

9 December 2019

At 5.00 pm



Council

Sydney 2030 Green Global Connected

Agenda

1. **Confirmation of Minutes**
2. **Disclosures of Interest**
3. **Minutes by the Lord Mayor**
 - 3.1 Gender Equity at the City of Sydney
 - 3.2 Support for Refugees and Asylum Seekers
 - 3.3 Commercialisation of Moore Park
4. **Memoranda by the Chief Executive Officer**
 - 4.1 Amendment to Terms of Reference and Appointment of Members - Inclusion (Disability) Advisory Panel
5. **Matters for Tabling**
6. **Report of the Corporate, Finance, Properties and Tenders Committee**
 - 6.1 Disclosures of Interest
 - 6.2 Investments Held as at 31 October 2019
 - 6.3 Investments Held as at 30 November 2019
 - 6.4 Sustainable Sydney 2050 Update
 - 6.5 Land Classification - 546-552 George Street, Sydney
 - 6.6 Licence Approval – Part of the Grandstand and Redfern Oval
 - 6.7 Lease Approval – Ground Floor, Level 1 and Level 2 - 46-52 Mountain Street, Ultimo
 - 6.8 Tender – Reject and Negotiate – Perry Park Recreation Centre Stage 2

Economic Development and Business Sub-Committee

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

Agenda

7. Report of the Environment Committee

- 7.1 Disclosures of Interest
- 7.2 Streetscape Improvements - Chalmers Street Cycleway, Sydney
- 7.3 Streetscape Improvements - Liverpool Street Western Link, Sydney
- 7.4 Streetscape Improvements - Saunders and Miller Streets, Pyrmont
- 7.5 Knowledge Exchange Sponsorship - Developing a Risk Managed Approach to Incorporating Battery Storage and Electric Vehicles into Office Buildings

8. Report of the Cultural and Community Committee

- 8.1 Disclosures of Interest

Cultural and Creative Sub-Committee

- 8.2 Eora Journey - Harbour Walk Storytelling Report
- 8.3 Knowledge Exchange Sponsorship - Onto It Media - Venue Online Services

Healthy Communities Sub-Committee

- 8.4 Ad Hoc Grant - Be Kind Sydney Ltd - The Be Kind Sydney Dinner
- 8.5 Ad Hoc Grant - Set up for Sydney WorldPride 2023
- 8.6 Accommodation Grants Program Lease Renewals - Australian Design Centre and Darlinghurst Theatre Company

9. Report of the Transport, Heritage and Planning Committee

- 9.1 Disclosures of Interest
- 9.2 Camperdown Ultimo Collaboration Alliance and Work Plan
- 9.3 Public Exhibition – Planning Proposal – 4-22 Wentworth Avenue, Surry Hills - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

Agenda

- 9.4 Post Exhibition - Planning Proposal - 72 - 84 Foveaux Street, Surry Hills - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment
- 9.5 Post Exhibition - Planning Proposal – Heritage Listing - Former Kwong War Chong & Co Building - 82-84 Dixon Street, Haymarket - Sydney Local Environmental Plan 2012
- 9.6 Award of Heritage Floor Space - Haymarket Library
- 9.7 Award of Heritage Floor Space - Corporation Building, Haymarket
- 9.8 Fire Safety Reports
- 10. Expression of Interest - 744 George Street, Haymarket (formerly Haymarket Library)**
- 11. Questions on Notice**
- 12. Supplementary Answers to Previous Questions**
- 13. Notices of Motion**
 - 13.1 Advocating for Sydney's Night Time Ecology
 - 13.2 Securing Sydney's Food Future
 - 13.3 Lead Contamination in City of Sydney Local Government Area
 - 13.4 Right To Play Bill Before NSW Parliament
 - 13.5 Entertainment Quarter Development
 - 13.6 Hockey5s Field Timeline
 - 13.7 Oxford Street Development
 - 13.8 Street Lamps on Tusculum Street, Potts Point
 - 13.9 New Year's Eve Red Cross Donation

Item 1

Confirmation of Minutes

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

Meeting of 18 November 2019

Item 2

Disclosures of Interest

Pursuant to the provisions of the City of Sydney Code of Meeting Practice and the City of Sydney Code of Conduct, Councillors are required to disclose pecuniary interests in any matter on the agenda for this meeting.

Councillors are also required to disclose any non-pecuniary interests in any matter on the agenda for this meeting.

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

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

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

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

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

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

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

Item 3.1**Gender Equity at the City of Sydney****File No: S051491****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

Item 3.2

Support for Refugees and Asylum Seekers

File No: S051491

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

Item 3.3

Commercialisation of Moore Park

File No: S051491

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 perpetuate 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;
- (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

Item 4.1**Amendment to Terms of Reference and Appointment of Members - Inclusion (Disability) Advisory Panel****File No: X021765****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 comprised of 10 members: five members that have served two, two year terms (2016-2019) and five members that have served a 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
- Phillippa 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
- 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 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
 - Phillippa Carnemolla.
- (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: Phillippa 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

Attachment A

**Revised Terms of Reference – Inclusion
(Disability) Advisory Panel**

City of Sydney
Inclusion (Disability) Advisory Panel
Terms of reference 2018

(A) Preamble

The City of Sydney is committed to ensuring that Sydney is truly inclusive and welcoming for everyone.

The City of Sydney values and respects our diverse communities who live, work in and visit Sydney. We value the city's First Nations people, and the Gadigal of the Eora Nation as the traditional custodians of this place we now call Sydney. We value Sydney's multicultural society and the varied languages, traditions, religious and spiritual practices of the people that call our city home. We value the range of identities, perspectives, experiences and lifestyles of our community, including people young and old, people with disability, people with diverse gender identities, LGBTIQ communities, people with diverse political perspectives and those who have experienced advantage or disadvantage.

We value the contributions made by all people and believe that this diversity strengthens our city. The City respects human rights. We respect people's right to self-determination and we strive for inclusion.

We demonstrate our commitment to diversity and inclusion by respecting the dignity and worth of all people; equitably treating communities and employees; and fairly providing services, facilities and public spaces. We want to promote a society where self-determination and inclusive participation is valued and to demonstrate these principles in all that we do.

Our work with communities strives to eliminate discrimination and mitigate disadvantage; to actively remove barriers to inclusive participation faced by different people; and to promote relationships that are based on understanding and respect.

We want our city to be one where everyone has an equal chance in life and the opportunity to realise their potential. Cities that are more equal are cities that thrive.

(B) Objective

The objective of the Inclusion (Disability) Advisory Panel, is to provide strategic, expert and impartial advice to the City on the development, implementation, monitoring and review of the City's policies, strategies and plans to advance the inclusion of people with a disability.

(C) Strategy

The Inclusion (Disability) Advisory Panel uses the following strategies to achieve its objective:

- Provide input to policy development and review, planning and advice to Council across all areas relevant to people with disability;
- Provide input to enhance inclusion and accessibility of City's infrastructure, facilities, events, services, programs, systems and information for people with disability;
- Advise the City on submissions the City may make relating to State and Federal Government policy and legislation; and
- Provide advice to Council on how to identify issues that are relevant to people with disability.

(D) Limitation of authority

The Inclusion (Disability) Advisory Panel is an advisory body to the City of Sydney Local Government Authority. The Local Government Act 1989 stipulates that the role of a Council is to represent the diverse needs of the local community, address the health and wellbeing needs of community members and foster community cohesion by encouraging active participation of civic life.

However, the Inclusion (Disability) Advisory Panel is not an executive body. It does not have the authority to:

- Expend money on behalf of Council;
- Commit the Council to any arrangement;
- Consider any matter outside its specific reference;
- Direct Council officers in the performance of their duties; or
- Represent the Council in any communication with the public or media.

(E) Principles

The following principles of good governance¹ will guide the functions of the Inclusion (Disability) Advisory Panel:

- Participatory;
- Consensus oriented;
- Respect;
- Accountable;
- Transparent;
- Responsive;
- Effective and efficient;
- Equitable and inclusive; and
- Law abiding.

(F) Membership

1. The Inclusion (Disability) Advisory Panel consists of a maximum of 12 members appointed by the Chief Executive Officer of the City of Sydney and ratified by Council.
2. Members are appointed in an individual capacity and not as a representative or an organisation, advocacy body or stakeholder group. At least 50% of the Inclusion (Disability) Advisory Panel membership will be constituted by members who have a direct experience of disability whether personally or through a caring and support role.
3. The City will endeavour to achieve as broad a representation as possible amongst panel members, with the aim of ensuring, as far as is possible, that a diverse range of disability issues is represented.
4. Lord Mayor or his/her nominee will attend the meeting as a representative of Council and a senior member of staff will attend as a representative of the City.

¹ Good Governance Advisory Board (2004) *Good Governance Guide*

(G) Recruitment

- The establishment of the Inclusion (Disability) Advisory Panel will be promoted to the City of Sydney disability community, stakeholders, advocates and community organisations with a call for nominations advertised via:
 - a. One mainstream newspaper such as Sydney Morning Herald and Daily Telegraph;
 - b. The City of Sydney website;
 - c. Local, disability specific media such as Radio for the Print Handicapped (2RPH); and
 - d. Disability networks such as Deaf Society NSW, Mental Health Carers NSW, Guide Dogs, People with Disability Australia, Carers NSW, Vision Australia, BEING (Mental Health & Wellbeing Consumer Advisory Group), Australian Federation of Disability Organisations (AFDO), NSW Disability Network Forum, Disability Advocacy Network Australia (DANA), and Information on Disability & Education Awareness Services (IDEAS) etc.
- People with disability from diverse backgrounds are encouraged to apply. This includes; young people, older people, people from socio-economically disadvantaged backgrounds, people from culturally and linguistically diverse backgrounds, Aboriginal and Torres Strait Islander people and gay, lesbian, transgender and bi-sexual people.
- The applicants are requested to express their interest in being on the Panel by addressing the Inclusion (Disability) Advisory Panel selection criteria.

(H) Selection criteria

An internal assessment of applicants will be undertaken by a panel of City staff against the following selection criteria. The City of Sydney's Chief Executive Officer will make a decision based on this assessment and recommend the nomination for Council to ratify. The applicant must have skills or experience in strategic planning and/or disability policy development and implementation and:

- Live, work or study in the City of Sydney local government area and having experience of living with or caring for a person with disability and/or

- Demonstrate knowledge or experience in providing independent and strategic advice on disability access and inclusion issues covering one or more of the following areas:
 - The built environment and urban planning including public domain, public amenities and services
 - Economic participation
 - Housing and transport
 - Arts, culture, sport and recreation
 - Civic participation in employment, service delivery and decision making
 - Media and communications including, social media
 - Legislation underpinning access and inclusion
- Demonstrate skills and experience in one or more of the following areas:
 - Strategic Planning
 - Policy development
 - Submissions writing
 - Community consultation and information provision
 - Sustainability
 - Networking
 - Research
- Be prepared to attend an interview for the selection process and, if successful, an induction session before the inaugural meeting.

(I) Chair

- The Inclusion (Disability) Advisory Panel will be chaired by a member elected annually by Inclusion (Disability) Advisory Panel members at the first meeting.
- If the position of the chairperson becomes vacant for any reason, the Inclusion (Disability) Advisory Panel members will elect another existing member to be the chairperson.

(J) Term

- Members may be appointed for a term up to ~~two~~ **three** years and be eligible for re-appointment for a further ~~two~~ **three** years, **provided that the combined terms served does not exceed a maximum of six years.** ~~To maintain a balance of experienced members and new members, the term may be extended by a further year to a maximum of five years.~~

- A person ceases to be a Panel member if they:
 - resign;
 - are absent from two consecutive meetings without notification; or
 - fail to follow these 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.

- Members are able to renominate after a two year absence from the Panel.

(K) Meeting administration and protocol

- The City will provide administrative support including:
 - Scheduling meetings of the Inclusion (Disability) Advisory Panel with at least two weeks' written notice to all members;
 - Compiling and circulating agenda and relevant documents to all members;
 - Taking and distributing minutes which include attendance, declaration of interest and meeting resolutions; and
 - Coordinating other meeting arrangements including accessibility of meeting procedure and materials.
- The Inclusion (Disability) Advisory Panel will meet approximately five times a year on dates and at places to be set out in advance for each year.
- The quorum of a meeting of the Inclusion (Disability) Advisory Panel will be a simple majority. No business of the Inclusion (Disability) Advisory Panel will be considered unless a quorum is present. If within half an hour from the time appointed for the meeting a quorum is not present, the meeting will be dissolved.
- If the chairperson is not present within ten minutes after the time appointed for the meeting, the members may choose one of their numbers to be the chairperson for the purpose of the meeting.
- Questions arising at any meeting of the Inclusion (Disability) Advisory Panel will be decided by a simple majority of the votes of the members. City staff have no voting right.
- Members and Chairperson can suggest additional agenda items provided that those items do not contravene with the objectives stated in these Terms of Reference and if time allows.
- Members must act lawfully, professionally, with honour and integrity. Information accessed, discussed, received, used in the Inclusion (Disability) Advisory Panel meetings is confidential unless the Inclusion (Disability) Advisory Panel resolves otherwise. The City of Sydney, by resolution of Council, may terminate an Inclusion (Disability) Advisory Panel member's term for breaching the confidentiality rules.

- A member who has a pecuniary interest in matter being considered at a meeting must disclose the existence and nature of the interest. A member having disclosed a pecuniary interest must not be present at the meeting when the matter is being considered, discussed or voted on.
- A member who has a non-pecuniary interest in a matter being considered at a meeting of the Inclusion (Disability) Advisory Panel must disclose the existence and nature of the interest if the member could be influenced, or perceived to be influenced by the non-pecuniary interest. A member having disclosed a non-pecuniary interest must not be present at the meeting when the matter is being considered, discussed or voted on.
- Key City staff will attend meetings as observers or specialist advisors.
- The Inclusion (Disability) Advisory Panel has the capacity to establish time-limited working parties to address specific issues and projects. The Panel may co-opt relevant Council and community members to these working groups to provide additional expertise where required.
- Panel members will be paid a fee of \$300 for each meeting they attend. An attendance register will be kept for all meetings for reimbursement purposes.
- Panel members will be reimbursed out-of-pocket expenses incurred by attending the Inclusion (Disability) Advisory Panel meetings such as payment for a carer and transport expenses.
- Where applicable, panel meetings will be provided with Auslan (sign language) interpreter/s, printed material in alternative formats or audio captioning services.

(L) Reporting, monitoring and evaluation

- The City will report to Council on each Inclusion (Disability) Advisory Panel meeting via CEO Update.
- Actions implemented as a result of the Inclusion (Disability) Advisory Panel advice will be monitored via quarterly reports to the City's CEO and Executive.
- A formal evaluation with the Inclusion (Disability) Advisory Panel will take place in the last meeting of the year and reported to the CEO and Executive.
- The Inclusion (Disability) Advisory Panel's key activities will be reported in the City's annual report.

(M) Review

Recommendations for amendments to the Terms of Reference can be made at any time. However, amendments to the Terms of Reference must be endorsed by the Inclusion (Disability) Advisory Panel and then approved by Council.

Item 5

Matters for Tabling

5.1 Disclosures of Interest

Disclosure of Interest returns that have been lodged in accordance with the City of Sydney Code of Conduct will be laid on the table.

Recommendation

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

5.2 Petitions

Reinstate Evening Aquarobics at Ian Thorpe Aquatic Centre

Councillor Scott gives notice that, at the meeting of Council on Monday, 9 December 2019, she will table and speak to a petition with the following terms:

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 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.

Recommendation

It is resolved that the Petition be received and noted.

Item 6

Report of the Corporate, Finance, Properties and Tenders Committee - 2 December 2019

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 Committee recommends 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.

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

X020701

The Committee recommends the following:-

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.

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

X020701

The Committee recommends the following:-

Item 6.4

Sustainable Sydney 2050 Update

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.

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

X012101

The Committee recommends the following:-

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.

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

X011294

The Committee recommends the following:-

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.

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

S096218

The Committee recommends the following:-

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.

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

S099550

The Committee recommends the following:-

Item 6.8

Tender – Reject and Negotiate – Perry Park Recreation Centre Stage 2

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.

(Note – at the meeting of the Corporate, Finance, Properties and Tenders Committee, this recommendation was moved by Councillor Scully, seconded by Councillor Thalís –

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 that clause (E) be deleted.

A show of hands on the amendment resulted in an equality of voting as follows:

Ayes (5) Councillors Chung, Forster, Phelps, Scott and Vithoulkas.

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

The Lord Mayor exercised her casting vote against the amendment.

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 Vithoukás.

Motion carried.)

X024644.007

The Committee recommends 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.

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

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.

X008661

Item 7**Report of the Environment Committee - 2 December 2019****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 Committee recommends 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.

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

X026519

The Committee recommends the following:-

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.

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

X026509

The Committee recommends the following:-

Item 7.4

Streetscape Improvements - Saunders and Miller Streets, Pyrmont

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

Officer's Recommendation

The officer's recommendation to the Environment Committee was as follows –

It is resolved that Council:

- (A) approve the concept design and scope of works for streetscape improvements in Saunders and Miller Streets, Pyrmont, as described in the subject report and shown in the drawings in Attachment B to the subject report for progression to design development, documentation and construction;
- (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.

Officer's Report

The officer's report on this matter can be found at Item 4 on the agenda of the meeting of the Environment Committee on 2 December 2019.

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.

X021137

The Committee recommends the following:-

Item 7.5

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

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.

(Note – at the meeting of the Environment Committee, this recommendation was moved by Councillor Miller, seconded by Councillor Scott, and carried unanimously.)

X026299

Item 8**Report of the Cultural and Community Committee - 2 December 2019****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 8.5 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 Committee recommends the following:-

Item 8.2

Eora Journey - Harbour Walk Storytelling Report

It is resolved that:

- (B) 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;
- (C) 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;
- (D) 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;
- (E) 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;
- (F) 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,
- (G) 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.

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

Speakers

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

S110607

The Committee recommends the following:-

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.

(Note – At the meeting of the Cultural and Community Committee, this recommendation was moved by Councillor Kok, seconded by Councillor Scully, and carried unanimously.)

Speakers

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

X026778

The Committee recommends the following:-

Item 8.4

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

It is resolved that:

- (A) 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.

X027017

The Committee recommends the following:-

Item 8.5

Ad Hoc Grant - Set up for Sydney WorldPride 2023

It is resolved that:

- (A) Council approve a \$100,000 (excluding GST) cash sponsorship to Sydney Gay and Lesbian Mardi Gras Ltd for the pre-event planning of WorldPride 2023 to be held in Sydney, with funds drawn from the 2019/20 General Contingency budget; and
- (B) Council provide in principle approval for a second cash sponsorship of up to \$150,000 (excluding GST) to Sydney Gay and Lesbian Mardi Gras Ltd., 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 Gay and Lesbian Mardi Gras Ltd in relation to the sponsorship described in (A) and (B) above.

(Note – At the meeting of the Cultural and Community Committee, this recommendation was moved by Councillor Scott, seconded by Councillor Forster, and carried unanimously.)

Speakers

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

S123871

The Committee recommends the following:-

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:

	Market rent	Subsidy level	Subsidy amount	Rent to be paid
Year 1	\$190,962	63%	\$120,306	\$70,656
Year 2	\$196,691	63%	\$123,915	\$72,776
Year 3	\$202,592	63%	\$127,633	\$74,959
Year 4	\$208,669	63%	\$131,462	\$77,208
Year 5	\$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.

(Note – At the meeting of the Cultural and Community Committee, this recommendation was moved by Councillor Scott, seconded by Councillor Thalís, and carried unanimously.)

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 8.5.

S123796

Item 9

Report of the Transport, Heritage and Planning Committee - 2 December 2019

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 Committee recommends the following:-

Item 9.2

Camperdown Ultimo Collaboration Alliance and Work Plan

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.

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

2019/569655

The Committee recommends the following:-

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.

Officer's Recommendation

The officer's recommendation to the Transport, Heritage and Planning Committee was as follows -

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, and
- (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.

Officer's Report

The officer's report on this matter can be found at Item 3 on the agenda of the meeting of the Transport, Heritage and Planning Committee on 2 December 2019.

Speakers

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

X018846

The Committee recommends the following:-

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.

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

X023555

The Committee recommends the following:-

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.

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

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.

X023484

The Committee recommends the following:-

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.

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

X022160

The Committee recommends the following:-

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.

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

X023843

The Committee recommends the following:-

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.

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

S105001.002

Item 10

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

Document to Follow

Item 11

Questions on Notice

Business Information held on the City of Sydney Website

1. By Councillor Vithoulikas

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

Election Information held on the City of Sydney Website

2. By Councillor Vithoukas

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?
 - (a) If not, why not?
 - (b) If so, have their ownership or occupancy details been updated?

S129276

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

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

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

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

Non-Residential Register Methodology

7. By Councillor Vithoukas

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

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

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

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

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

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

Item 12

Supplementary Answers to Previous Questions

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

Item 13.1

Notices of Motion

Advocating for Sydney's Night Time Ecology

By Councillor Scully

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;
- (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) 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) establish 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 any reforms arising from the City of Sydney's An Open and Creative City Discussion Paper, and consider 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;
- (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.

S129264

Item 13.2

Notices of Motion

Securing Sydney's Food Future

By Councillor Miller

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;
- (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.

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

By Councillor Scott

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;

(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.

S129266

Item 13.4**Notices of Motion****Right To Play Bill Before NSW Parliament**

By Councillor Scott

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 them to support the bill.

S129266

Item 13.5**Notices of Motion****Entertainment Quarter Development**

By Councillor Scott

It is resolved that:

- (A) Council note
 - (i) Carsingha Investments \$1.2 billion dollar redevelopment proposal of the Entertainment Quarter in Moore Park;
 - (ii) that the proposal consists of up to twenty new buildings including a hotel, cafes, restaurants and bars;
 - (iii) that the NSW Government has already signalled interest in the proposal citing it has enough 'merit to warrant further consideration';
 - (iv) Moore Park is one of the City of Sydney's most important green spaces with up to 20 million visitors each year; and
 - (v) Moore Park provides critical park land for sport and recreation in a Local Government Area where three of every four residents live in an apartment;
- (B) Council note the Kaldis Review of planning recommended the removal of developer-led rezoning from NSW Planning laws, however the NSW Government has yet to implement this;
- (C) Council strongly opposes this developer led rezoning proposal, due to the proposed loss of public space; and
- (D) the Chief Executive Officer be requested to prepare a submission to the planning application, noting Council's strong concern about the significant loss of public parkland and continued commercialisation of public land for private profit.

S129266

Item 13.6

Notices of Motion

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;
 - (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;
- (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.

S129263

Item 13.7**Notices of Motion****Oxford Street Development**

By Councillor Phelps

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.";

(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;
- (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.

S129272

Item 13.8**Notices of Motion****Street Lamps on Tusculum Street, Potts Point**

By Councillor Phelps

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 on the street;
- (ii) the street has a medium to high pedestrian traffic for residents, 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;

(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 residencies 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.

Item 13.9

Notices of Motion

New Year's Eve Red Cross Donation

By Councillor Forster

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);

(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.

S129269