

# Council

Meeting No 12

Monday 9 December 2019

Notice No 12/1612

Notice Date 5 December 2019

*minutes*

*city of villages*

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**Present**

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

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

At the commencement of business at 5.25 pm, those present were:-

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

Councillor Phelps left the meeting of Council at 5.46pm prior to discussion on Item 3.3, and returned at 6.08pm, after the vote on Item 3.3. Councillor Phelps was not present at, or in sight of, the meeting of Council during discussion or voting on Item 3.3.

Councillor Phelps left the meeting of Council at 7.38pm prior to discussion on Item 8.5, and returned at 7.39pm, after the vote on Item 8.5. Councillor Phelps was not present at, or in sight of, the meeting of Council during discussion or voting on Item 8.5.

Councillor Chung left the meeting of Council at 7.47pm prior to discussion on Item 10, and returned at 7.48pm, after the vote on Item 10. Councillor Chung was not present at, or in sight of, the meeting of Council during discussion or voting on Item 10.

Councillor Chung left the meeting of Council during the adjournment at 8.19pm, and returned to the meeting at 8.40pm after the vote to withdraw Item 13.5 had been taken, and during discussion and before the vote on Item 13.6.

Councillor Forster left the meeting of Council during the adjournment at 8.19pm, and returned to the meeting at 8.41pm after the vote to withdraw Item 13.5 had been taken, and during discussion and before the vote on Item 13.6.

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

**Opening Prayer and Acknowledgement of Country**

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

**Item 1      Confirmation of Minutes**

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

That the Minutes of the meeting of Council of Monday, 18 November 2019, as circulated to Councillors, be confirmed.

Carried unanimously.

## Item 2 Disclosures of Interest

The Lord Mayor, Councillor Clover Moore, made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.
- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that the Sydney Community Foundation presented the Lord Mayor with an award in September 2019, at the Sydney Women's Fund's annual Saluting Sydney Women event. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation.
- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.

Councillor Robert Kok made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation.
- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.
- a less than significant, non-pecuniary interest in Item 10 on the agenda, in that he knows a number of people associated with one of the applicants for the Accommodation Grant.

Councillor Jess Miller made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation. Councillor Miller stated that she was not contacted about this grant and was not aware of the recommendation until the Committee report became available.
- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. Councillor Miller stated that she was not contacted about this grant and was not aware of the recommendation until the Committee report became available.

Councillor Jess Scully made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation.
- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.

Councillor Scully stated that she was not aware of either of these recommendations until the Committee reports became available.

Councillor Philip Thalys made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation.
- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.

Councillor Thalys stated that he had not been contacted about these grants, and was not aware of the grants until the Committee reports became available.

Councillor Linda Scott made the following disclosures:

- a less than significant, non-pecuniary interest in Item 8.2 on the agenda, in that, as discussed at Committees, she used to work for Senator the Hon John Faulkner, whose work to create a Harbour Foreshore Walk may be incorporated into the Eora Journey Public Artwork.
- a less than significant, non-pecuniary interest in Item 7.2 on the agenda, in that during the last four years a small donation was made to Councillor Scott's campaign by a resident in the surrounding area. Councillor Scott advised the resident has not contacted her about this item.
- a less than significant, non-pecuniary interest in Item 3.3 on the agenda, in that, as President of Local Government NSW and Board Director of Care Super, the revised Central Sydney Planning Strategy may consider changes to land ownings of these organisations when considered by Council.

Councillor Kerryn Phelps made the following disclosures:

- a significant, non-pecuniary interest Item 3.3 on the agenda, in that an individual associated with Carsingha Investments donated to her Wentworth campaign. Councillor Phelps stated that she was not aware of the Lord Mayoral Minute, nor was she contacted by this individual prior to the meeting.
- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the Be Kind Sydney Ltd. Board donated to the Clover Moore Independent Team during the 2016 Council elections. Councillor Phelps stated that she is no longer a member of the team, and was not aware of the grant or contacted by the organisation in relation to the grant prior to the meeting.
- a significant non-pecuniary interest in Item 8.5 on the agenda, in that the Chair of WorldPride worked on Councillor Phelps' Wentworth campaign, donated to this campaign, and provided candidate agent services.

- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the Darlinghurst Theatre Company Board donated to the Clover Moore Independent Team during the 2016 Council elections. Councillor Phelps stated that she is no longer a member of the team, and was not aware of the grant or contacted by the organisation in relation to the grant prior to the meeting.
- a less than significant, non-pecuniary interest in Item 10 on the agenda, in that she attended the preferred respondent's launch event on 12 September 2019. Councillor Phelps stated that she was not contacted by the organisation in relation to the application prior to the meeting.

Councillor Chung disclosed a significant, non-pecuniary interest in Item 10 on the agenda, in that a number of applicants discussed the details of their applications with him, for which he offered support.

Councillor Christine Forster made the following disclosures:

- a less than significant, non-pecuniary interest in Item 7.4 on the agenda, in that she is a personal friend of, and had some correspondence on this item with, Mr James Boyce, who attended and spoke at the Environment Committee meeting on Monday 2 December.
- a less than significant, non-pecuniary interest in Item 8.5 on the agenda, in that Councillor Forster is a personal friend of Kate Wickett, Co-Chair of the Sydney Gay and Lesbian Mardi Gras.

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

### **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 Gender Equity at the City of Sydney****Minute by the Lord Mayor**

To Council:

The City of Sydney continues to be leader in gender pay equity across Australia's public and private sectors, recently winning the National HR Award for Best Workplace Diversity and Inclusion program.

**Gender Pay Equity Reporting**

The Workplace Gender Equality Act 2012 requires all non-public sector organisations with more than 100 employees to report annually against a number of gender equality indicators, including remuneration.

Councils are not required to report, but following a resolution of this Council in March 2015, the City started monitoring and reporting the difference between women and men's average weekly earnings, reported as a percentage of men's earnings. Mercer Consulting independently reviews these gender pay equity reports.

The City based its 2018/19 Gender Pay Equity report on the Workplace Gender Equality Agency's (WGEA) reporting framework. According to WGEA, Australia's national gender pay gap is currently 14 per cent in favour of men, and in NSW, 14.6 per cent. For public sector organisations, this gap is 10.7 per cent, 17.3 per cent for private sector organisations.

I am pleased that our most recent report reveals an overall gender pay gap of 7.8 per cent in favour of women, meaning that on average, more women are employed in higher paying jobs across the City of Sydney.

When the City compared men and women in equitable roles, there was a small gender pay gap of 1.1 per cent in favour of men. This is an improvement on last year's results of 1.7 per cent.

Of course, serious action on gender equity requires that we address the gender pay gap *and* the gender wealth gap. By the time of retirement, a woman accumulates, on average, half the superannuation of her male counterpart. This is in part because women are more likely to take extended leave to raise and care for children, reducing their ability to accumulate superannuation.

For this reason, I was pleased when this Council unanimously supported my Lord Mayor Minute last year recommending that the City start paying superannuation during the 34 weeks of unpaid parental leave.

Since 31 October 2018, the City has paid superannuation for up to 52 weeks of parental leave, including up to 34 weeks of additional superannuation on the unpaid portion of the first year of parental leave. This is also available to primary carers taking adoption or long term fostering leave and partner leave so that all primary carers – including those in same sex relationships – benefit from this initiative. The City pays this superannuation as a lump sum three months after staff return to work.

## **Shared Care and Partner Leave**

The City and this Council should feel proud of this record, but unpaid care work remains highly gendered. Care work undertaken by women increases considerably after the birth or adoption of a child, and men have less access to family-friendly policies, such as parental leave or flexible working arrangements.

The combination of these factors results in the inequitable interruption of women's careers, and is a major contributor to the gender pay gap.

That is why leading organisations are now extending the support offered to partners or secondary carers when a baby is born or adopted, supporting parents to share the care of children more equally between them.

By offering workplace incentives for secondary carers to take on a more active parenting role with newborn children, we can signal the valuing of care and help to create more care- focused communities. This benefits all parents and their children.

For this reason, I am recommending that the City extend paid partner leave for non-primary carers to support parents with their work and carer responsibilities.

The City of Sydney currently offers employees two weeks paid partner leave on full pay or four weeks at half pay.

The Chief Executive Officer advises me that cost estimates based on the average number of employees who took partner leave at the City over the past four years, suggest that the additional cost of extending paid partner leave for non-primary carers from two weeks to four weeks, would be approximately \$170,000 per annum.

## **Recommendation**

It is resolved that:

- (A) Council acknowledge the well-deserved National HR Award for Best Workplace Diversity which recognises the City's achievements in addressing gender pay equity;
- (B) Council note the City's 2018/19 Gender Pay Equity results; and
- (C) the Chief Executive Officer be requested to implement the extension of paid partner leave for non-primary carers from two weeks to four weeks as set out in this Minute, with the funding to be borne within existing operational budgets.

## **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.

S051491

## **Item 3.2 Support for Refugees and Asylum Seekers**

### **Minute by the Lord Mayor**

To Council:

In 2005, the City of Sydney became an official refugee welcome zone, an initiative of the Refugee Council of Australia. At that time, and reaffirmed in 2014, Council declared its commitment to welcoming refugees and people seeking asylum into our community. This was also a commitment to upholding human rights, demonstrating compassion and enhancing cultural and religious diversity in our community. The slogan 'Refugees and Asylum Seekers are welcome in our city' is proudly presented on our website.

The Refugee Council has invited the City to become a founding member of a Refugee Welcome Zone Leadership Group. The City would be the first Australian council to officially sign up to the group.

As a member of the leadership group, the City would continue to communicate regularly with the Refugee Council through our staff and provide feedback on what we are doing to support refugees and contribute ideas on how the refugee welcome zone initiative can be expanded and improved.

An annual financial contribution of \$5,000 from the City to join this group would assist the Refugee Council being able to provide more resources for refugee welcome zone councils such as webinars, policy briefs, an annual conference, opportunities for information sharing between other refugee welcome zones and showcasing successful programs and projects implemented by councils.

The City has always taken its commitment to refugees and people seeking asylum seriously, and this is reflected in our activities, including:

- A partnership with CareerSeekers that the Council unanimously endorsed in November 2018, supporting its Article 23 Program. The program derives its name from Article 23 of the Universal Declaration of Human Rights, which sets out an individual's right to work. The City is contributing \$10,000 each year for three years, until 2021 to support this campaign. The City is also participating the New Australian Internship Program – and has engaged two interns through this program since 2016.
- Free or discounted access to City programs, venues, facilities and services for refugees and asylum seekers including:
  - a concessional rate at our five swimming pools;
  - free and low cost activities and concessional rates at our community centres;
  - free gym attendance for up to 20 visits over six months with the Juanita Nielson Community Gym Outreach Program through partner agencies such as the Asylum Seekers Centre;
  - special free special temporary membership at our nine libraries;
  - the Fireflies capacity building program in our libraries held in 2018 in collaboration with Red Room Poetry and Strategic Community Assistance to Refugee Families – this program supported employment pathways into public libraries and early childhood educational organisations; and

- coordinating the International Student Leadership Ambassador Program which builds the leadership capacity of international students including students from refugee backgrounds through training, mentoring and real life project management experiences.
- Our grants and sponsorship program, which provides financial assistance to a wide range of community organisations and agencies that assist refugees and people seeking asylum. Over the past five years, this program has provided more than \$275,000 in cash grants and nearly \$26,000 value-in-kind support in venue and street banner hire waivers.
- A grant of \$100,000 to Settlement Services International to deliver the highly successful Welcome2Sydney pilot program that connects local volunteer residents with newly arrived refugees and people seeking asylum from Western and South Western Sydney. In 2018, more than 800 people participated and 40 City residents volunteered. The City and Settlement Services International co-designed this program.
- Encouraging community members holding events that support refugees and people seeking asylum to promote them on the City's 'What's On' website.
- Hosting programs and events with the Asylum Seekers Centre, the Refugee Council and other groups to mark Refugee Week.
- Running a 'Refugee and Asylum Seekers are welcome in the City' campaign during Refugee Week and periodically throughout the year.
- Hosting 'People just like us' – talks during Youth Week and Harmony Day celebrations in partnership with the Refugee Council.
- Joining the Welcoming Cities Network in 2018 – this is a network of cities, shires, towns and municipalities that are committed to an Australia where everyone can belong and participate in social, cultural, economic and civic life. On 6 November, the City hosted the Welcome Cities networking event for New South Wales and the Australian Capital Territory which included representatives from local governments and other organisations.

This year the City actively encouraged organisations that support refugees and people seeking asylum to apply to our Charity Partners Program. I was pleased when the Refugee Council was chosen as the City's charity partner for New Year's Eve 2019/20.

The request from the Refugee Council to join the Refugee Welcome Zone Leadership Group offers the City opportunities to share our experience and knowledge, to learn from other refugee welcome zone councils and to contribute even further to support refugees and asylum seekers. It will also showcase our work to a global audience through the Refugee Council's relationship with the United Nations High Commissioner for Refugees who perceive local authorities as potential allies in showing solidarity with refugees.

I strongly support this request as a way for the City to boost our support for refugees and asylum seekers in Australia and across the world.

### **Recommendation**

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

- (A) write to the Refugee Council of Australia confirming the City's acceptance of their invitation to join the Refugee Welcome Zone Leadership Group; and
- (B) arrange annual payment of the \$5,000 contribution to confirm the City's membership, with the initial membership to be funded from the 2019/20 General Contingency and that funding will be included in future years operational budgets to maintain the membership.

### **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.

S051491

### **Item 3.3 Commercialisation of Moore Park**

#### **Minute by the Lord Mayor**

To Council:

Last week the NSW Government announced it is considering an unsolicited planning proposal for a \$1.2 billion redevelopment of the former Showground site at Moore Park with the aim of intensifying commercial uses in buildings up to 20 storeys in height.

Carsingha Investments, the same consortia that took up the leasehold of the site now known as the 'Entertainment Quarter' in 2014, have submitted the proposal. They are now seeking a 99-year lease as the current lease expires in 2046.

Any proposal that would result in the effective sale and alienation of public land exclusively for the benefit and profit of private interests is shocking, particularly because the explicit purpose of legislation I successfully introduced into the NSW Parliament in 1992 was to preserve the site in public ownership, managed by the Centennial and Moore Park Trust.

According to media reports, 'detailed master planning' has already progressed behind closed doors with the NSW Government giving the greenlight to the consortium to progress to Stage Two, making the proposal public. A Steering Committee including representatives from the Department of Premier and Cabinet, NSW Treasury, Department of Planning, Industry and Environment and the Centennial and Moore Park Trust will consider those plans.

The NSW Government's failure to include community representation or invite City of Sydney involvement reveals its disregard for the community's wishes for the site.

There is a long and shameful history of successive NSW Governments carving off sections of Moore Park for private interests. This is another such proposal, and runs counter to the public interest and community needs, particularly given the growing population in the area.

Green Square will be Australia's densest residential suburb by 2030 with 61,000 residents, and the State Government has earmarked Waterloo Estate, Waterloo Metro and Elizabeth Street, Redfern, for significant residential uses. These four sites alone have the potential to accommodate 70,000 new residents.

As the population of the area continues to increase, so does community demand for parkland, sporting and recreational facilities. As it stands, twenty million people visit the Centennial and Moore Parklands annually and three out of every four City of Sydney residents live in an apartment – Moore Park is their backyard.

The City's Open Space, Sports and Recreation Needs Study 2016 identifies that by 2031 our area needs up to 20 more sports fields, an additional 17-18 multi-purpose courts, 21 full size indoor courts for basketball, netball, volleyball and other sports, and 11 indoor multi-purpose courts.

To meet these demands, the State should be working with the City to improve and expand open space, public sporting and recreational facilities, but the State seems determined to allow the use of public space for commercial activity.

Despite the legislation passed in 1992, the NSW Government approved a 50-year lease of the former Showgrounds to Fox Studios to develop a major film studio complex in 1996.

Under the State Environment Planning Policy (SEPP) No. 47, the zoning controls for the site were changed from open space to accommodate the film and TV production uses under the new lease.

Amendments in December 2018 to that State Environment Planning Policy allow private certifiers to disregard prohibited uses on the site and allow the heritage-listed Byron Kennedy Hall and other buildings within the 'Entertainment Quarter' to be used for elite sporting and commercial purposes until 2023 while the wasteful Sydney Football Stadium redevelopment is constructed.

Residents have long been concerned about the impacts of increased commercialisation of the site, which excludes the community from large sections of the park for prolonged periods to accommodate booked events by private entities.

The State Government must return the land to public use upon expiry of the current lease, amending the State Environment Planning Policy to ensure the Centennial and Moore Park Trust is unable to further commercialise public land into the future and mandating its use for community sport, recreation, and parkland.

## **Recommendation**

It is resolved that:

- (A) Council note that:
- (i) Governor Macquarie dedicated the former Showgrounds site for public use in 1811;
  - (ii) the Centennial Park and Moore Park Trust (Macquarie Sydney Common) Amendment Bill in 1992 stopped plans to rezone the site for sale and development, confirming it as public land and placing it under the stewardship of the Centennial Park and Moore Park Trust;
  - (iii) successive NSW Governments have since failed to protect Moore Park by prioritising commercial interests over the public interest;
  - (iv) twenty million people visit Centennial and Moore Parklands every year, and with over 70,000 new residents moving into the surrounding suburbs in the next 20 years, there is an increased demand for sports and recreation facilities and parkland;
  - (v) the role of the Centennial and Moore Park Trust must be to protect the site for dedicated public uses, and to strongly argue against moves to further perpetuate commercial activity; and
  - (vi) the State Government must return the land to public use upon expiry of the current lease, and amend the State Environment Planning Policy to ensure the Centennial and Moore Park Trust is unable to further commercialise public land into the future and mandating its use for community sport, recreation, and parkland; and
- (B) the Lord Mayor be requested to write a joint letter with the Member for Sydney, Alex Greenwich to the Premier and the Minister for Planning and Public Spaces noting the items listed in (A) and requesting a meeting to discuss the future of the site.

## **COUNCILLOR CLOVER MOORE**

Lord Mayor

Note – at the meeting of Council, the content of the original Lord Mayoral Minute was varied by the Lord Mayor. Subsequently, it was –

Moved by the Lord Mayor, seconded by Councillor Scott –

That the Minute by the Lord Mayor be endorsed and adopted, subject to the amendments as follows –

It is resolved that:

(A) Council note that:

- (i) the Showground was part of the Sydney Common dedicated by Governor Macquarie for public benefit in 1811;
- (ii) my private members bill, the Centennial Park and Moore Park Trust (Macquarie Sydney Common) Amendment Bill in 1992 stopped plans to rezone the site for sale and development when the Royal Agricultural Society (RAS) moved to Homebush, confirming it as public land and placing it under the stewardship of the Centennial Park and Moore Park Trust;
- (iii) successive NSW Governments have since failed to protect Moore Park by prioritising commercial interests over the public interest;
- (iv) twenty million people visit Centennial and Moore Parklands every year, while only two million people visit Allianz Stadium and the SCG, and with over 70,000 new residents moving into the surrounding suburbs in the next 20 years, there is an increased demand for sports and recreation facilities and parkland;
- (v) the role of the Centennial and Moore Park Trust must be to protect the site for dedicated public uses, and to strongly argue against moves to further allow commercial activity; and
- (vi) the State Government must return the land to public use upon expiry of the current lease, and amend the State Environment Planning Policy to ensure the Centennial and Moore Park Trust is unable to further commercialise public land into the future and mandating its use for community sport, recreation, and parkland; and

(B) the Lord Mayor be requested to write a joint letter with the Member for Sydney, Alex Greenwich to the Premier and the Minister for Planning and Public Spaces about the significance of the former Showground site and the need for community sport, recreation and parkland in Australia's most densely populated area, and requesting a meeting to discuss the future of the site.

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

It is resolved that:

(A) Council note that:

- (i) the Showground was part of the Sydney Common dedicated by Governor Macquarie for public benefit in 1811;
- (ii) my private members bill, the Centennial Park and Moore Park Trust (Macquarie Sydney Common) Amendment Bill in 1992 stopped plans to rezone the site for sale and development when the Royal Agricultural Society (RAS) moved to Homebush, confirming it as public land and placing it under the stewardship of the Centennial Park and Moore Park Trust;
- (iii) successive NSW Governments have since failed to protect Moore Park by prioritising commercial interests over the public interest;
- (iv) twenty million people visit Centennial and Moore Parklands every year, while only two million people visit Allianz Stadium and the SCG, and with over 70,000 new residents moving into the surrounding suburbs in the next 20 years, there is an increased demand for sports and recreation facilities and parkland;
- (v) Moore Park provides critical parkland for sport and recreation in a Local Government Area where three of every four residents live in an apartment;
- (vi) the role of the Centennial and Moore Park Trust must be to protect the site for dedicated public uses, and to strongly argue against moves to further allow commercial activity;
- (vii) the State Government must return the land to public use upon expiry of the current lease, and amend the State Environment Planning Policy to ensure the Centennial and Moore Park Trust is unable to further commercialise public land into the future and mandating its use for community sport, recreation, and parkland; and
- (viii) the Kaldas Review of planning recommended the removal of developer led rezoning from NSW Planning laws, however, the NSW Government has yet to implement this;

(B) the Lord Mayor be requested to write a joint letter with the Member for Sydney, Alex Greenwich to the Premier and the Minister for Planning and Public Spaces about the significance of the former Showground site and the need for community sport, recreation and parkland in Australia's most densely populated area, and requesting a meeting to discuss the future of the site; and

(C) the Chief Executive Officer be requested to write to the Secretary of Premier and Cabinet noting Council's strong concern about the loss of public parkland and continued commercialisation of public land for private profit, with respect to this unsolicited proposal.

The Lord Mayoral Minute, as varied by consent, was carried on the following show of hands –

Ayes (7) The Chair (the Lord Mayor), Councillors Kok, Miller, Scott, Scully, Thalys and Vithoulkas

Noes (2) Councillors Chung and Forster.

Minute carried.

S051491

## **Item 3.4 Reaching Agreement on the Central Sydney Planning Strategy**

### **Minute by the Lord Mayor**

To Council:

The draft Central Sydney Planning Strategy ('the draft Strategy') is the first major review of Central Sydney planning controls in 45 years. It aims to balance the city's residential property boom with the need to preserve and grow commercial, retail, hotels and cultural space.

The amendments to the Central Sydney planning controls supported by the strategy will unlock almost 2.9 million square metres of additional floor space for retail, hotel, cultural and office needs to encourage economic and employment growth over the next two decades. It allows for significant increases in the height of buildings while protecting our key public places like Hyde Park.

The draft Strategy is central to the City's ability to meet the priorities and actions set for the City in the NSW Government's Eastern City District Plan.

On 6 December 2019, I exchanged letters with the Minister for Planning and Public Spaces outlining an in-principle agreement with three amendments to the draft planning proposal that will allow an expedited Gateway Determination to progress this important work. These letters are attached to this Minute.

This Minute seeks agreement for the city to amend the draft proposal according to this in-principle agreement, for consideration by Council and the Central Sydney Planning Committee by February 2020.

### **Background**

In July 2016, the draft Central Sydney Planning Strategy and associated plans, including a planning proposal and draft development control plan, were unanimously endorsed by Council and the Central Sydney Planning Committee. Those documents were forwarded to the Department of Planning and Environment with a request for a Gateway Determination to exhibit the planning proposal.

Since then, the City has prepared and road-tested the 'Draft Guideline to Preparing Site Specific Planning Proposals in Central Sydney', which completes the Strategy package. The Strategy received strong support from the business and property community.

The City has advanced several actions of the draft Strategy where it has been able to do so, including those relating to affordable housing, energy and waste management, heritage, late-night trading and increased employment capacity.

The City has also progressed several development discussions under the proposed Strategy framework, one of which has progressed to the equivalent of a Stage 2 Development Application and early works development application. The 4-6 Bligh Street planning proposal is an example of this approach working in practice. Lodged February 2018 and processed to gateway in 53 days, the planning proposal delivers over 8,000 square metres of office including co-working space, a 400-room hotel, environmental excellence initiatives, an affordable housing contribution and community infrastructure contributions. I am advised that there are a number of other proposals under development which comply with the draft Strategy Guideline.

In March 2019, Council unanimously approved the draft Central Sydney Planning Strategy package to go out on non-statutory public exhibition so that the City could engage with industry and the community to refine and improve it. The City was requested to pursue negotiations with the Department, because getting a gateway approval to allow statutory public exhibition of the planning proposal to occur has been, and remains, our primary objective.

Spurred by that decision of Council, a close working relationship was able to be formed between the City and Department to resolve outstanding matters on the draft strategy and planning proposal.

### **A Way Forward**

Last week, these negotiations resulted in the NSW Minister for Planning and Public Spaces and I providing in-principle agreement to the Strategy and accompanying planning proposal with the following three amendments:

- allowing for a new design excellence bonus pathway for up to 50 per cent more floor space and height for development in the four tower cluster areas (near Barangaroo, Circular Quay, Central and Town Hall) that demonstrate design excellence and meet the intent of the draft Strategy Guideline;
- encouraging more office, hotel and cultural space in the CBD by removing the residential accommodation bonus instead of implementing a flat 50 per cent cap on residential and serviced apartment accommodation; and
- preparing a new development contributions plan to help fund the delivery of new public infrastructure to ensure the city retains its valued public and green spaces in lieu of the proposed community infrastructure contribution in the draft Guideline on a case by case basis.

These amendments will ensure an expedited Gateway Determination for an amended planning proposal that allows the statutory public exhibition of the planning proposal, while preserving the original intent and objective of the strategy.

Central Sydney's residents, workers and visitors are best served by collaboration between the City and the State Government. This plan strikes a balance between fostering new businesses and growth while protecting and enhancing the great public spaces that make our city unique.

These requested changes are the product of hours of complex, challenging and ultimately fruitful negotiations between the City and Department.

This place-based approach to incentivise good growth in our global city is vitally important. The draft Strategy encourages excellent development outcomes, which enhances rather than detracts from the public places in the city we cherish.

## Recommendation

It is resolved that:

- (A) Council note:
- (i) December 2019 marks three years and five months since the City requested gateway determination for the planning proposal supported by its draft Central Sydney Planning Strategy;
  - (ii) the draft Central Sydney Planning Strategy is the first major review of Central Sydney planning controls in 45 years and aims to balance the city's residential property potential with the need to preserve and grow commercial, retail and cultural space;
  - (iii) Council's Resolution in March 2019 to put the planning proposal on non-statutory public exhibition and continue negotiations has expedited efforts between City staff and Department staff that progressed the planning proposal to a stage of mutual in-principle agreement;
  - (iv) the Minister for Planning and Public Spaces and the Lord Mayor exchanged letters on 6 December 2019 providing in-principle agreement to the draft Central Sydney Planning Strategy and associated planning proposal with the following amendments and, subject to the approval of Council and the Central Sydney Planning Committee, an expedited Gateway Determination to put the planning proposal on statutory public exhibition:
    - (a) removal of the proposed 50 per cent cap on residential accommodation, and instead remove the existing residential accommodation bonus in the local environmental plan;
    - (b) replacement of the proposed site-specific planning proposal process with an additional design excellence pathway in four mapped tower cluster areas of central Sydney, that allows for up to 50 per cent additional floor space where development demonstrates design excellence; and
    - (c) removal of the provision relating to development contributions and instead prepare a development contributions plan under section 7.12 of the Environmental Planning and Assessment Act 1979, including appropriate contributions to help fund the delivery of new public infrastructure; and
  - (v) that the proposed non-statutory public exhibition process will not proceed;
- (B) noting the matters in part (A), Council gives in-principle agreement to the amendments requested to the draft Strategy by the Minister for Planning and Public Spaces; and
- (C) the Chief Executive Officer be requested to expedite the drafting of amendments to the suite of draft Central Sydney Planning Strategy planning proposal documents, as outlined in (A), with the updated Central Sydney Planning Strategy planning proposal documents to be reported back to Council in February 2020.

**COUNCILLOR CLOVER MOORE**

Lord Mayor

## **Attachments**

**Attachment A.** Correspondence from the Minister for Planning and Public Spaces to the Lord Mayor regarding the Central Sydney Planning Strategy

**Attachment B.** Response from the Lord Mayor to the Minister for Planning and Public Spaces

Note – at the meeting of Council, the content of the original Lord Mayoral Minute was varied by the Lord Mayor. Subsequently, it was –

Moved by the Lord Mayor, seconded by Councillor Forster –

That the Minute by the Lord Mayor be endorsed and adopted, subject to a change of wording in clause (B) so that “Council gives in-principle agreement to the amendments” shall read “Council notes the amendments”, as follows –

It is resolved that:

(A) Council note:

- (i) December 2019 marks three years and five months since the City requested gateway determination for the planning proposal supported by its draft Central Sydney Planning Strategy;
- (ii) the draft Central Sydney Planning Strategy is the first major review of Central Sydney planning controls in 45 years and aims to balance the city's residential property potential with the need to preserve and grow commercial, retail and cultural space;
- (iii) Council's Resolution in March 2019 to put the planning proposal on non-statutory public exhibition and continue negotiations has expedited efforts between City staff and Department staff that progressed the planning proposal to a stage of mutual in-principle agreement;
- (iv) the Minister for Planning and Public Spaces and the Lord Mayor exchanged letters on 6 December 2019 providing in-principle agreement to the draft Central Sydney Planning Strategy and associated planning proposal with the following amendments and, subject to the approval of Council and the Central Sydney Planning Committee, an expedited Gateway Determination to put the planning proposal on statutory public exhibition:
  - (a) removal of the proposed 50 per cent cap on residential accommodation, and instead remove the existing residential accommodation bonus in the local environmental plan;
  - (b) replacement of the proposed site-specific planning proposal process with an additional design excellence pathway in four mapped tower cluster areas of central Sydney, that allows for up to 50 per cent additional floor space where development demonstrates design excellence; and
  - (c) removal of the provision relating to development contributions and instead prepare a development contributions plan under section 7.12 of the Environmental Planning and Assessment Act 1979, including appropriate contributions to help fund the delivery of new public infrastructure; and

- (v) that the proposed non-statutory public exhibition process will not proceed;
- (B) noting the matters in part (A), Council notes the amendments requested to the draft Strategy by the Minister for Planning and Public Spaces; and
- (C) the Chief Executive Officer be requested to expedite the drafting of amendments to the suite of draft Central Sydney Planning Strategy planning proposal documents, as outlined in (A), with the updated Central Sydney Planning Strategy planning proposal documents to be reported back to Council in February 2020.

Carried unanimously.

S051491

### **Adjournment**

At this stage of the meeting, at 6.20pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Scully –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 6.40pm.

**Item 4 Memoranda by the Chief Executive Officer****Item 4.1 Amendment to Terms of Reference and Appointment of Members - Inclusion (Disability) Advisory Panel****Memorandum by the Chief Executive Officer**

To Council:

**Background**

The Inclusion (Disability) Advisory Panel was established by Council in November 2012 to provide expert advice to the City on inclusion and access for people with disability.

The Panel's role is to provide advice to improve inclusion and access in the City's projects, services and facilities and on how to best engage with the needs of the disability sector across all the City's policies, strategies and plans. The Panel's Terms of Reference were initially developed in consultation with key disability sector representatives.

Panel members have a broad range of expertise in disability inclusion, policy, strategic planning and consultation and have a high level of expertise in key areas such as access, urban planning, economic participation, arts, housing, transport, mental health, media and communication and legislation.

Since 2013, the Panel has met every two months, providing the City with high quality, expert advice and guidance to improve inclusion and access for people with disability across all the City's functions, including new initiatives, major projects, strategies and policies. Some of the key strategies and policies the Panel has commented on over the past few years include: Sustainable Sydney 2050, Inclusive and Accessible Public Domain Policy and Guidelines, Inclusive and Accessible Event Guidelines, Community Safety Action Plan, Social Sustainability Policy, Waste Strategy and Action Plan, Creative City Discussion Paper and the Economic Development Strategy, to name a few. This input from the Panel has substantially improved inclusion and access outcomes in the City.

The current Panel is composed of 10 members: five members that have served two two-year terms (2016-2019) and five members that have served one two-year term (2018-2019). Under the current Terms of Reference (Attachment A), revised and endorsed by Council in 2017, Panel members can serve two two-year terms with an option to extend this for an additional year to a maximum of five years.

**Amendment to Terms of Reference**

The Panel was consulted on a proposed amendment to the current Terms of Reference to increase the minimum term length from two years to three years. Panel members would therefore be able to serve for a maximum of six consecutive years, comprising two three-year terms. This change is consistent with other advisory panels at the City, such as the Aboriginal and Torres Strait Islander Advisory Panel and the Nightlife and Creative Sector Advisory Panel. This extension will also help to ensure greater consistency and that the knowledge and expertise of the Panel is retained. Should this amendment be endorsed, current members will be eligible for the extended term.

Proposed amendments to the Terms of Reference are detailed in Attachment A.

### **Re-appointment of members and appointment of new member**

In accordance with the proposed amended Terms of Reference, five Panel members who were appointed in 2016 and have served two two-year terms will now be extended for a further two years to the end of 2021, this is up to the maximum six-year term. These members include:

- Judy Harwood;
- Julie Millard;
- Mark Tonga;
- Morwenna Collett; and
- Phillipa Carnemolla.

In accordance with the proposed amendment, the other remaining four Panel members who were appointed in 2018 and have served two years will be extended to the end of 2020, with the possibility to serve an additional three-year term until the end of 2023 (subject to ratification by Council). These members include:

- Max Burt;
- Nidhi Shekaran;
- Sabrina Houssami-Richardson; and
- Tara Elliffe

In August 2019, Panel member Riana Head-Toussaint informed the City that she would be resigning from the Panel due to other commitments. Ms Head-Toussaint was appointed to the Panel in 2018. We thank her for her valuable contribution.

According to section (J) in the current Terms of Reference, any member may resign by giving written notification to the City. The Chief Executive Officer may appoint a new member on consultation with the Panel.

At their meeting on 2 October 2019, Panel members agreed that the shortlisted applicants from the most recent recruitment round would be reviewed to select a replacement member. All Panel members have been given an opportunity to review the skills and experience of shortlisted applicants and have recommended the appointment of Leonie Jackson.

Ms Jackson has extensive experience working in the disability sector in advocacy, teaching, and service delivery roles. Ms Jackson has unique experiences as both a Deaf person and as a professional working in a number organisations with a focus on the deaf community.

She is currently the Chief Executive Officer of the Deaf Society based in NSW. Ms Jackson is an advocate for the Deaf community and is dedicated to preserving Deaf culture. Ms Jackson is currently the Chair of the Games Organising Committee for the 2022 Australian Deaf Games.

It is recommended that Council ratify:

- (a) the reappointment of five current Panel members appointed in 2016 for a further two years, up until the end of 2021:
- Judy Harwood;
  - Julie Millard;
  - Mark Tonga;
  - Morwenna Collett; and
  - Phillipa Carnemolla; and
- (b) the appointment of a new panel member for a one year term to replace outgoing member Riana Head-Toussaint:
- Leonie Jackson.

Ms Jackson will be eligible for reappointment for an additional three-year term in line with other Panel members appointed in 2018. In accordance with the requirements of the Terms of Reference, all members are appointed in an individual capacity and more than 50 per cent of the members are people with a direct experience of disability, either personally or through a caring and support role.

These appointments will bring the Panel membership to 10.

### **Recommendation**

It is resolved that Council:

- (A) approve the amended Terms of Reference for the Inclusion (Disability) Advisory Panel, as detailed in this memorandum and as provided at Attachment A to the subject report;
- (B) ratify the reappointment of five current Panel members: Phillipa Carnemolla, Morwenna Collett, Judy Harwood, Julie Millard and Mark Tonga for a further two years; and
- (C) ratify the appointment of a new member to the Panel: Leonie Jackson for a one-year term.

### **MONICA BARONE**

Chief Executive Officer

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

That the memorandum by the Chief Executive Officer be endorsed and adopted.

Carried unanimously.

X021765

## **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**

#### **(a) Reinstate evening aquarobics at Ian Thorpe Aquatic Centre**

The following Petition (containing more than 200 signatures), of which notice was given by Councillor Scott, was laid on the table.

We the undersigned bring to the attention of the Council the ongoing attrition of aquarobics classes at Ian Thorpe Aquatic Centre (ITAC). Three years ago there were three evening classes on Mondays, Tuesdays and Thursdays. Thursday was cancelled, then Monday, and now Tuesday evening classes have been cancelled. ITAC management have conducted no consultation, nor have they made any attempts to promote these classes to the community or members.

This is grossly unfair. There are now no evening classes and members who work full time or have other duties during the weekdays can only access weekend classes. While most attend one or both weekend classes this is not enough as at least 30 minutes of moderate intensity physical activity is recommended on most, preferably all, days. Aquarobics fits into three of the four recommended types of activity; being a moderate, flexibility, and low-level strength activity; recommended by the Department of Health for older people.

Because these aquarobics classes are low or no impact they are accessible to all ages and level of fitness and are particularly important for community members with morbidity and/or mobility issues. Our experience is that most participants are women over the age of 40, many limited in their options for moderate intensity physical activity. We all enjoy the freedom of movement that comes with aquarobics and value the physical and psychological health benefits, though maybe not while we are doing the class as it's a real workout!

Repeated attempts from members to voice their concerns have been ignored by ITAC management and we have formed a view they do not recognise the value of these classes to the community, especially those who cannot participate in regular exercise. Therefore, the undersigned petitioners, ask the Council to intervene in the management of Ian Thorpe Aquatic Centre and order ITAC to reinstate evening aquarobics classes on Mondays, Tuesdays and Thursdays.

**(b) Save the Powerhouse Museum by helping more fire and drought victims**

The following Petition (containing 621 signatures at 9 December 2019), was laid on the table by Councillor Scully.

Four years ago the NSW Government announced that Sydney's unique Powerhouse Museum would be moved 23km west to Parramatta.

This deeply unpopular decision has been universally condemned by the NSW community, by a 2-year Upper House Inquiry and by museum specialists worldwide.

The Save the Powerhouse campaign asks the Government to redirect the estimated \$1.5 billion cost of the project to further aid bushfire and drought victims in regional areas and to leave the Museum where it is loved and respected.

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

It is resolved that the Petitions 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)

Deputy Lord Mayor Councillor Jess Scully

(Deputy Chair)

Councillors Craig Chung, Christine Forster, Robert Kok, Jess Miller, Prof Kerryn Phelps AM, Linda Scott, Prof Philip Thalys and Angela Vithoukaskas.

At the commencement of business at 2.05pm those present were -

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

**Sub-Committee**

The Economic Development and Business Sub-Committee, with Councillor Kok as Deputy Chair, commenced at 3.10pm.

The meeting of the Corporate, Finance, Properties and Tenders Committee and its Sub-Committee concluded at 3.30pm.

**Report of the Corporate, Finance, Properties and Tenders Committee**

Moved by Councillor Scully, seconded by Councillor Miller –

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 2 December 2019 be received, with Item 6.1 being noted, the recommendations set out below for Items 6.2, 6.3 and 6.5 to 6.7 inclusive being adopted, and Items 6.4 and 6.8 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**

### **Investments Held as at 31 October 2019**

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

Carried unanimously.

X020701

## **Item 6.3**

### **Investments Held as at 30 November 2019**

It is resolved that the Investment Report as at 30 November 2019 be received and noted.

Carried unanimously.

X020701

## **Item 6.4**

### **Sustainable Sydney 2050 Update**

Moved by Councillor Scully, seconded by Councillor Miller -

It is resolved that:

- (A) Council note the Sustainable Sydney 2050 Update report;
- (B) Council note the Sustainable Sydney 2050 Community Engagement reports included as Attachments A to J to the subject report; and
- (C) Council note the Citizen's Jury report included as Attachment K to the subject report, and direct the Chief Executive Officer to respond to the Citizen's Jury recommendations at the appropriate time.

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

It is resolved that:

- (A) Council note the Sustainable Sydney 2050 Update report;
- (B) Council amend section 29 of the 'Update Report' (Strategic Directions) as follows:
  - (i) subsection (d) be changed to an 'Equitable, Affordable and Inclusive City';
- (C) Council note the Sustainable Sydney 2050 Community Engagement reports included as Attachments A to J to the subject report;
- (D) Council note the Citizen's Jury report included as Attachment K to the subject report, and direct the Chief Executive Officer to respond to the Citizen's Jury recommendations at the appropriate time; and

- (E) Council note that the management of water and other limited natural resources are central to strategic directions (a) and (e).

The amendment was lost on the following show of hands –

Ayes (1) Councillor Scott

Noes (9) The Chair (the Lord Mayor), Councillors Chung, Forster, Kok, Miller, Phelps, Scully, Thalís and Vithoukás.

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 the Sustainable Sydney 2050 Update report;
- (B) Council note the Sustainable Sydney 2050 Community Engagement reports included as Attachments A to J to the subject report;
- (C) Council note the Citizen's Jury report included as Attachment K to the subject report, and direct the Chief Executive Officer to respond to the Citizen's Jury recommendations at the appropriate time; and
- (D) Council note that the management of water and other limited natural resources are central to strategic directions (a) and (e).

The motion, as varied by consent, was carried unanimously.

X012101

## **Item 6.5**

### **Land Classification - 546-552 George Street, Sydney**

It is resolved that Council classify 546-552 George Street, Sydney, being the whole of the land contained in Lot 2 of Deposited Plan 231095, as operational land in accordance with section 31 of the Local Government Act 1993.

Carried unanimously.

X011294

## **Item 6.6**

### **Licence Approval – Part of the Grandstand and Redfern Oval**

It is resolved that:

- (A) Council approve a 10 year licence renewal with South Sydney Members Rugby League Football Club Limited for parts of the Redfern Oval and Grandstand; and
- (B) authority be delegated to the Chief Executive Officer to finalise the terms of the licence in accordance with the essential lease terms and conditions in Confidential Attachment B to the subject report, and to sign the licence.

Carried unanimously.

S096218

## **Item 6.7**

### **Lease Approval – Ground Floor, Level 1 and Level 2 - 46-52 Mountain Street, Ultimo**

It is resolved that:

- (A) Council approve a lease with a term of seven years and five months with a five year option to renew to Laureate Educational Services Australia Pty Limited for Ground Floor, Level 1 and Level 2, 46-52 Mountain Street Ultimo; and
- (B) authority be delegated to the Chief Executive Officer to finalise the terms of this proposal in accordance with Confidential Attachment A to the subject report.

Carried unanimously.

S099550

**Item 6.8****Tender – Reject and Negotiate – Perry Park Recreation Centre Stage 2**

Moved by Councillor Scully, seconded by Councillor Miller -

It is resolved that:

- (A) Council reject all the tenders received for Perry Park Recreation Centre Stage 2, for the reasons set out in the Tender Evaluation Summary at Confidential Attachment A to the subject report;
- (B) authority be delegated to the Chief Executive Officer to enter into negotiations with any person with a view to entering into a contract in relation to the subject matter of the tender;
- (C) authority be delegated to the Chief Executive Officer to execute and administer a contract in relation to the subject matter of the tender with a suitable vendor following completion of the negotiations;
- (D) Council not invite fresh tenders, as it is considered that inviting fresh tenders would not attract additional suitable tenders over and above that have responded to this tender; and
- (E) Council be informed of the successful vendor by CEO update.

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

That the recommendation be amended such that clause (C) read as follows –

- (C) the Chief Executive Officer be requested to report back to Council with details of the negotiations and a recommendation for a suitable vendor;

and clause (E) be deleted.

The amendment was lost on the following show of hands –

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

Noes (6) The Chair (the Lord Mayor), Councillors Kok, Miller, Scott, Scully, and Thalís

The amendment was declared lost.

The motion was carried on the following show of hands –

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

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

Motion carried.

X024644.007

**Misrepresentation**

During discussion on Item 6.4, Councillor Chung stated that he had been misrepresented in respect to comments made by Councillor Scully and the Lord Mayor, and clarified his position accordingly.

## **Report of the Economic Development and Business Sub-Committee**

Moved by Councillor Kok, seconded by Councillor Miller -

That the report of the Economic Development and Business Sub-Committee of its meeting of 2 December 2019 be received, with the recommendation set out below for Item 6.9 being adopted.

Carried unanimously.

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

### **Item 6.9**

#### **Grants and Sponsorships - NSW Business Chamber Awards Sydney City Region 2020-2021**

It is resolved that:

Council approve a sponsorship of:

- (A) \$65,000 cash (excluding GST) per annum for two years for the NSW Business Chamber Business Awards (Sydney City region) and statewide sponsorship of the Excellence in Small Business category;
- (B) \$17,500 venue hire fee waiver (excluding GST) per annum for two years for the Sydney City region awards to be held at Centennial Hall; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with NSW Business Chamber in support of this event in 2020 and 2021.

Carried unanimously.

X008661

### **Speakers**

Mr Richard Spencer, Mr Chris Lomas and Mr Greg Welsh addressed the meeting of the Corporate, Finance, Properties and Tenders Committee (Economic Development and Business Sub-Committee) on Item 6.9.

**Item 7 Report of the Environment Committee**

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Councillor Jess Miller

(Deputy Chair)

Deputy Lord Mayor Councillor Jess Scully, Councillors Craig Chung, Christine Forster, Robert Kok, Prof Kerryn Phelps AM, Linda Scott, Prof Philip Thalys and Angela Vithoulkas.

At the commencement of business at 3.52pm those present were -

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

**Order of Business**

It was moved by Councillor Miller, seconded by Councillor Scully –

That, for the convenience of the public present, the Order of Business be altered such that Item 4 be brought forward and dealt with before Item 2.

Carried unanimously.

The meeting of the Environment Committee concluded at 4.46pm.

**Report of the Environment Committee**

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

That the report of the Environment Committee of its meeting of 2 December 2019 be received, with Item 7.1 being noted, the recommendations set out below for Items 7.2 and 7.3 being adopted, and Items 7.4 and 7.5 being dealt with as shown immediately following those items.

Carried unanimously.

**Item 7.1****Disclosures of Interest**

Councillor Christine Forster disclosed a less than significant, non-pecuniary interest in Item 7.4 on the agenda, in that she is a personal friend of James Boyce, Head of Government and Regulatory Affairs at Channel 10, and has had correspondence with him on this matter.

Councillor Linda Scott disclosed a less than significant, non-pecuniary interest in Item 7.2 on the agenda, in that during the last four years a small donation was made to Councillor Scott's campaign by a resident in the surrounding area. Councillor Scott advised the resident has not contacted her about this item.

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

The Environment Committee recommended the following:-

## **Item 7.2**

### **Streetscape Improvements - Chalmers Street Cycleway, Sydney**

It is resolved that Council:

- (A) approve the scope of the Chalmers Cycleway Link and streetscape improvements as described in the subject report and the plan at Attachment A to the subject report for progression to design development, documentation and construction tender;
- (B) note the estimated project costs as detailed in Confidential Attachment C to the subject report; and
- (C) note that the City has accepted a funding offer from the NSW Government as part of the Transport for NSW Active Transport Program for construction of the project, conditional on the works being completed in the 2019/20 financial year.

Carried unanimously.

X026519

## **Item 7.3**

### **Streetscape Improvements - Liverpool Street Western Link, Sydney**

It is resolved that Council:

- (A) approve the scope of the Liverpool Western Link cycleway and streetscape improvements project, as described in the subject report and the plan at Attachment A to the subject report for progression to design development, documentation and construction tender;
- (B) note the estimated project costs as detailed in Confidential Attachment C to the subject report; and
- (C) note that the City has accepted a funding offer from the NSW Government as part of the Transport for NSW Active Transport Program for construction of the project, conditional on the works being completed in the 2019/20 financial year.

Carried unanimously.

X026509

**Item 7.4****Streetscape Improvements - Saunders and Miller Streets, Pymont**

The Environment Committee decided that consideration of this matter shall be deferred to the meeting of Council on 9 December 2019.

The following alternative recommendation was adopted (as contained in the memo dated 9 December 2019 from the Director City Services circulated prior to the meeting).

Moved by Councillor Miller, seconded by Councillor Thalys -

It is resolved that:

- (A) Council endorse in principle construction of separated cycleway on Saunders and Miller Streets;
- (B) the Chief Executive Officer be requested to prepare a detailed concept for a two way traffic configuration on Saunders Street that requires vehicles to 'yield' in a narrow traffic lane in order to retain as much parking as possible;
- (C) the Chief Executive Officer be requested to consult with the community on the existing concept design and the new concept design prepared in accordance with resolution (B) and report the outcomes of the consultation back to Council as soon as possible in 2020; and
- (D) the Chief Executive Officer be requested to write to the community advising of these resolutions and that further consultation will be undertaken from 27 January 2020 for a minimum of two weeks.

Carried unanimously.

X021137

**Speakers**

Mr James Boyce, Mr Hugh Riminton, Mr John Polley and Ms Kathy Fernandez addressed the meeting of the Environment Committee on Item 7.4.

## **Item 7.5**

### **Knowledge Exchange Sponsorship - Developing a Risk Managed Approach to Incorporating Battery Storage and Electric Vehicles into Office Buildings**

Moved by Councillor Miller, seconded by Councillor Kok -

It is resolved that:

- (A) Council approve a Knowledge Exchange cash sponsorship for \$25,000 (excluding GST) to GPT RE Limited for developing a risk managed approach to incorporating battery storage and electrical vehicle charging stations into office buildings; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with GPT RE Limited in accordance with the Grants and Sponsorship policy.

Carried unanimously.

X026299

**Item 8 Report of the Cultural and Community Committee****PRESENT**

The Lord Mayor Councillor Clover Moore

(Chair)

Councillor Robert Kok / Councillor Linda Scott

(Deputy Chair)

Deputy Lord Mayor Councillor Jess Scully, Councillors Craig Chung, Christine Forster, Prof Kerry Phelps AM, Prof Philip Thalys and Angela Vithoulkas.

At the commencement of business at 4.46pm those present were -

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

Councillor Scully left the meeting of the Cultural and Community Committee at 5.24pm after the vote on Item 3, and did not return.

Councillor Phelps left the meeting of the Cultural and Community Committee at 5.43pm during discussion and before the vote on Item 5, which had been brought forward, and returned at 5.47pm during discussion and before the vote on Item 4.

**Apologies**

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

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

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

Carried unanimously.

**Adjournment**

At 5.24pm, it was moved by the Chair (the Lord Mayor) seconded by Councillor Kok –

That the meeting of the Cultural and Community Committee be adjourned for 10 minutes.

Carried unanimously.

At the resumption of the meeting of the Cultural and Community Committee at 5.42pm, those present were –

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

### **Sub-Committees**

Meetings of the following Sub-Committees of the Cultural and Community Committee commenced at the times shown below.

The Cultural and Creative Sub-Committee, with Councillor Kok as Deputy Chair, commenced at 4.52pm.

The Healthy Communities Sub-Committee, with Councillor Scott as Deputy Chair, commenced at 5.42pm.

### **Order of Business**

It was moved by Councillor Scott, seconded by Councillor Thalís –

That, for the convenience of the public present, the Order of Business be altered such that Item 5 be brought forward and dealt with before Item 4.

Carried unanimously.

The meeting of the Cultural and Community Committee and all its Sub-Committees concluded at 6.08pm.

### **Report of the Cultural and Creative Sub-Committee**

Moved by Councillor Kok, seconded by Councillor Scully –

That the report of the Cultural and Creative Sub-Committee of its meeting of 2 December be received, with Item 8.1 being noted, and the recommendations set out below for Items 8.2 and 8.3 being adopted in globo.

Carried unanimously.

### **Item 8.1**

#### **Disclosures of Interest**

The Lord Mayor, Councillor Clover Moore, made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.
- a significant, non-pecuniary interest in Item 8.4 on the agenda in that the Sydney Community Foundation presented the Lord Mayor with an award in September 2019, at the Sydney Women's Fund's annual Saluting Sydney Women event. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation.
- a significant, non-pecuniary interest in Item 8.6 on the agenda in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.

Councillor Robert Kok made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation.
- a significant, non-pecuniary interest in Item 8.6 on the agenda in that a member of the board of the Design Advisory Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections.

Councillor Jess Scully made the following disclosures:

- a significant, non-pecuniary interest in this item in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation. Councillor Scully advised she was not aware of this recommendation until the Committee report became available, and would not be participating in voting on this matter.
- a significant, non-pecuniary interest in this item in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. Councillor Scully advised she was not aware of this recommendation until the Committee report became available, and would not be participating in voting on this matter.

Councillor Phillip Thalys made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda in that a member of the board of the Sydney Community Foundation made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. 'Be Kind Sydney' is a charity established as a subsidiary of the Sydney Community Foundation. Councillor Thalys advised he had not been contacted about this grant, was not aware of the grant until the committee papers became available, and would not be voting on this matter.
- a significant non-pecuniary interest in item 8.6 on the agenda in that a member of the board of the Australian Design Centre made a reportable donation to the Clover Moore Independent Team prior to the 2016 Council elections. Councillor Thalys advised he had not been contacted about this grant, was not aware of the grant until the committee papers became available, and would not be voting on this matter.

Councillor Kerryn Phelps made the following disclosures:

- a significant, non-pecuniary interest in Item 8.4 on the agenda, in that a member of the Be Kind Sydney Ltd. Board donated to the Clover Moore Independent Team during the 2016 Council elections. Councillor Phelps is no longer a member of the team, and was not aware of the grant or contacted by the organisation in relation to the grant prior to the meeting.
- a pecuniary interest in Item 8.5 on the agenda, in that one of the chairs of WorldPride worked on Councillor Phelps' Wentworth campaign, donated to this campaign, and provided candidate agent services.
- a significant, non-pecuniary interest in Item 8.6 on the agenda, in that a member of the Darlinghurst Theatre Company Board donated to the Clover Moore Independent Team during the 2016 Council elections. Councillor Phelps is no longer a member of the team, and was not aware of the grant or contacted by the organisation in relation to the grant prior to the meeting.

Councillor Christine Forster disclosed a less than significant, non-pecuniary interest in Item 5.5 on the agenda, as she is a personal friend of Mardi Gras co-chair Kate Wickett. Councillor Forster advised she has not discussed this item with Ms Wickett.

Councillor Linda Scott disclosed a less than significant, non-pecuniary interest in Item 8.2 on the agenda in that she used to work for Senator The Hon John Faulkner whose work to create a Harbour Foreshore walk may be incorporated into the Eora Journey Public Artwork.

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

The Cultural and Creative Sub-Committee recommended the following:

## **Item 8.2**

### **Eora Journey - Harbour Walk Storytelling Report**

It is resolved that:

- (A) Council receive and note the Eora Journey Harbour Walk Storytelling Report (the 'Report') by Emily McDaniel, shown at Attachment A to the subject report, and the Harbour Walk Historical Research by Paul Irish, shown at Attachment B to the subject report;
- (B) Council note the Harbour Walk project forms part of the Eora Journey and will be a key project in the forthcoming Sustainable Sydney 2050 plan to demonstrate the City's ongoing commitment to our First Nations peoples and that a review of funding for the project will be undertaken as part of the Sustainable Sydney 2050 plan implementation;
- (C) Council endorse the recommended projects and strategic initiatives in the Report to progress to implementation as outlined in the report and the Harbour Walk Implementation Plan at Confidential Attachment C to the subject report;
- (D) Council enter into a contract to develop the recommended Harbour Walk projects with the author of the Harbour Walk Report, curator Emily McDaniel, as Harbour Walk Curator for three years with the option to extend for a further year, based on exceptional circumstances, as a satisfactory result would not be achieved by inviting quotations due to the social and cultural complexities of the project and given the professional insights gained during her engagement in developing the Harbour Walk Storytelling Report, as per Confidential Attachment C to the subject report;
- (E) Council approve an exemption from tender for the extension of Hetti Perkins' contract as Eora Journey Curatorial Advisor for three years, with the option to extend for a further year, based on extenuating circumstances, to oversee Eora Journey public art projects underway and provide guidance on the Eora Journey program, as a satisfactory result would not be achieved by inviting tenders due to the social and cultural complexities of the project; additionally significant goodwill and knowledge has been built-up by the curator's engagement with Aboriginal and Torres Strait Islander artists and communities; and professional insights have been gained during her engagement by the City as per Confidential Attachment C to the subject report; and

- (F) Council approve the engagement of a new Aboriginal and Torres Strait Islander staff person as Indigenous Engagement Project Coordinator (Harbour Walk) to coordinate consultation on Harbour Walk projects for up to three years funded by the project budget, as per Confidential Attachment C to the subject report.

Carried unanimously.

S110607

### **Speakers**

Mr Beau James addressed the meeting of the Cultural and Community Committee (Cultural and Creative Sub-Committee) on Item 8.2.

### **Item 8.3**

#### **Knowledge Exchange Sponsorship - Onto It Media - Venue Online Services**

It is resolved that:

- (A) Council approve a cash sponsorship of \$30,000 (excluding GST) to Onto It Media Pty Ltd to pilot their Venue Online Services with six performance venues in the City of Sydney area; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement in relation to the sponsorship described in (A) above.

Carried unanimously.

X026778

### **Speakers**

Mr Chris Johnson addressed the meeting of the Cultural and Community Committee (Cultural and Creative Sub-Committee) on Item 8.3.

#### **Report of the Healthy Communities Sub-Committee**

Moved by Councillor Scott, seconded by Councillor Miller -

That the report of the Healthy Communities Sub-Committee of its meeting of 2 December 2019 be received, with the recommendations set out below for Items 8.4 to 8.6 inclusive being adopted in globo, and Item 8.5 being dealt with as shown immediately following that item.

Carried unanimously.

The Healthy Communities Sub-Committee recommended the following:

## **Item 8.4**

### **Ad Hoc Grant - Be Kind Sydney Ltd - The Be Kind Sydney Dinner**

It is resolved that authority be delegated to the Chief Executive Officer to determine, negotiate, execute and administer a sponsorship agreement with Be Kind Sydney Ltd in relation to the sponsorship, in accordance with Clause 4.35 of the City of Sydney Code of Conduct.

Carried unanimously.

X027017

## **Item 8.5**

### **Ad Hoc Grant - Set up for Sydney WorldPride 2023**

Note – the recommendation of the Cultural and Community Committee (Healthy Communities Sub-Committee) was not adopted. The following alternative recommendation was adopted (as contained in the memo dated 5 December 2019 from the Director City Life, circulated prior to the meeting).

Moved by Councillor Scott, seconded by Councillor Scully -

It is resolved that:

- (A) Council approve a \$100,000 (excluding GST) cash sponsorship to Sydney WorldPride Limited for the pre-event planning of WorldPride 2023 to be held in Sydney, with funds drawn from the 2019/20 General Contingency budget;
- (B) Council provide in principle approval for a second cash sponsorship of up to \$150,000 (excluding GST) to Sydney WorldPride Limited, subject to the Chief Executive Officer's satisfaction that the NSW Government has confirmed funding support, with funds drawn from the 2019/20 General Contingency budget or provided in the 2020/21 budget; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer sponsorship agreements with Sydney WorldPride Limited in relation to the sponsorship described in (A) and (B) above.

### **Speakers**

Ms Kate Wickett addressed the meeting of the Cultural and Community Committee (Healthy Communities Sub-Committee) on Item 8.5.

Carried unanimously.

S123871

**Item 8.6****Accommodation Grants Program Lease Renewals - Australian Design Centre and Darlinghurst Theatre Company**

It is resolved that:

- (A) Council approve a renewal of the Accommodation Grant for Darlinghurst Theatre Company, Eternity Playhouse, 39 Burton Street, Darlinghurst for up to five years from July 2021 to June 2026 on a rental level as outlined below noting all amounts are per annum:

	<b>Market rent</b>	<b>Subsidy level</b>	<b>Subsidy amount</b>	<b>Rent to be paid</b>
<b>Year 1</b>	\$190,962	63%	\$120,306	\$70,656
<b>Year 2</b>	\$196,691	63%	\$123,915	\$72,776
<b>Year 3</b>	\$202,592	63%	\$127,633	\$74,959
<b>Year 4</b>	\$208,669	63%	\$131,462	\$77,208
<b>Year 5</b>	\$214,929	63%	\$135,406	\$79,524

- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer agreements with any organisation approved for an Accommodation Grant on terms consistent with this resolution and in accordance with the Grants and Sponsorship Policy; and
- (C) authority be delegated to the Chief Executive Officer to determine, negotiate, execute and administer an Accommodation Grant agreement with Australian Design Centre, 101-111 and 113-115 William Street, Darlinghurst, in relation to the agreement, in accordance with Clause 4.35 of the City of Sydney Code of Conduct.

**Speakers**

Ms Lisa Cahill, Ms Vicki Middleton, and Ms Amy Harris addressed the meeting of the Cultural and Community Committee (Healthy Communities Sub-Committee) on Item 8.6.

Carried unanimously.

S123796

**Item 9 Report of the Transport, Heritage and Planning Committee**

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Councillor Prof Philip Thalís

(Deputy Chair)

Councillors Craig Chung, Christine Forster, Robert Kok, Linda Scott, and Angela Vithoulkas.

At the commencement of business at 6.08pm those present were -

The Lord Mayor, Councillors Chung, Forster, Kok, Scott, Thalís and Vithoulkas.

**Apologies**

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

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

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

Moved by Councillor Thalís, seconded by Councillor Kok -

That the apologies from Councillors Miller, Scully, and Phelps be accepted and leave of absence from the meeting be granted.

Carried unanimously.

**Order of Business**

It was moved by Councillor Thalís, seconded by Councillor Scott –

That, for the convenience of the public present, the Order of Business be altered such that Items 3 and 5 be brought forward and dealt with before Item 2.

Carried unanimously.

The meeting of the Transport, Heritage and Planning Committee concluded at 6.58pm.

**Report of the Transport, Heritage and Planning Committee**

Moved by Councillor Thalís, seconded by Councillor Miller –

That the report of the Transport, Heritage and Planning Committee of its meeting of 2 December 2019 be received, with Item 9.1 being noted, the recommendations set out below for Items 9.4 to 9.8 inclusive being adopted, and Items 9.2 and 9.3 being dealt with as shown immediately following those items.

Carried unanimously.

**Item 9.1****Disclosures of Interest**

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.

**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 9.2****Camperdown Ultimo Collaboration Alliance and Work Plan**

Moved by Councillor Thalys, seconded by Councillor Kok -

It is resolved that:

- (A) Council note the recommendations of the Camperdown-Ultimo Collaboration Area Place Strategy prepared by the Greater Sydney Commission, detailed in Attachment A to the subject report;
- (B) Council note the findings of the Camperdown-Ultimo Collaboration Area Innovation Study prepared by Hill PDA, detailed in Attachment B to the subject report;
- (C) Council endorse the City's continued participation in the Camperdown-Ultimo Collaboration Alliance and associated work plan; and
- (D) Council note that the final amount of the City's contribution is yet to be finalised but it will be no more than \$50,000. Every effort will be made to absorb this additional cost within the City's existing operational budget. Should that not be possible, funds will be sought from CEO contingency.

Variation. At the request of Councillor Scott, and by consent, the motion was varied, such that an additional clause (D) be added so that the motion read as follows –

It is resolved that:

- (A) Council note the recommendations of the Camperdown-Ultimo Collaboration Area Place Strategy prepared by the Greater Sydney Commission, detailed in Attachment A to the subject report;
- (B) Council note the findings of the Camperdown-Ultimo Collaboration Area Innovation Study prepared by Hill PDA, detailed in Attachment B to the subject report;
- (C) Council endorse the City's continued participation in the Camperdown-Ultimo Collaboration Alliance and associated work plan;
- (D) Council note the importance of community engagement and commit to ensuring that the community is given the opportunity to participate in the work of the 'Camperdown-Ultimo Collaboration Alliance' and associated outcomes; and
- (E) Council note that the final amount of the City's contribution is yet to be finalised but it will be no more than \$50,000. Every effort will be made to absorb this additional cost within the City's existing operational budget. Should that not be possible, funds will be sought from CEO contingency.

Carried unanimously.

2019/569655

### **Item 9.3**

#### **Public Exhibition – Planning Proposal – 4-22 Wentworth Avenue, Surry Hills - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

The Transport, Heritage and Planning Committee decided that consideration of this matter shall be deferred to the meeting of Council on 9 December 2019.

The following alternative recommendation was adopted (as contained in the memo dated 6 December from the Director City Planning, Development and Transport, circulated prior to the meeting).

Moved by Councillor Thalys, seconded by Councillor Kok -

It is resolved that:

- (A) Council approve Planning Proposal – 4-22 Wentworth Avenue, Surry Hills, shown at Attachments C1-C4 to the subject report, for submission to the Department of Planning, Industry and Environment with a request for a Gateway Determination;
- (B) Council approve the Planning Proposal – 4-22 Wentworth Avenue, Surry Hills, shown at Attachments C1-C4 for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Department of Planning, Industry and Environment to exercise the delegation of all functions under the relevant local plan making authority of all the functions under Section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan to put into effect Planning Proposal – 4- 22 Wentworth Avenue, Surry Hills;

- (D) Council approve Draft Sydney Development Control Plan 2012 – 4-22 Wentworth Avenue, Surry Hills shown at Attachment D to the subject report for public authority consultation and public exhibition together with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal – 4-22 Wentworth Avenue, Surry Hills, following receipt of the Gateway Determination;
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 4-22 Wentworth Avenue, Surry Hills, to correct any drafting errors or to ensure it is consistent with the Planning Proposal following the Gateway Determination; and
- (G) authority be delegated to the Chief Executive Officer to amend the planning proposal at Attachments C1-C4 of the subject report to incorporate the following changes:
  - (i) amend the objectives and intended outcomes to refer to supporting strategic employment and enterprises uses in the District Plan’s Harbour CBD strategic centre;
  - (ii) amend the ‘Explanation of Provisions’ to:
    - (a) incorporate a maximum building height control of RL50 across 24, 26- 28, 30-32, 34 and 36-38 Wentworth Avenue
    - (b) incorporate a maximum building height control of RL44.26 at 40 Wentworth Avenue
    - (c) require that the maximum height for 24-44 Wentworth Avenue under the clause may only be achieved if the development is for commercial premises, health services facilities, educational establishments, hotel accommodation, entertainment premises, light industry or information and education facilities; and
  - (iii) amend other sections to incorporate the proposed controls for 24-44 Wentworth Avenue including their justification in accordance with the subject report.

Carried unanimously.

X018846

### **Speakers**

Mr Ed Lippman addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.3.

#### **Item 9.4**

##### **Post Exhibition - Planning Proposal - 72 - 84 Foveaux Street, Surry Hills - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of the Planning Proposal for 72-84 Foveaux Street Surry Hills and draft Development Control Plan for 72-84 Foveaux Street, Surry Hills as shown in Attachment E to the subject report;
- (B) Council approve Planning Proposal: 72-84 Foveaux Street, Surry Hills as shown at Attachment A to the subject report, to be made as a local environmental plan;
- (C) Council approve the draft Development Control Plan for 72-84 Foveaux Street, Surry Hills, shown at Attachment B to the subject report, noting the approved development control plan will come into effect on the date of publication of the subject local environmental plan; and
- (D) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal 72-84 Foveaux Street, Surry Hills and draft Development Control Plan for 72-84 Foveaux Street, Surry Hills, to correct any minor errors or omissions prior to finalisation.

Carried unanimously.

X023555

#### **Item 9.5**

##### **Post Exhibition - Planning Proposal – Heritage Listing - Former Kwong War Chong & Co Building - 82-84 Dixon Street, Haymarket - Sydney Local Environmental Plan 2012**

It is resolved that:

- (A) Council note the submissions received during the public exhibition of the planning proposal, shown at Attachment C to the subject report;
- (B) Council approve the planning proposal, shown at Attachment A to the subject report, for finalisation and making as a local environmental plan under section 59 of the Environmental Planning and Assessment Act 1979; and
- (C) authority be delegated to the Chief Executive Officer to make any minor amendments to the planning proposal, to correct any minor drafting errors prior to finalisation and making of the local environmental plan.

Carried unanimously.

X023484

#### **Speakers**

Ms Ann Toy, Ms Daphne Lowe Kelley, Ms Sheryl Cumines, and Mr James Phillips addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.5.

**Item 9.6****Award of Heritage Floor Space - Haymarket Library**

It is resolved that:

- (A) Council approve the Haymarket Library Conservation Management Plan, prepared by Urbis Pty Ltd, dated 7 December 2018, as required by the Sydney Local Environmental Plan 2012 and provided at Attachment C to the subject report;
- (B) Council approve the award of 1,125.38 square metres of heritage floor space, subject to:
  - (i) placing covenants on title, as required by the Sydney Local Environmental Plan 2012, to ensure that no development can occur on the site that either:
    - (a) increases the gross floor area of the heritage building; or
    - (b) increases the height of the heritage building;
  - (ii) placing covenants on title that ensure the continued maintenance and conservation of the building in line with the Haymarket Library Conservation Management Plan, prepared by Urbis Pty Ltd, dated 7 December 2018. This covenant must include a requirement for ongoing provision of adequate insurance and a maintenance fund, as required by the Sydney Development Control Plan 2012; and
  - (iii) completion of works required to address the active decay of the stonework on the building, as outlined in paragraphs 30 and 31 of the independent consultant's report prepared by Hector Abrahams Architects. These works are to be completed and verified by a suitably qualified person prior to the registration of the heritage floor space in the Heritage Floor Space Register;
- (C) authority be delegated to the Chief Executive Officer to confirm the calculation of the final award and finalise the deed and required covenants in accordance with (B) above.

Carried unanimously.

X022160

## **Item 9.7**

### **Award of Heritage Floor Space - Corporation Building, Haymarket**

It is resolved that:

- (A) Council approve the Corporation Building Conservation Management Plan, prepared by Urbis Pty Ltd, dated 13 August 2019, as required by the Sydney Local Environmental Plan 2012 and provided at Attachment C to the subject report;
- (B) Council approve the award of 744.75 square metres of heritage floor space (60 per cent of the total heritage floor space that could be awarded), subject to:
  - (i) placing covenants on title, as required by the Sydney Local Environmental Plan 2012, to ensure that no development can occur on the site that either:
    - (a) increases the gross floor area of the heritage building; or
    - (b) increases the height of the heritage building;
  - (ii) placing covenants on title that ensure the continued maintenance and conservation of the building in line with the Corporation Building Conservation Management Plan, prepared by Urbis Pty Ltd, dated 13 August 2019. This covenant must include a requirement for ongoing provision of adequate insurance and a maintenance fund, as required by the Sydney Development Control Plan 2012;
- (C) Council approve the award of the balance of the total heritage floor space being 496.5 square metres (40 per cent of the total heritage floor space that could be awarded) upon the completion of the conservation works set out in Attachment B to the subject report. These works must be completed and verified by a suitably qualified person prior to registration of the heritage floor space in the Heritage Floor Space Register, and within 18 months of the registration of the initial award; and
- (D) authority be delegated to the Chief Executive Officer to confirm the calculation of the final award and finalise the deed and required covenants in accordance with parts (B) and (C) above.

Carried unanimously.

X023843

## Item 9.8

### 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 F of the subject report;
- (C) 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 550 Botany Road, Alexandria, as detailed in Attachment B;
- (D) 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 1-73 Broadway, 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 1-21 Bay Street, Glebe, 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 1-7 Castlereagh Street, Sydney as detailed in Attachment E; and
- (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 827-837 George Street, Haymarket, as detailed in Attachment F.

Carried unanimously.

S105001.002

**Item 10 Expression of Interest - 744 George Street, Haymarket (formerly Haymarket Library)**

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

It is resolved that:

- (A) Council note the outcome of the Expression of Interest for the lease of 744 George Street, Haymarket (the Property);
- (B) Council approve Respondent 'U' as the preferred respondent to be provided with an Accommodation Grant to lease the Property for a three year period, with the option to renew for a further two years, as outlined in Confidential Attachment A, noting the recommended subsidy rates; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer relevant agreements with Respondent in accordance with the Grants and Sponsorship Policy, including an agreement for lease and accommodation grants lease conditional on the criteria outlined Confidential Attachment A.

Carried unanimously.

S117676

## Item 11 Questions on Notice

### Business Information held on the City of Sydney Website

1. By Councillor Vithoukas

#### Question

The City of Sydney website carries the following information:

#### “Supporting Small Business”

- More than 80% of all businesses in the City of Sydney are defined as small business
- The small business sector employs more than 102,000 people
- There are 18,385 small businesses in the local area
- A 'small business' employs less than 20 people
- Small business within the City is estimated to contribute over a quarter of our economic output more than \$25 billion a year.

#### “The City in a National Context”

- Based on industry mix and relative occupational wage levels it is estimated that economic activity (GDP) generated in the city in 2015/16 was approximately \$118 billion. This represents over 7% of the total national economy, over 30% of the Greater Sydney economy and over 20% of the entire GDP for NSW.
- There are over 21,500 separate business establishments in our local area. A large number of the top 500 companies in Australia are located in the city from the 41% that are located in NSW alone.

The City of Sydney website quotes the following sources:

- 2011 Australian Bureau of Statistics Census of Population and Housing
- 2016 Australian Bureau of Statistics Census of Population and Housing
- 2012 City of Sydney Floor Space and Employment Survey
- Regional Population Growth, Australia (ABS Cat no. 3218.0)

1. When was the information for all “separate business establishments in our local area” last correct / up to date?
2. When was the information for the “18,385 small businesses in the local area” last correct / up to date?
3. What is the source of the small business figures as no source is listed?
4. Are there more up to date figures for “separate business establishments” and “small businesses in the local area”?
  - (a) If so can you please supply said figures; dated to when they were last accurate.
  - (b) If so, when will the website be updated?

S129276

**Answer from the Chief Executive Officer**

1. The data on the Business pages of the City’s website relating to the number of small businesses was from the 2012 Floor Space and Employment Survey. The figures were updated on the “[Learn](#)” pages of the City’s website with the 2017 Floor Space and Employment Survey data, released in July 2018.
2. This statistic relates to the 2012 FES. It was correct as of 2012.
3. The source for the small business figure is the City of Sydney Floor Space and Employment Survey. The data on the Business pages was relating to the 2012 Survey. The most recent FES was in 2017, released in July 2018.
4. Yes, from the 2017 Floor Space and Employment Survey.

In 2017 there were 23,511 separate businesses employing workers counted in the local area. 83.8 per cent of these (19,698) were small businesses (having between 1-19 workers). The small business sector employs 115,929 people and is estimated to contribute more than \$30 billion to the economy.

Both of these web pages have now been updated with the 2017 FES statistics.

## **Election Information held on the City of Sydney Website**

2. By Councillor Vithoulkas

### **Question**

The City of Sydney website carries the following information:

Our Responsibilities – Non Residential Register Rolls

A total of 22,972 non-residential voters were verified by the NSW Electoral Commission to vote at the 2016 City of Sydney election held on 10 September 2016.”

1. The NSWEC has indicated that the City of Sydney assisted by supplying the NSWEC a list of non-voters after the Election. Please advise how many of the 22,972 Non Resident Voters actually participated in the September 2016 Election?
2. Were the verified non-residential voters, who did not participate in the September 2016 Election contacted at any time after the election to advise them that they abnegated their right to vote?
  - (c) If not, why not?
  - (d) If so, have their ownership or occupancy details been updated?

S129276

### **Answer from the Chief Executive Officer**

1. The City does not know how many non-residents participated in the September 2016 election.
2. NSWEC is responsible for managing the failure to vote process and contacting all voters who appear to have failed to vote. The City does not know who failed to vote and so cannot contact them or reflect their failure to vote in the Register.

## **CEO Update of Non-Residential Register**

3. By Councillor Vithoukas

### **Question**

In the CEO Update of 23 August 2019, Councillors are advised that Stage 1-5 of the Methodology and Plan 2017-2020 Non-residential Register is complete and Stage 6 is under way. Stage 6 includes an annual confirmation in October / November 2019 to “Contact every eligible registered non-residential owner to confirm and update current details.” and a Register Review in December 2019 as a “Review of register content to determine requirements for additional communications and engagements.”

According to the CEO Update of 24 May 2019 “the next update will be in November 2019”.

1. Have all stages 1-5 been completed? If not, why not?
2. Was there an update in November 2019, if not, why not?
3. Was there an Annual Confirmation as indicated by Stage 6 of the Non-Residential Register Plan? If not, why not? If there was an annual confirmation was this provided to Councillors? If not, why not?
4. Please provide clarification on what “bi-annual updates” means in regards to Councillors being updated on the progress and process of the methodology and plan, when exactly is the bi-annual updates to be provided for 2019 and 2020?

S129276

### **Answer from the Chief Executive Officer**

Please see CEO Update circulated on 6 December 2019.

## **Non Residential Register Progress**

4. By Councillor Vithoukas

### **Question**

In the CEO Update of 23 August 2019, Councillors were advised that Stages 1-5 of the Methodology and Plan 2017-2020 Non-residential Register is complete and Stage 6 is under way. According to Stage 3 of the plan (which has been underway since September 2017) "Sourcing Rateable Property and Owner Details" indicates that the City would undertake:

- Weekly upload of new property and owner details from the City's rates database, ASIC and electoral roll to the Register.
  - Contacting all new owners to request they submit any additional information required to determine entitlement.
1. How many Non-Residential Registrants have been added to the Register since September 2017?
  2. Please provide weekly totals from September 2017 to the present day.

S129276

### **Answer from the Chief Executive Officer**

1. The Register has been updated with 36,191 new owner details between 3 September 2017 and 2 December 2019. The new owners of a property may not be new to the Register because individuals and corporations may own multiple properties or sell one property and buy another within the City. The City does not record how many new owners of a property are new to the Register.
2. Weekly totals are shown below:



## Utilisation of Hireable Community Space

5. By Councillor Scott

### Question

Broken down by year since 2004 and venue, please detail the rate of utilisation of hireable City of Sydney community space within each of each of the City owed community facilities (e.g. Surry Hills Community Centre Hall, Harold Park TramSheds, etc).

S129275

### Answer from the Chief Executive Officer

This information will take some time to compile. A CEO Update will be provided to Councillors when the information is available.

## Affordable Housing via Inclusionary Zoning

6. By Councillor Scott

### Question

Please detail progress on actions the City has taken to increase affordable housing via inclusionary zoning.

S129275

### Answer from the Chief Executive Officer

Three affordable housing inclusionary schemes currently operate in the City of Sydney, including in:

- Ultimo/Pymont, introduced in 1996, which requires 0.8 per cent of residential floor area and 1.1 per cent of commercial floor area be provided as affordable housing;
- Green Square urban renewal area (Green Square), introduced in 1999, which requires three per cent of residential floor area and one per cent of commercial floor area be provided as affordable housing; and
- Southern Employment Lands, introduced in 2015, which requires three per cent of residential floor area and one per cent of commercial floor area be provided as affordable housing.

The Sydney Local Environmental Plan 2012 (Sydney LEP 2012) allows the contribution requirement to be satisfied by either providing built floor space for affordable housing, or by making an equivalent monetary contribution. Where monetary contribution is made, funds are passed to City West Housing to build and manage affordable rental housing in the local government area. As at October 2019, inclusionary schemes delivered 685 affordable rental homes that are owned and managed by City West Housing, with an additional 312 in the development pipeline. These dwellings are fully or in-part funded by the City's inclusionary zoning schemes.

In September 2018, Council and the Central Sydney Planning Committee approved a planning proposal to expand the City's inclusionary zoning schemes across the entirety of the local government area. The expanded scheme has the potential to deliver over 1,100 additional affordable rental dwellings for low income households. This is in addition to the 1,650 affordable homes already built or in the development pipeline and the 800 homes projected under exiting schemes.

The planning proposal was referred to the Department of Planning and Environment for legal drafting in September 2018, however as yet has not received approval from the Department for inclusion in the Sydney LEP 2012. The City continues to work with the Department for inclusion of the expanded inclusionary zoning scheme.

## **Non-Residential Register Methodology**

7. By Councillor Vithoulkas

### **Question**

The Methodology and Plan 2017-2020 Non-Residential Register on page 3 of 20 in the section '1.2 – Approach' states:

“focus on email as the main communication media.”

Can the Chief Executive Officer please advise the total number of introductory non-residential register emails that have been sent out to unique individual email addresses since September 2017?

S129276

### **Answer from the Chief Executive Officer**

Where the Register holds an email address for an individual or corporation, any communication to that individual or corporation will be by email. The City does not record whether emails are introductory. A total of 45,664 emails have been sent since September 2017.

## **Fire Safety Report Backlog**

8. By Councillor Phelps

### **Question**

According to the City of Sydney website:

"The City can issue fire safety orders to building owners, directing them to undertake improvements. The order will list and specify the reasons for issuing the order, what needs to be done and a deadline. The building owner is responsible for ensuring the order is complied with, while tenants may have certain legal obligations under various lease/contract arrangements.

A City officer will inspect the completed work and any certificates that state work complies with the order. The City will then issue a letter confirming the owner has complied with the order. The building is then added to the City's fire certification database and you are required to submit an annual fire safety statement."

As fire safety is an imperative issue, considering the current climate and bushfires around the state, could the Chief Executive Officer please advise on:

1. When a fire hazard is detected in a property, what steps are taken to remediate the defect?
2. What is the City's process to check and ensure the remediation has been completed to an acceptable standard?
3. Of the fire safety reports where a problem or defect has been identified, and an order has been issued, how many are outstanding and over what time period?
4. How many compliance remediation checks are outstanding for the City to perform?

S129272

#### **Answer from the Chief Executive Officer**

1. Staff may issue a Notice of Intention or warning letter.
2. A reminder is placed in council's database and referred back to the staff member for a follow up inspection and further action if required. Where a building owner completes the work and notifies council, staff will reinspect the premises.
3. The City has received and actioned 753 fire safety related enquiries/complaints in the past 12 months. At present, the City has 304 current Fire Safety Orders – 111 remain outstanding over varying time periods. Outstanding Orders may be subject to legal enforcement, awaiting certification or compliance managed under the City's Compliance Policy.
4. See above.

#### **Macleay Street Upgrades and Parking**

9. By Councillor Phelps

#### **Question**

In November 2019, the City announced that it was upgrading Macleay Street, Potts Point, from Orwell Street to Challis Avenue. These works will include the widening of the footpath, installation of granite paving, continuous footpath treatments at certain intersections, a raised intersection, new street furniture and lighting, and the installation of bicycle racks, smartpoles, trees and garden beds.

The City has publicly promised at the community meeting on 19 November 2019 at the Rex Centre, Potts Point, that there will be no net loss of parking in the area, and that parking spots in the area will be maintained, though allocated elsewhere.

Could the Chief Executive Officer please advise:

1. Exactly how many parking spots currently exist on MacLeay Street between Orwell and Challis Avenue?
2. Exactly how many parking spots there will be on MacLeay Street in the proposed plan?
3. Where will the lost parking spots on MacLeay Street be relocated?

S129272

**Answer from the Chief Executive Officer**

1. Currently, there are 45 parking spaces in Macleay Street, between Orwell Street and Challis Avenue.
2. Under the current proposal, 45 parking spaces will be provided in Macleay Street, between Orwell Street and Challis Avenue.
3. Under the current proposal, there will be no loss of parking spaces in Macleay Street, between Orwell Street and Challis Avenue.

**City of Sydney Parking Inspectors**

10. By Councillor Phelps

**Question**

Could the Chief Executive Officer please advise on:

1. Whether the City has a specific quota of tickets per shift, either as a policy or in practice?
2. How is the productivity of a City parking ranger measured?
3. What performance indicators are used to ensure parking rangers are checking their assigned areas thoroughly?

S129272

**Answer from the Chief Executive Officer**

1. City of Sydney Rangers are not assigned a specific quota of tickets per shift.
2. Performance measurement for the Rangers incorporate the following elements:

<b>GOAL</b>	<b>PERFORMANCE</b>
Demonstrates knowledge of relevant legislation and its application in the field	Uses correct offence codes, the variety of cautions/ pins issued.
Demonstrates effective planning and time management to ensure efficiency in the field	How to use your time during shifts. Productivity and efficiency within expected range and downtime.
Accurate and detailed information is provided on all work activities. Produces accurate penalty notices and completes documentation to the expected standard	The quality of documentation meaning accuracy, relevance and timeliness of completion. Demonstrated compliance as a result of audits, targeted operations, court matters and penalty notice reviews.
Provision of excellent customer service	Demonstrates a positive image of council. Communicates well with stakeholders and members of the public.

3. See above.

## **Streetscape Improvements - Associated On-Street Parking Changes**

11. By Councillor Forster

### **Question**

As a result of the proposed Streetscape Improvements - Macleay Street Upgrade, Potts Point:

1. What is the net loss or gain of full-time on-street parking spaces?
2. What is the net loss or gain of part-time on-street parking spaces?
3. What is the net loss or gain of loading zones?

As a result of the proposed Streetscape Improvements - Chalmers Street Cycleway, Sydney:

4. What is the net loss or gain of full-time on-street parking spaces?
5. What is the net loss or gain of part-time on-street parking spaces?
6. What is the net loss or gain of loading zones?

As a result of the proposed Streetscape Improvements - Liverpool Street Western Link, Sydney:

7. What is the net loss or gain of full-time on-street parking spaces?
8. What is the net loss or gain of part-time on-street parking spaces?
9. What is the net loss or gain of loading zones?

As a result of the proposed Streetscape Improvements - Saunders and Millers Street, Pyrmont:

10. What is the net loss or gain of full-time on-street parking spaces?
11. What is the net loss or gain of part-time on-street parking spaces?
12. What is the net loss or gain of loading zones?

S129269

### **Answer from the Chief Executive Officer**

Macleay Street Upgrade, Potts Point:

1. It is proposed to retain the same number of full-time on-street parking spaces.
2. It is proposed to retain the same number of part-time on-street parking spaces.
3. It is proposed to retain the same number of loading zones.

Chalmers Street Cycleway, Sydney:

4. There is no net loss or gain of full-time on-street parking spaces.
5. There is no net loss or gain of part-time on-street parking spaces.
6. There is no net loss or gain of loading zones.

Liverpool Street Western Link, Sydney:

7. There is a net loss of two full-time on-street parking spaces.
8. There is net loss of four part-time on-street parking spaces
9. There is no net loss or gain of loading zones.

Saunders and Millers Street, Pyrmont:

10. There is a net loss of one full-time on-street parking space.
11. There is a net loss of three part-time on-street parking spaces.
12. There is no net loss or gain of loading zones.

## **Eradication of Vermin**

12. By Councillor Forster

### **Question**

The 13 September 2019 CEO Update informed Councillors that letters had been sent to Property NSW, Sydney Water, Sydney Trains and the NSW Land and Housing Corporation, asking for cooperation to deal with the eradication of rats.

1. Can Councillors please be provided with copies of this correspondence?
2. What replies, if any, has the City received and can Councillors please be provided with copies of this correspondence?
3. What recent actions has the City taken to address the issue of vermin in the local government area?
4. What actions will the City take to continue to address the issue of vermin in the local government area into the future?

S129269

### **Answer from the Chief Executive Officer**

1. This correspondence will be provided via the CEO update.
2. This correspondence will be provided via the CEO update.
3. The City has:
  - Continued to increase its permanent bait stations to 865, monitored on a weekly basis and implemented a three-month trial of 20 new high-tech solar powered rodent control devices.
  - Enhanced reporting on rat activity across our traditional baiting program that integrates with the City's mapping systems.
  - Implemented a laneway management program targeting rat activity, waste issues and unhealthy premises in identified hotspots. This program has presented improvements in waste management and business and properties receiving warnings and formal action concerning inadequate waste management and rat activity.

- Commissioned an academic study into the rat population within the City (due for completion 2020).
4. Proposed actions include:
- Development of a waste and rat education leaflet targeting both residential and commercial waste management.
  - Increasing the use of high-tech solar powered rodent control devices throughout the City.
  - An integrated rat-baiting program throughout public areas, including streets, lanes and parks.
  - Identifying and engaging with significant commercial property owners to further develop their existing waste and rat management.

**Item 12      Supplementary Answers to Previous Questions**

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

## Item 13 Notices of Motion

### Item 13.1 Advocating for Sydney's Night Time Ecology

Moved by Councillor Scully, seconded by Councillor Miller –

It is resolved that:

(A) Council note:

- (i) on 28 November 2019 the NSW Government announced plans to wind back the regulations imposed under the Liquor Amendment Bill 2014, otherwise known as 'the lockout laws';
- (ii) these changes will include removal of the 1.30am last entry for all venues in the Sydney CBD Entertainment Precinct, including Oxford Street, but not Kings Cross. These changes are scheduled to take effect from 14 January 2020;
- (iii) the lockout laws introduced in 2014 had a devastating impact on Sydney's night time ecology and local economy. The City of Sydney's latest data shows that almost 500,000 fewer people under the age of 35 visited the city in 2017 than in 2013 – the year before the lockout laws came into action and the number of venues in Sydney dedicated to live music has halved in this time;
- (iv) while lifting the lockout laws are a positive step toward recovering from this damage, there is further work and collaboration required as we move forward;
- (v) the Lord Mayor, City of Sydney staff and the Nightlife and Creative Advisory Panel, together with the community and members of the hospitality, entertainment and creative sectors, have consistently championed a sensible and evidence-based approach to nightlife regulation that would deliver a safe, diverse and thriving night time culture in Sydney; and
- (vi) in accordance with the City of Sydney's submission to the Joint Select Committee on Sydney's Night Time Economy and the Inquiry into the Music and Arts Economy in NSW, and the recommendations arising from each Inquiry, we must continue to advocate for the following improvements:
  - (a) investment in public transport, including 24-hour train and light rail service on the weekends;
  - (b) a streamlined process for local businesses to apply for liquor licences and planning approvals in a single application;
  - (c) planning reforms to encourage a greater variety of licensed and non-licensed businesses and new regulations to manage clustering and trading hours of late night licensed venues;
  - (d) reforms to encourage the private sector to include creative space in new developments;
  - (e) under-utilised government-owned buildings to be made available for cultural and creative uses;

- (f) establishment of a NSW Government night-time economy office to develop and oversee a night-time economy strategy, with representatives from state and local government and industry groups;
  - (g) support for any reforms arising from the City of Sydney's An Open and Creative City Discussion Paper, and consideration of any such reforms as a model for local governments seeking to minimise red tape for cultural spaces;
  - (h) address regulatory overlap associated with the management of noise;
  - (i) development of a NSW Cultural Policy; and
  - (j) increased funding for arts and contemporary music of at least \$35 million; and
- (B) the Lord Mayor be requested to write to the Premier of NSW, urging the NSW Government to develop a roadmap for Kings Cross which outlines their commitment to working with residents, local businesses, the cultural and creative sector and other relevant stakeholders toward the reinvigoration of the area, with the aim of repealing the lockout laws in full across the Kings Cross precinct.

Variation. At the request of Councillor Scott, and by consent, the motion was varied such that it include an additional clause (A)(vi)(k) as follows –

- (k) reforms to the planning framework in NSW that support 'agent of change' principles.

The motion, as varied by consent, was carried unanimously.

S129264

## Item 13.2 Securing Sydney's Food Future

Moved by Councillor Miller, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) according to the Food and Agriculture Organisation of the United Nations, globally 26.4 per cent of the world population, or about 2 billion people, are experiencing moderate or severe food insecurity and do not have regular access to nutritious and sufficient food. Globally, initiatives attempting to address this include the Sustainable Development Goals, the UNCC Climate Action Priority for Food Security and Zero Hunger, and the Milan Food Policy Pact;
- (ii) according to the City of Sydney's 2019 Wellbeing Indicators, 8 per cent or 17,000 City residents, are currently food insecure and reported that at some point they had run out of food in the last year and could not afford to buy more;
- (iii) this figure has remained steady since 2011 with no progress toward the City's target of 95 per cent food security for people residing within our local government area;
- (iv) according to research by the Institute for Sustainable Futures (ISF) at the University of Technology Sydney in 2015, there are two main issues that impact on food security for City of Sydney residents: affordability and access to healthy food;
- (v) the Mobile Voluntary Services Study 2019 revealed that of those who are food insecure in the City of Sydney local area and currently accessing mobile food services, 46 per cent reside in social housing, including public and community housing;
- (vi) according to the UTS 'Sydney's Food Futures' 2015-2016 report:
  - (a) only 20 per cent of Sydney's food comes from within the Sydney basin and the remaining 80 per cent comes from elsewhere, requiring trucks, trains, ships, and planes for transportation, thereby increasing the carbon footprint of the food we consume;
  - (b) increasingly our food systems are becoming more vulnerable to disruption in light of chronic stresses like drought and acute shocks like bushfire within the region; and
  - (c) food production could shrink by 60 per cent, and the Sydney food bowl's capacity to feed its' residents could drop from meeting 20 per cent of food demand down to a mere 6 per cent due to these types of disruptions;
- (vii) in spite of there being no overarching food resilience or food security strategy for metropolitan Sydney, the City is currently working toward achieving increased food security through:
  - (a) Resilient Sydney - A strategy for City Resilience 2018 and A City for All: Social Sustainability Policy and Action Plan 2018-2028;
  - (b) providing grants and sponsorship to programs which promote urban agriculture and food resilience such as FoodLab Sydney, BlakThumb Youth Food Movement and Greenspace Global, among others;

- (c) through initiatives like City Farm and associated educational programs and workshops; and
  - (d) the City's Meals on Wheels service provides affordable food options for older people and people with disability;
  - (viii) due to the complex nature and far-reaching influence of food systems, it is necessary to work with all levels of government, industry and business to put this important issue on the agenda; and
  - (ix) the Milan Urban Food Policy Pact is a pre-existing initiative signed by 207 cities around the world, including the City of Melbourne, to achieve more sustainable, inclusive, safe, and diverse food system; and
- (B) the Chief Executive Officer be requested to:
- (i) highlight the programs, projects, grants and events that promote increased food resilience and security through a dedicated page on the City of Sydney website and online channels;
  - (ii) highlight actions within the Sustainable Sydney 2050 Strategy that promote food resilience and food security;
  - (iii) investigate the City of Sydney becoming a signatory to the Milan Urban Food Policy Pact to "develop sustainable food systems that are inclusive, resilient, safe and diverse" and through the Resilient Sydney network encourage our partner councils to do the same; and
  - (iv) engage with key stakeholders and strategic partners to lead a discussion about Sydney's Food Resilience highlighting the importance of the issue and need to work collaboratively to tackle it at a local, metropolitan and State level.

Carried unanimously.

S129262

**Item 13.3 Lead Contamination in City of Sydney Local Government Area**

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) new research carried out by researchers at Macquarie University has found that inner city Sydney has dangerous levels of lead contamination in our soil;
- (ii) the City of Sydney has the highest levels of lead contaminated soil of any local government area in Sydney, with an average contamination level of 703mg of lead per kilogram of soil;
- (iii) that 63 per cent of inner city Sydney homes have soil which exceeds safe levels of lead content per kilogram;
- (iv) that exposure to lead contamination has serious health effects, especially in children; and
- (v) the City of Sydney has already taken significant steps to remediate soil contaminated with lead in the Sydney local government area, including through imposing conditions of consent on development to ensure remediation occurs and, where possible, remediating City-owned land; and

(B) the Chief Executive Officer be requested to:

- (i) ensure the City continues to remediate its own land as upgrades occur;
- (ii) continue to require conditions of consent for remediation of private land; and
- (iii) develop an education campaign to advise the community of the risks of contaminated land and measures City of Sydney communities can take to mitigate these risks.

Carried unanimously.

S129266

### **Item 13.4 Right To Play Bill Before NSW Parliament**

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) the existence of hundreds of archaic restrictions on live music, dancing and other entertainment within the state governments liquor licensing framework;
- (ii) clauses written into NSW liquor licences commonly forbid live entertainment, with some restricting the type of music that can be played, banning dance floors or even stipulating the direction bands must face;
- (iii) the City of Sydney is committed to fostering culture and creativity as set out in our 'Live Music and Performance Action Plan';
- (iv) earlier this year, a cross-parliamentary committee said "unnecessary" restrictions on live music should be scrapped and, in its formal response last week, the government agreed;
- (v) restrictions on live music impact Sydney's ability to be a vibrant, fun 24-hour city;
- (vi) the NSW Labor opposition has given notice of the 'Right to Play Music' Bill this week with the government signalling in principle support; and
- (vii) the Bill will allow the City of Sydney to seek to remove restrictions on live music in the City of Sydney for the public good;

(B) the Chief Executive Officer be requested to prepare a submission supporting the Bill; and

(C) the Lord Mayor be requested to write to the Premier urging her to support the bill.

Carried unanimously.

S129266

### **Adjournment**

At this stage of the meeting, at 8.19pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

At the resumption of the meeting of Council, at 8.39pm, those present were –

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

Councillors Chung and Forster returned to the meeting of Council at 8.40pm and 8.41pm respectively, during discussion and before the vote on Item 13.6.

**Item 13.5 Entertainment Quarter Development****Procedural Motion**

Moved by Councillor Scott, seconded by Councillor Thalís –

It is resolved that the motion be withdrawn as the matter had already been dealt with at Item 3.3.

Carried unanimously.

S129266

### Item 13.6 Hockey5s Field Timeline

By Councillor Phelps

It is resolved that:

(A) Council note:

- (i) the Glebe Hockey Club has been an integral part of the Glebe community since 1931. They have been campaigning for a local, multi-purpose field for 35 years - since 1984 - and urgently require this field due to:
  - (a) a large number of their juniors have been travelling outside their local area - to Concord - to train. The Glebe Under 9 and 11s teams especially and all their other junior teams do not have a home ground that is safe to play and train on in the local area. This field would provide that;
  - (b) all of the local schools in the area want to utilise this area as most of them are feeder schools into our junior programme. An all-weather multi-purpose option for sport and physical activity is desperately needed in the area;
  - (c) their present training space outside the local area is at a "critical tipping point of overcrowding". It is unsafe, high risk and the Club is losing players due to this overcrowding. Next year the Club has had to hire extra training time at Moorebank Liverpool, which is typically over an hour's drive from Glebe; and
  - (d) Glebe Hockey Club are the only 1st Grade Premiership Club to not have their own artificial surface and, according to the club, it is starting to show. "We are struggling to survive, and this surface will be the shot in the arm that the Club needs. So we need it as quick as possible to give us that boost";
- (ii) on 28 October 2019, Council unanimously agreed to provide the Glebe Hockey Club with a synthetic multi-purpose playing field on the Crescent, Annandale, that is compliant with the International Hockey Federation's (FIH) size requirements for an internationally compliant Hockey5s field;
- (iii) on 18 November 2019, Council was advised via a response to a Question on Notice, that to design, conduct consultation and build this field would take 36 months, to be completed by third quarter 2022;
- (iv) as advised by this response, the delivery date of third quarter 2022 is due to "this [being] a contaminated site, [so] there are a range of complex investigative works that need to be undertaken, prior to the construction phase" which - as per the CEO response - is estimated to take only one quarter to complete;
- (v) this response also stated that community consultation has a 12-month timeline. In a typical Development Application (DA) process, Council has 40 days to approve the DA which includes a 14-day public display and feedback period;
- (vi) much investigative work has already been undertaken in the area as part of the City's project to improve The Crescent and Federal Park; and
- (vii) meanwhile, Glebe Hockey Club remains concerned for the health and safety of their players who are subjected to an "ongoing risk of injury on grass surfaces shared with AFL that are dangerously uneven and cut up" and presents a high liability risk for Council; and

- (B) the Chief Executive Officer be requested to work with the Glebe Hockey Club, the City, and other local stakeholders in order to fast-track the current timeline and prioritise providing this field by the end of 2020.

Note – at the meeting of Council, the content of the original notice of motion was varied by Councillor Phelps. Subsequently, it was –

Moved by Councillor Phelps, seconded by Councillor Vithoukias –

It is resolved that:

(A) Council note:

- (i) the Glebe Hockey Club has been an integral part of the Glebe community since 1931. They have been campaigning for a local, multi-purpose field for 35 years - since 1984 - and urgently require this field due to:
  - (a) a large number of their juniors have been travelling outside their local area - to Concord - to train. The Glebe Under 9 and 11s teams especially and all their other junior teams do not have a home ground that is safe to play and train on in the local area. This field would provide that;
  - (a) all of the local schools in the area want to utilise this area as most of them are feeder schools into our junior programme. An all-weather multi-purpose option for sport and physical activity is desperately needed in the area;
  - (b) their present training space outside the local area is at a "critical tipping point of overcrowding". It is unsafe, high risk and the Club is losing players due to this overcrowding. Next year the Club has had to hire extra training time at Moorebank Liverpool, which is typically over an hour's drive from Glebe; and
  - (c) Glebe Hockey Club are the only 1st Grade Premiership Club to not have their own artificial surface and, according to the club, it is starting to show. "We are struggling to survive, and this surface will be the shot in the arm that the Club needs. So we need it as quick as possible to give us that boost";
- (ii) on 28 October 2019, Council unanimously agreed to provide the Glebe Hockey Club with a synthetic multi-purpose playing field on the Crescent, Annandale, that is compliant with the International Hockey Federation's (FIH) size requirements for an internationally compliant Hockey5s field;
- (iii) on 18 November 2019, Council was advised via a response to a Question on Notice, that to design, conduct consultation and build this field would take 36 months, to be completed by third quarter 2022;
- (iv) as advised by this response, the delivery date of third quarter 2022 is due to "this [being] a contaminated site, [so] there are a range of complex investigative works that need to be undertaken, prior to the construction phase" which - as per the CEO response - is estimated to take only one quarter to complete;
- (v) this response also stated that community consultation has a 12-month timeline. In a typical Development Application (DA) process, Council has 40 days to approve the DA which includes a 14-day public display and feedback period;
- (vi) much investigative work has already been undertaken in the area as part of the City's project to improve The Crescent and Federal Park; and

(vii) meanwhile, Glebe Hockey Club remains concerned for the health and safety of their players who are subjected to an "ongoing risk of injury on grass surfaces shared with AFL that are dangerously uneven and cut up" and presents a high liability risk for Council; and

(B) the Chief Executive Officer be requested to work with the Glebe Hockey Club, the City, and other local stakeholders in order to fast-track the current timeline.

The motion was lost on the following show of hands –

Ayes (5) Councillors Chung, Forster, Phelps, Scott and Vithoukas

Noes (5) The Chair (the Lord Mayor), Councillors Kok, Miller, Scully and Thalís.

The Lord Mayor exercised her casting vote against the motion. The motion was declared lost.

Motion lost.

S129263

### Item 13.7 Oxford Street Development

Moved by Councillor Phelps, seconded by Councillor Vithoukias –

It is resolved that:

(A) Council note:

- (i) Oxford Street is an iconic part of the City of Sydney as:
  - (a) a historical and cultural hub for the LGBTQI community in Sydney;
  - (b) a centre of night life and night time activity in the City; and
  - (c) home to a unique and diverse range of businesses that have been part of the community, some for over 30 years;
- (ii) long periods of construction will severely impact the already fragile economy of the Oxford Street strip, and put the unique character of Oxford Street at risk of being lost;
- (iii) a managed development that occurs in stages across the strip will allow businesses to continue to operate with less disruption and reduce the risk of businesses being forced to close or move permanently as a result of the construction; and
- (iv) the Darlinghurst Business Partnership (DBP) has reached out to Council on behalf of the small business owners, who are extremely concerned that they will be unable to remain where they are, though have been given no notification of either the City or AsheMorgan's intents for them. The DBP said "the feeling is that everyone will be turfed out and that AsheMorgan will jack the rents to astronomical prices making sure no one can remain. Obviously, we don't know what is going to happen, but that's the point"; and

(B) the Chief Executive Officer be requested to:

- (i) consult with long-term local tenants and businesses on what support they need as the area develops so that they can continue to contribute to the future revitalisation of Darlinghurst; and
- (ii) investigate options the City can undertake to support the Oxford Street businesses currently under stress from the proposed development, and report suggestions back to Council.

Amendment. Moved by Councillor Scully, seconded by Councillor Kok –

It is resolved that:

(A) Council note:

- (i) Oxford Street is an iconic part of the City of Sydney as:
  - (a) a historical and cultural hub for the LGBTQI community in Sydney;
  - (b) a centre of night life and night time activity in the City; and
  - (c) home to a unique and diverse range of businesses that have been part of the community, some for over 30 years;

- (ii) the City has entered into a 99-year lease with AsheMorgan for the City-owned properties 56-76, 82-106 and 110-122 Oxford Street, Darlinghurst, in order to achieve a shared vision of a revitalised lively Oxford Street, while retaining its human scale and heritage;
- (iii) the lease arrangement with AsheMorgan is expected to activate more than 12,000 square metres of floor space for a diverse range of uses, including heritage-inspired office spaces, cafes, small bars, restaurants and retail spaces, with the potential of bringing hundreds of jobs to the area;
- (iv) space currently dedicated to artists and creative businesses in these properties will be retained under the lease agreement;
- (v) the lease arrangement should encourage further investment on Oxford Street;
- (vi) the proposed transformation of the properties to achieve this vision, including as a staged development, will require a development application, subject to obtaining the City's consent as owner, which will require comprehensive consultation with the community, including local businesses;
- (vii) the City has kept tenants and local businesses informed about progress during the Expressions of Interest process, including providing updates on 25 June 2019, 10 July and 14 August 2019;
- (viii) handover notification letters were hand-delivered to all of the City's Commercial and Creative tenants on 25 November 2019, enabling staff to address any questions tenants may have, in person;
- (ix) all existing tenants are being transferred to AsheMorgan, enabling them to continue to occupy their premises and run their business under the conditions of their current lease agreement; and
- (x) the City and its service provider will continue to provide tenancy support until the end of the year, to ensure a smooth transition to AsheMorgan, with repairs, maintenance, cleaning and waste services continuing for up to six weeks post-handover, to ensure no disruption in service provision.

The amendment was carried on the following show of hands –

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

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

Amendment carried.

The substantive motion was carried on the following show of hands –

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

Noes (2) Councillors Phelps and Vithoukás.

Motion carried.

**Extension of Time**

During discussion on this matter, pursuant to the provisions of clause 8.35 of the Code of Meeting Practice, it was –

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

That Councillor Vithoukas be granted an extension of time of one minute to speak on this matter.

Carried unanimously.

S129272

### **Item 13.8 Street Lamps on Tusculum Street, Potts Point**

Moved by Councillor Phelps, seconded by Councillor Vithoukas –

It is resolved that:

(A) Council note that:

- (i) Tusculum Street, Potts Point, is a historically significant street located between Victoria Street and Macleay Street in the City's local government area, with Wayside Chapel and the state heritage-listed Tusculum property near the street;
- (ii) the street has a medium to high pedestrian traffic for residents, and local and international tourists walking between the two main thoroughfares and beyond, as well as residential students of St Vincent's College getting to the school's residential block;
- (iii) the City's 'Passion: Sydney's Wild Side' historical walking tour features two stops close to Tusculum Street - Wayside Chapel and heritage-listed Tusculum - and visitors must walk down Tusculum Street as part of this tour;
- (iv) there are nine street lamps on Tusculum Street, but the street features five different types and styles of street lamp as the City, over time, replaced the original uniform low-height lamps with lamps of three different heights and two types of construction material;
- (v) local residents have asked for the lamps to be upgraded as part of the Macleay Street Upgrade and replaced with uniform, low-height and discreet lamps; and
- (vi) while the street lamps are owned by Ausgrid, under the AusGrid's Public Lighting Management Plan and the City's Sydney Lights Public Domain Design Code, the City does have input on street lamp design; and

(B) the Chief Executive Officer be requested to:

- (i) identify the most appropriate style of street lamp for Tusculum Street that is both low-impact to the residences along the street and provides the most efficient method of lighting the street, given the street's current environmental factors;
- (ii) investigate the feasibility of including the upgrade of Tusculum Street's street lamps for Tusculum Street, so that all nine street lamps are uniform, as part of the MacLeay Street Upgrades;
- (iii) work with Ausgrid to provide the residents of Tusculum Street with nine uniform street lamps; and
- (iv) consider streetscape upgrades for Tusculum Street at the same time as the Macleay Street Upgrade works.

Foreshadowed motion. Councillor Thalís foreshadowed that, should the motion moved by Councillor Phelps be lost, he would move an alternate motion.

The motion was lost on the following show of hands –

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

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

Motion lost.

Councillor Thalís then moved his foreshadowed motion, seconded by Councillor Scully, as follows –

It is resolved that:

(A) Council note that:

- (i) Potts Point has a rich Sydney history which is reflected in its grand architecture, some built in the 1800s and early 1900s;
- (ii) Tusculum Street, Potts Point, is part of the historically significant street layout between Victoria Street and Macleay Street, formed as part of the subdivision of the original 1828 Villas of Woolloomooloo Hill subdivision. The street was created as part of the subdivision of the state heritage-listed Tusculum property nearby in Manning Street, while The Wayside Chapel is nearby in Hughes Street;
- (iii) the old Metro Theatre, which staged the musical Hair in 1970 and housed the Oscar-winning movie studio that made Happy Feet, is nearby in Orwell Street;
- (iv) there are nine street lamps on Tusculum Street, but the street features five different types and styles of street lamp as the City, over time, replaced the original uniform low-height lamps with lamps of three different heights and two types of construction material;
- (v) local residents have asked for the lamps to be upgraded as part of the Macleay Street Upgrade and replaced with uniform, low-height and discreet lamps;
- (vi) the street lamps are owned and maintained by Ausgrid;
- (vii) the City will continue to advocate for Ausgrid to improve and better manage the street lighting it owns and maintains;
- (viii) under Ausgrid's Public Lighting Management Plan and the City's Sydney Lights Public Domain Design Code, the City has some input on street lamp design; and
- (ix) City staff are currently reviewing the City's Sydney Lights Public Domain Design Code for our Local Government Area; and

(B) the Chief Executive Officer be requested to ask Ausgrid to consider the upgrading of lighting on Tusculum Street as part of a wider evaluation of improved, consistent and energy efficient lighting in the local streets in Potts Point, as part of the review of the City's Sydney Lights Public Domain Design Code.

Carried unanimously.

S129272

**Item 13.9 New Year's Eve Red Cross Donation**

Moved by Councillor Forster, seconded by Councillor Chung –

It is resolved that:

(A) Council note:

- (i) for the 2018 New Year's Eve celebrations the Lord Mayor invited a number of guests to attend with her the 'Midnight at Oasis' event in the Royal Botanic Gardens; and
- (ii) the total cost for the attendees was \$7,200 (excluding GST); and

(B) the Lord Mayor be requested to:

- (i) cancel any plans for a similar event for the 2019 New Year's Eve celebrations; and
- (ii) make a donation of \$7,200 to the Australian Red Cross to help NSW victims of recent bushfires and the ongoing drought.

The motion 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.

Motion lost.

S129269

At 9.34 pm the meeting concluded.

Chair of a meeting of the Council of the City  
of Sydney held on Monday 17 February 2020 at which  
meeting the signature herein was subscribed.