lining inside the cup used for waterproofing, forcing these cups to end up in landfill, where they take 50 years to degrade;
 - (xii) while reusable cups are a growing trend in Australia, the cost of reusable cups is a barrier for some people, and even those who own reusable cups sometimes forget to wash or bring their cups;
 - (xiii) cup exchange programs, whereby customers can borrow a reusable cup when they purchase a coffee and can return the cup, unwashed, to any participating café, are one way to tackle this problem; and
 - (xiv) the Inner West Council are currently trialling a cup exchange program;
- (B) that the Lord Mayor:
- (i) in collaboration with other district councils, call on the new Federal Government to include single use plastics in the National Product Stewardship review, and through this mechanism ensure that producers factor in the full economic and environmental costs of single use plastics (including straws, take-away containers, single use cups, and all other packaging) to their operations; and
 - (ii) call on governments to enact legislation that ensures revenue collected through waste levies are reinvested to support circular economy initiatives and waste avoidance; and
- (C) that the Chief Executive Officer be requested to:
- (i) prioritise waste avoidance targets, actions and grant funding in the City's Waste Strategy and Action Plan 2017-2030;
 - (ii) investigate opportunities to collaborate with member councils of the Eastern Economic Corridor on developing a strategy to radically reduce the prevalence of single use plastics, including coffee cups, straws, take away containers and food delivery packaging. The strategy should be developed in collaboration with industry, use all available levers, and incorporate the insights learned from the Inner West Council's cup exchange trial;

- (iii) work with members of small – medium businesses, the Better Building Partnership, the Sustainable Destination Partnership and other major businesses, events, and government institutions, to identify and reduce major sources of single use plastics in a way that is technology-enabled and measurable;
- (iv) advocate to the NSW Government, as part of its Circular Economy Policy engagement, that they level the playing field between single use options and convenient circular alternatives, and better enable and financially incentivise innovators that have the expertise and capacity to deliver waste avoidance solutions that will deliver measurable impact at scale; and
- (v) report these findings back to Council.

Carried unanimously.

Extension of Time

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

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

That Councillor Vithoukás be granted an extension of time to speak on this matter.

Carried unanimously.

S129263

Item 11.3 Vale Ron Austin

By Councillor Phelps

It is resolved that:

- (A) Council note Ron Austin, 78er and LGBTQI+ activist, sadly passed away on the morning of April 13 2019:
 - (i) Ron was a lifelong activist for the LGBTQI+ community whose contributions include being a founding member of "Phone a Friend", a phone counselling service which still exists today as QLife, an early member of Sydney's first lesbian and gay political organisation, the Campaign Against Moral Persecution (CAMP Inc) and a member of 'The 78ers' who participated in the first Sydney Gay and Lesbian Mardi Gras;
 - (ii) Ron was the originator of the idea to have a night-time street party to commemorate the ninth anniversary of the 1969 Stonewall Uprising in New York. The street party, held on 24th June 1978, was a turning point in LGBTQI+ activism in Australia and would later evolve into the Sydney Gay and Lesbian Mardi Gras; and
 - (iii) Ron's philosophy of taking the LGBTQI+ Community out of the bars and into the streets played a large part in changing attitudes towards the LGBTQI+ community in Sydney and highlighted the importance of one being able to publicly be themselves;
- (B) the Chamber be requested to observe one minute's silence to honour the contribution of Mr Austin to the LGBTQI+ community and the City of Sydney; and
- (C) a letter, under the Lord Mayor's signature, be conveyed to Mr Austin's family expressing Council's sincere condolences.

Note – at the meeting of Council, Councillor Phelps withdrew her Notice of Motion as this matter had already been dealt with at Item 3.1.

S129263

Item 11.4 Safety Audit of Local Schools

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) a recent serious incident in the shared zone in Whitehorse Street, Newtown, highlighted a significant traffic and pedestrian safety concern in the vicinity of Newtown Public School;
- (ii) the good work of City staff to respond to this incident, including:
 - (a) the immediate removal of a garden bed installed in December 2018 which obstructed pedestrian flow and forced foot traffic into Whitehorse Street;
 - (b) stationing traffic controllers in the area to direct traffic and prevent further incidents occurring;
 - (c) consideration of increased signage for the shared zone in Whitehorse Street; and
 - (d) seeking medium and long-term solutions to improve pedestrian safety at the intersection of Whitehorse Street and King Street, Newtown; and
- (iii) schools are a site of pedestrian and vehicle traffic in the local government area, and children constitute a particularly vulnerable pedestrian group; and

(B) the Chief Executive Officer be requested to:

- (i) conduct a pedestrian and traffic safety audit on areas in the vicinity of primary and secondary schools in the local government area, including consultation with community members and school principals and P&C organisations as part of this safety audit;
- (ii) investigate solutions to issues and areas of concern identified as part of the safety audit; and
- (iii) provide a report on the results to Councillors.

Note – at the meeting of Council, the content of the original Notice of Motion was varied by Councillor Scott. Subsequently, it was –

Moved by Councillor Scott, seconded by Councillor Forster –

It is resolved that:

(A) Council note:

- (i) a recent serious incident in the shared zone in Whitehorse Street, Newtown, highlighted a significant traffic and pedestrian safety concern in the vicinity of Newtown Public School;
- (ii) the good work of City staff to respond to this incident, including:
 - (a) the immediate removal of a garden bed installed in December 2018 which obstructed pedestrian flow and forced foot traffic into Whitehorse Street;

- (b) stationing traffic controllers in the area to direct traffic and prevent further incidents occurring;
 - (c) consideration of increased signage for the shared zone in Whitehorse Street; and
 - (d) seeking medium and long-term solutions to improve pedestrian safety at the intersection of Whitehorse Street and King Street, Newtown; and
- (iii) the City currently undertakes a number of actions to support pedestrian and traffic safety around our local schools, including:
- (a) writing to local schools at the start of each school year to offer assistance and seek information regarding 40km/hour school zones, pedestrian and cycle safety, bus safety and parking;
 - (b) the Active Schools pilot program to encourage parents and students to walk or cycle to school; and
 - (c) working directly with a number of local schools to investigate road safety improvements;
- (iv) schools are a site of pedestrian and vehicle traffic in the local government area, and children constitute a particularly vulnerable pedestrian group; and
- (v) with the ongoing construction of the light rail and Westconnex projects, and a population increase of 38.9 per cent from 2008 to 2018, our City has undergone a number of changes to roads, transport and population over the last decade which effect safety around our schools;
- (B) the Chief Executive Officer be requested to:
- (i) prioritise road and pedestrian safety upgrades in the vicinity of local schools in future budget strategies so that appropriate infrastructure is available to support more walking and cycling to school by students and parents;
 - (ii) consider the creation of new safe walking and riding maps for each school community, highlighting the safest walking and cycling routes to local schools;
 - (iii) ensure to continue consultation with community members and school principals and P&C organisations as part of this process; and
 - (iv) provide a report on the results to Councillors.

Procedural Motion

At this stage of the meeting, it was moved by Councillor Scott, seconded by Councillor Scully –

That the Order of Business be amended such that the remainder of the discussion of Item 11.4 be deferred and dealt with at the end of the Council meeting.

Carried unanimously.

At the resumption of discussion of Item 11.4 –

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

It is resolved that:

(A) Council note:

- (i) a recent serious incident in the shared zone in Whitehorse Street, Newtown highlighted a significant traffic and pedestrian safety concern in the vicinity of Newtown Public School;
- (ii) the good work of City staff to respond to this incident, including:
 - (a) the immediate removal of a garden bed installed in December 2018 which obstructed pedestrian flow and forced foot traffic into Whitehorse Street;
 - (b) stationing traffic controllers in the area to direct traffic and prevent further incident occurring;
 - (c) consideration of increased signage for the shared zone in Whitehorse Street; and
 - (d) seeking medium- and long-term solutions to improve pedestrian safety at the intersection of Whitehorse Street and King Street, Newtown.
- (iii) schools are a site of pedestrian and vehicle traffic in the local government area, and children constitute a particularly vulnerable pedestrian group;
- (iv) the City has a range of road safety measures targeted specifically to primary and secondary schools, including:
 - (a) the 'Connecting Schools' program where the City works with local primary schools to address concerns surrounding access and road safety;
 - (b) the 'Walk or Wheel Wednesday' pilot program which aims to facilitate future active travel initiatives and associated infrastructure needs;
 - (c) the proactive engagement with all 37 schools in the Local Government Area at the start of each school year to offer assistance and seek information regarding 40km/hour school zones, pedestrian and cycle safety, bus safety and parking;
 - (d) road safety officers who support principals and parent groups to take action on making walking and cycling to and from inner city schools safer and more enjoyable;
 - (e) the Active Schools pilot program to encourage parents and students to walk or cycle to school; and
 - (f) working directly with a number of local schools to investigate road safety improvements; and
- (v) with the ongoing construction of the light rail and Westconnex projects, and a population increase of 38.9 per cent from 2008 to 2018, our City has undergone a number of changes to roads, transport and population over the last decade which effect safety around our schools; and

(B) the Chief Executive Officer be requested to:

- (i) engage with primary and secondary schools in the Local Government Area, including community members and school principals and P&C organisations about how the City can further support road safety initiatives around schools such as the Walk or Wheel Wednesday pilot and assisting parent and community school groups to apply for Community Road Safety Grants through Transport for NSW;
- (ii) investigate solutions to issues and areas of concern identified as part of the school engagement;
- (iii) prioritise road and pedestrian safety upgrades in the vicinity of local schools in future budget strategies so that appropriate infrastructure is available to support more walking and cycling to school by students and parents;
- (iv) consider the creation of new safe walking and riding maps for each school community, highlighting the safest walking and cycling routes to local schools; and
- (v) provide a report on the results to Councillors.

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

It is resolved that:

(A) Council note:

- (i) a recent serious incident in the shared zone in Whitehorse Street, Newtown highlighted a significant traffic and pedestrian safety concern in the vicinity of Newtown Public School;
- (ii) the good work of City staff to respond to this incident, including:
 - (a) the immediate removal of a garden bed installed in December 2018 which obstructed pedestrian flow and forced foot traffic into Whitehorse Street;
 - (b) stationing traffic controllers in the area to direct traffic and prevent further incident occurring;
 - (c) consideration of increased signage for the shared zone in Whitehorse Street; and
 - (d) seeking medium- and long-term solutions to improve pedestrian safety at the intersection of Whitehorse Street and King Street, Newtown.
- (iii) schools are a site of pedestrian and vehicle traffic in the local government area, and children constitute a particularly vulnerable pedestrian group;
- (iv) the City has a range of road safety measures targeted specifically to primary and secondary schools, including:
 - (a) the 'Connecting Schools' program where the City works with local primary schools to address concerns surrounding access and road safety;
 - (b) the 'Walk or Wheel Wednesday' pilot program which aims to facilitate future active travel initiatives and associated infrastructure needs;

- (c) the proactive engagement with all 37 schools in the Local Government Area at the start of each school year to offer assistance and seek information regarding 40km/hour school zones, pedestrian and cycle safety, bus safety and parking;
 - (d) road safety officers who support principals and parent groups to take action on making walking and cycling to and from inner city schools safer and more enjoyable;
 - (e) the Active Schools pilot program to encourage parents and students to walk or cycle to school; and
 - (f) working directly with a number of local schools to investigate road safety improvements; and
- (v) with the ongoing construction of the light rail and Westconnex projects, and a population increase of 38.9 per cent from 2008 to 2018, our City has undergone a number of changes to roads, transport and population over the last decade which effect safety around our schools; and

(B) the Chief Executive Officer be requested to:

- (i) engage with primary and secondary schools in the Local Government Area, including community members and school principals and P&C organisations about how the City can further support road safety initiatives around schools such as the Walk or Wheel Wednesday pilot and assisting parent and community school groups to apply for Community Road Safety Grants through Transport for NSW;
- (ii) investigate solutions to issues and areas of concern identified as part of the school engagement;
- (iii) identify and prioritise road and pedestrian safety upgrades in the vicinity of local schools in future budget strategies so that appropriate infrastructure is available to support more walking and cycling to school by students and parents;
- (iv) consider the creation of new safe walking and riding maps for each school community, highlighting the safest walking and cycling routes to local schools; and
- (v) provide a report on the results to Councillors.

Carried unanimously.

S129266

Item 11.5 Save the Curtain Call Statue

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) the 'Curtain Call' statue (also known by the name 'The Final Curtain') by Australian artist Les Kossatz, was completed in 1987 and was displayed in Darling Harbour until circa 2015;
- (ii) the statue features four bronze lambs and a shearer's ramp;
- (iii) the statue was removed from public display in approximately 2015 as part of NSW state government redevelopments of the Darling Harbour area;
- (iv) the lambs from the statue currently sit disassembled in a nearby light rail depot which is owned by Property NSW;
- (v) there is an impending sale for this site, and the future of the lambs is unclear;
- (vi) the statue represents the working-class and industrial history of the area, including the wool stores at Pyrmont and the wool-shipping industry, which operated from Darling Harbour in the 19th century;
- (vii) the local community is passionate about the restoration of the statue to public display to acknowledge and celebrate this history; and
- (viii) the preferred location for display is at the corner of Pyrmont Bridge Road and Harris Street, close to the site of the wool stores;

(B) Council support community efforts to restore the 'Curtain Call' statue to public display at the corner of Pyrmont Bridge Road and Harris Street; and

(C) the Lord Mayor be requested to write to the Minister for Customer Service, the Hon. Victor Dominello MP, advocating that the 'Curtain Call' statue be restored to public display at the corner of Pyrmont Bridge Road and Harris Street.

Note – at the meeting of Council, the content of the original Notice of Motion was varied by Councillors Scott. Subsequently, it was –

Moved by Councillor Scott, seconded by Councillor Chung –

It is resolved that:

(A) Council note:

- (i) the 'Curtain Call' statue (also known by the name 'The Final Curtain') by Australian artist Les Kossatz, was completed in 1987 and was displayed in Darling Harbour until circa 2015;
- (ii) the statue features four bronze lambs and a shearer's ramp;
- (iii) the statue was removed from public display in approximately 2015 as part of NSW state government redevelopments of the Darling Harbour area;

- (iv) the lambs from the statue currently sit disassembled in a nearby light rail depot which is owned by Property NSW;
 - (v) there is an impending sale for this site, and the future of the lambs is unclear;
 - (vi) the statue represents the working-class and industrial history of the area, including the wool stores at Pyrmont and the wool-shipping industry, which operated from Darling Harbour in the 19th century;
 - (vii) the local community is passionate about the restoration of the statue to public display to acknowledge and celebrate this history; and
 - (viii) the preferred location for display is at the corner of Pyrmont Bridge Road and Harris Street, close to the site of the wool stores;
- (B) support community efforts to restore the 'Curtain Call' statue to public display at the corner of Pyrmont Bridge Road and Harris Street, and any other artworks stored at this location to public display in appropriate locations; and
- (C) the Lord Mayor be requested to write to the Minister for Customer Service, the Hon. Victor Dominello MP, advocating that the 'Curtain Call' statue be restored to public display at the corner of Pyrmont Bridge Road and Harris Street, and that any other artworks stored at this location be restored to public display in appropriate locations.

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

It is resolved that:

- (A) Council note:
- (i) the 'Curtain Call' statue (also known by the name 'The Final Curtain') by Australian artist Les Kossatz, was completed in 1987 and was displayed in Darling Harbour until circa 2015;
 - (ii) the statue features four bronze lambs and a shearer's ramp;
 - (iii) the statue was removed from public display in approximately 2015 as part of NSW state government redevelopments of the Darling Harbour area;
 - (iv) the lambs from the statue currently sit disassembled in a nearby light rail depot which is owned by Place Management NSW;
 - (v) there is an impending sale for this site, and the future of the lambs is unclear;
 - (vi) the statue represents the working-class and industrial history of the area, including the wool stores at Pyrmont and the wool-shipping industry, which operated from Darling Harbour in the 19th century;
 - (vii) the local community is passionate about the restoration of the statue to public display to acknowledge and celebrate this history; and
 - (viii) the preferred location for display is at the corner of Pyrmont Bridge Road and Harris Street, close to the site of the wool stores;
- (B) Council resolves to support community efforts to restore the 'Curtain Call' statue to public display at the corner of Pyrmont Bridge Road and Harris Street, and any other artworks stored at this location to public display in appropriate locations; and

- (C) the Lord Mayor be requested to write to the Minister for Water, Property and Housing, the Hon. Melinda Pavey, MP, advocating that the 'Curtain Call' statue be restored to public display at the corner of Pymont Bridge Road and Harris Street, and that any other artworks stored at this location be restored to public display in appropriate locations.

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

Moved by Councillor Scully, seconded by Councillor Miller -

It is resolved that:

- (A) Council note:
- (i) the 'Curtain Call' statue (also known by the name 'The Final Curtain') by Australian artist Les Kossatz, was completed in 1987 and was displayed in Darling Harbour until circa 2015;
 - (ii) the statue features four bronze lambs and a shearer's ramp;
 - (iii) the statue was removed from public display in approximately 2015 as part of NSW state government redevelopments of the Darling Harbour area;
 - (iv) the lambs from the statue currently sit disassembled in a nearby light rail depot which is owned by Place Management NSW;
 - (v) there is an impending sale for this site, and the future of the lambs is unclear;
 - (vi) the statue represents the working-class and industrial history of the area, including the wool stores at Pymont and the wool-shipping industry, which operated from Darling Harbour in the 19th century;
 - (vii) the local community is passionate about the restoration of the statue to public display to acknowledge and celebrate this history; and
 - (viii) any proposal to install the statue on City of Sydney land would require the statue's owners, presumably Place Management NSW, to offer to transfer it to the City, and would then be subject to the City of Sydney's Public Art Policy and Strategy and the Public Art: Acquisition and De-accession Guidelines
- (B) Council support community efforts to restore the 'Curtain Call' statue to public display at an appropriate location; and
- (C) the Lord Mayor be requested to write to the Minister for Water, Property and Housing, the Hon. Melinda Pavey, MP, requesting the NSW Government re-install the 'Curtain Call' statue at an appropriate site owned by the NSW Government.

Carried unanimously.

S129266

Item 11.6 Doggy Pool Parties

Moved by Councillor Scott, seconded by Councillor Chung –

It is resolved that:

(A) Council note:

- (i) Christchurch City Council, Christchurch and Waimakariri District Council, Canterbury, in New Zealand have recently opened the doors of their seasonal local pools for a dog-only swim day to mark the beginning of winter;
- (ii) the "Doggy Pool Parties", as they were termed, proved successful with local residents, and these Councils hope to make them a regular annual event;
- (iii) Australia has the highest levels of pet ownership in the world; and
- (iv) pets have a number of social benefits, and they and their owners form an important part of our City community; and

(B) the Chief Executive Officer be requested to:

- (i) investigate options for the opening of the City's seasonal pool, Andrew (Boy) Charlton Pool, for one day each year for a Doggy Pool Party, in which dogs can swim and play, upon confirmation from the NSW Department of Health that the activity is suitable and subject to cleaning costs following the event; and
- (ii) report back to Councillors via the CEO update on the outcomes of this investigation.

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

It is resolved that:

(A) Council note:

- (i) Christchurch City Council, Christchurch and Waimakariri District Council, Canterbury, in New Zealand have recently opened the doors of their local pools for a dog-only swim day to mark the beginning of winter;
- (ii) the "Doggy Pool Parties", as they were termed, proved successful with local residents, and these Councils hope to make them a regular annual event;
- (iii) Australia has the highest levels of pet ownership in the world;
- (iv) pets have a number of social benefits, and they and their owners form an important part of our City community;
- (v) the City of Sydney has created opportunities for dogs to enjoy the water, including:
 - (a) access points at Beare Park and along the Glebe foreshore; and
 - (b) a dedicated dog pool in Sydney Park at the southern end of the grasslands which is topped up with fresh water twice a day, and City of Sydney staff regularly check the pumps and operating system; and
- (vi) these opportunities are very popular, available all year round, and are used regularly by many dogs; and

(B) the Chief Executive Officer be requested to:

- (i) investigate options for the opening of the City's seasonal pool, Andrew (Boy) Charlton Pool, for one day each year for a Doggy Pool Party, in which dogs can swim and play, upon confirmation from the NSW Department of Health that the activity is suitable, that it is safe and healthy for dogs, and subject to cleaning costs following the event; and
- (ii) report back to Councillors via the CEO update on the outcomes of this investigation.

Carried unanimously.

S129266

At 10.35 pm the meeting concluded.

Chair of a meeting of the Council of the City
of Sydney held on Monday 24 June 2019 at which
meeting the signature herein was subscribed.