

Council

Meeting No 9

Monday 24 August 2020

Notice No 9/1620

Notice Date 20 August 2020

minutes

Index to Minutes

ITEM	PAGE NO
1. Confirmation of Minutes	467
2. Disclosures of Interest	468
3. Minutes by the Lord Mayor	469
3.1 Minerva/Metro Feasibility Study.....	469
3.2 Covid-19 Community Recovery - Further Action to Protect our Communities and Businesses	471
4. Memoranda by the Chief Executive Officer	474
5. Matters for Tabling	475
6. Report of the Corporate, Finance, Properties and Tenders Committee	476
6.1 Disclosures of Interest	477
6.2 2019/20 Quarter 4 Review - Delivery Program 2017-2021.....	477
6.3 Investments Held as at 31 July 2020	478
6.4 Public Exhibition - Naming Proposal - Allsorts Park and Honeykiss Park, Rosebery	478
6.5 Lease Approval and Variation - 343 George Street Sydney - Atlassian Pty Limited	478
6.6 Exemption from Tender and Contract Variation - Head Design Consultant - Hyde Park South Cafe	479
6.7 Cancellation of Tenders - Joynton Avenue Stormwater Drainage Upgrade	479
6.8 Cancellation of Tender - Property Portfolio Long-Term Plan for the Community and Service Portfolios.....	480
6.9 Cancellation of Tender - Facade Remediation and Lighting - 343 George Street, Sydney	480
6.10 Property Matter (Confidential).....	480
7. Report of the Cultural and Community Committee	481
7.1 Disclosures of Interest	481
Healthy Communities Sub-Committee	
7.2 Project Scope - Huntley Street Recreation Centre	482
8. Report of the Transport, Heritage and Planning Committee	483
8.1 Disclosures of Interest	483
8.2 Traffic Treatment - Alexandria Local Area Traffic Management - Proposed Permanent Road Closures.....	484

8.3	Post Exhibition - Planning Proposal - Affordable Rental Housing Review - Green Square Town Centre.....	485
8.4	Public Exhibition - Planning Proposal - Heritage Floor Space Amendment - Sydney Local Environmental Plan 2012 Amendment	486
8.5	Fire Safety Reports.....	487
9.	Questions on Notice.....	488
10.	Supplementary Answers to Previous Questions	497
11.	Notices of Motion	498
11.1	Minute's Silence for Beirut and Lebanon	498
11.2	Pet Bans in NSW Strata Schemes.....	499
11.3	Bridge Road Cycleway Clearway Restrictions	502
11.4	Opposition to the Anti-Discrimination Amendment (Religious Freedoms and Equality) Bill 2020.....	506
11.5	Opposition to the Education Legislation Amendment (Parental Rights) Bill 2020....	507
11.6	Heritage Protection and Compliance	508
11.7	Understanding the Gender Pay Gap.....	510
11.8	Climate Change and NSW Fire Stations.....	512
11.9	Extension of Food Relief Grant Funding.....	515

Present

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

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

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

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

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

Remote Meeting

The Chair (the Lord Mayor) advised that the meeting of Council was being held via audio visual links, with Councillors (and relevant staff) attending the meeting remotely. This is in accordance with section 747A of the Local Government Act 1993.

Opening Prayer and Acknowledgement of Country

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

Webcasting Statement

The Chair (the Lord Mayor), advised that in accordance with the City of Sydney Code of Meeting Practice, Council meetings are audio visually recorded and webcast live on the City of Sydney website. The Chair (the Lord Mayor) asked that courtesy and respect be observed throughout the meeting and advised those in attendance to refrain from making defamatory statements.

Due to unforeseen circumstances, the Council meeting is able only to be audio recorded and webcast while the Council is unable to meet in person.

Councillor Phelps left the meeting of Council at 6.16pm, prior to discussion on Items 6.5 and 6.9, which were dealt with in globo, and returned to the meeting at 6.18pm, after the vote on Items 6.5 and 6.9. Councillor Phelps was not present at the meeting of Council, which was held remotely, during discussion or voting on Item 6.5.

Councillor Vithoukias left the meeting of Council at 7.39pm, after the vote on Item 11.2, and did not return.

Order of Business

The Chair noted that the order of business would be altered, such that Items 8.4 and 8.5 would be dealt with, in globo, before Item 8.3.

Item 1 Confirmation of Minutes

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

That the Minutes of the meeting of Council of Monday, 27 July 2020, as circulated to Councillors, be confirmed.

Carried unanimously.

(Note – Councillor Miller stated that in the minutes of the meeting of Council of Monday, 27 July 2020, she has been recorded as having abstained from the vote, and therefore recorded as having voted against the following items:

- 3.1 Ministers' Award for Women in Local Government
- 4.1 Local Government NSW Annual Conference 2020 – Nomination of Delegates
- 4.2 Rescinding of the Mobile Free Food Services Policy 2007

Councillor Miller was unaware that accessing Diligent Boards while on Zoom would result in her microphone and camera being automatically switched off. As Councillor Miller was not able to be seen or heard during these items, and therefore indicate her vote, she has been recorded as having voted against the items. Councillor Miller clarified that her intention was to vote in favour of all three of the items above.)

Item 2 Disclosures of Interest

Councillor Kerry Phelp disclosed a significant, non-pecuniary interest in Items 6.5 and 6.9 on the agenda as one of the co-founders of Atlassian was a donor to her Wentworth campaign. Councillor Phelp stated that she would leave the meeting and would not be voting on these items.

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

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

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

Item 3 Minutes by the Lord Mayor

Item 3.1 Minerva/Metro Feasibility Study

Minute by the Lord Mayor

To Council:

I have received a letter from the Hon. Don Harwin, Minister for the Arts, inviting the City of Sydney to co-fund a study into the viability of restoring the former Minerva/Metro in Kings Cross as an operating theatre. The letter is provided at Attachment A to this Minute.

The invitation follows an online petition with over 3,400 signatures calling for the theatre to be restored and suggestions that a private sector proposal to operate the venue will not proceed. The City's nomination to include the site on the State Heritage Register is currently being considered by the Heritage Council of NSW.

The 1,016 seat Minerva opened on 18 May 1939 with *Idiot's Delight*, a Broadway play that warned of a coming world war. It was almost continually used as a live theatre until April 1950, presenting over 100 productions, generally for runs of three to four weeks. Most were commercially successful plays from New York or London, although ballet, children's shows and Australian work were occasionally presented.

Whitehall Productions, the theatre company which leased the theatre from 1941 to 1950, struggled to get audiences in later years. In 1948, the theatre was sold to Metro-Goldwyn-Mayer. According to theatre historian John Clark, MGM was stopped from evicting Whitehall to enable it to try and recoup the £73,000 (the equivalent of \$4.5 million today) it had lost since 1946. Whitehall's final production, *Dream Girl* by Elmer Rice, closed on 28 April 1950 after a run of three months.

MGM took control of the theatre, converted it into a cinema and renamed it the Metro in 1952. It continued as a cinema throughout the 1950s and 1960s, in later years under Greater Union's ownership.

Harry M. Miller Productions leased the theatre for the first Australian production of *Hair*, which opened in June 1969 and ran until May 1971. It was the most successful show presented at the theatre, helped by the synergies of the theatre's location and *Hair's* subject matter. It was subsequently used intermittently and not always successfully for live shows until June 1976.

Greater Union sold the theatre in 1979. It was sold again to a company which removed the raked auditorium among other alterations to create a short-lived food fair. In 1982, the building was again sold and converted into a small film studio and offices for Kennedy-Miller Productions. In 2018, the building was listed for sale and subsequently purchased by Abacus Ltd.

Throughout its history as a theatre and cinema, the Minerva/Metro was owned and operated as a commercial venue. Although built as a theatre, the building has been used for that purpose for less than a quarter of its 71-year history, and even less than that as a successful commercial venture.

While there is strong community interest in restoring the Minerva/Metro as a live entertainment venue, the viability of doing so is uncertain. Although the basic theatre fabric is apparently intact, the auditorium, stage and backstage areas would need to be restored and state of the art lighting, sound system, stage machinery and other equipment installed. I have heard estimates that the potential costs could range from \$20 million to \$40 million, if not more.

There is also the question of whether a restored theatre would be regularly used and successful, given its history. The potential costs involved could not be justified if there was a strong risk of the restored theatre remaining dark for extended periods.

A feasibility study could address these concerns by providing a realistic estimate of the restoration costs and its potential future use for live performance and entertainment, including live music. It could also complement the Kings Cross Night-Time Precinct Vision Project being undertaken by the Committee for Sydney.

A feasibility study would be a useful resource to guide the live performance sector should the building be available for purchase. Without it, the possibility of the Minerva/Metro being restored as a live performance venue would be diminished.

Recommendation

It is resolved that Council contribute up to \$10,000 from the 2020/21 General Contingency Fund towards the cost of a feasibility study into restoring the Minerva/Metro Theatre for live performance and entertainment as discussed in this Minute and proposed in the letter from the Minister for the Arts attached to this Minute.

COUNCILLOR CLOVER MOORE

Lord Mayor

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

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

The Minute was carried on the following show of hands –

Ayes (9) The Chair (the Lord Mayor), Councillors Chung, Forster, Kok, Miller, Scott, Scully, Thalys and Vithoukias

Noes (1) Councillor Phelps.

Minute carried.

S051491

Misrepresentation

During discussion on Item 3.1, Councillor Phelps stated that she had been misrepresented in respect to comments made by the Chair (the Lord Mayor) and clarified her position accordingly.

Item 3.2 Covid-19 Community Recovery - Further Action to Protect our Communities and Businesses

Minute by the Lord Mayor

To Council:

The Covid-19 pandemic continues to present a serious risk to public safety, particularly for our most vulnerable communities. A key part of our community recovery will be to minimise any further outbreaks of the virus.

The City of Sydney continues to work with NSW Health to ensure we respond urgently and effectively, to implement physical distancing measures. We strongly support the health advice that we should wear masks, particularly where physical distancing is difficult.

However, many of our vulnerable people, such as the homeless and social housing tenants, may not have the opportunity or financial ability to purchase masks.

That is why I wrote to Councillors seeking support to purchase reusable masks for the most vulnerable in our community – rough sleepers, people in social housing or boarding houses, people receiving Meals on Wheels or disability services, as well as international students. City staff advise that there are about 20,000 people in these communities.

I now request that Council approve expenditure of up to \$200,000 to purchase and distribute approximately 20,000 reusable cloth masks and health related material to support vulnerable communities. I propose that the Chief Executive Officer work with the South Eastern Sydney Local Health District, other relevant government agencies and relevant community organisations to ensure the masks are distributed to the most vulnerable and needy in our community and inform Councillors of progress through the CEO Update.

The Covid-19 pandemic is continuing to impact the City's businesses, particularly our hospitality industry. While there has been some easing of restrictions imposed earlier this year, the cases of community transmission is discouraging many people from frequenting our cafes and restaurants.

The availability of outdoor dining options has been a significant factor in some businesses surviving, by allowing patrons more options to physically distance. The City moved quickly at the start of the pandemic to waive footpath dining and other fees and relax enforcement.

The Council's waiver of fees is due to expire at the end of September. It is critical that we don't impose additional financial burdens on business while the pandemic continues. I therefore propose requesting the Chief Executive Officer to investigate continuing the waiver of footway dining fees to assist businesses who provide outdoor dining until March.

I also request the Chief Executive Officer investigate continuing the waiver of market permit and filming fees and fees for Health and Building compliance activities to assist businesses adversely affected by the pandemic until March.

Additionally, I propose requesting that the Chief Executive Officer review rents in conjunction with tenants in City premises for those tenants that may require continuing support on a case-by-case basis.

Recommendation

It is resolved that:

- (A) Council approve an exemption from tender for the purchase of reusable cloth masks for distribution in the community at an estimated cost of between \$150,000 and \$180,000;
- (B) Council not invite tenders because:
 - (i) there is an urgent need to procure these items in order for Council to support vulnerable communities and help prevent the community spread of Covid-19 in accordance with NSW Health's recommendation;
 - (ii) the City has undertaken a review of seven suppliers and has a preferred supplier which was selected on the basis of quality, cost, availability and that the masks are Australian made; and
 - (iii) the preferred supplier has already supplied the City with cloth masks for employees at a cost of \$156,602;
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the agreement to purchase and distribute reusable cloth masks, and work with the South Eastern Sydney Local Health District, other relevant government agencies and relevant community organisations to ensure the masks are distributed to those most in need;
- (D) Council approve \$200,000 from the 2020/21 General Contingency Fund for the purchase of reusable cloth masks and the distribution of masks and health related material to support vulnerable communities; and
- (E) the Chief Executive Officer be requested to:
 - (i) continue the waiver of footway dining fees to support businesses providing outdoor dining until March;
 - (ii) continue the waiver of market permit and filming fees and fees for Health and Building compliance activities to assist businesses adversely affected by the pandemic;
 - (iii) review rents in conjunction with tenants in City premises for tenants that require continuing support on a case-by-case basis; and
 - (iv) review the need for further support for our cultural, creative and community tenants under our Accommodation Grants program and report back to Council.

COUNCILLOR CLOVER MOORE
Lord Mayor

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

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

Variation. At the request of Councillor Scott, and by consent, the Minute was amended such that clause (E) read as follows –

- (E) the Chief Executive Officer be requested to:
- (i) continue the waiver of footway dining fees to support businesses providing outdoor dining until March;
 - (ii) continue the waiver of market permit and filming fees and fees for Health and Building compliance activities to assist businesses adversely affected by the pandemic;
 - (iii) review rents in conjunction with tenants in City premises for tenants that require continuing support on a case-by-case basis;
 - (iv) review the need for further support for our cultural, creative and community tenants under our Accommodation Grants program and report back to Council;
 - (v) investigate the ongoing financial support OzHarvest, Meals on Wheels and other organisations providing food relief may need for the foreseeable future in the City of Sydney; and
 - (vi) report back to Council via CEO Update on the outcomes of those discussions as well as possible additional City funding measures required to continue to support the provision of fresh, nutritious food during the ongoing pandemic and economic crisis.

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

S051491

Item 4 Memoranda by the Chief Executive Officer

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

Item 5 Matters for Tabling

5.1 Disclosures of Interest

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

It is resolved that Disclosures of Interest returns will be received following the resumption of in-person meetings.

Carried unanimously.

5.2 Petitions

(a) Pedestrian Crossing on Huntley Street, Alexandria

The following Petition (containing 161 signatures), of which notice was given by the Chair (the Lord Mayor), was tabled.

Install a pedestrian (zebra) crossing at the Sheas Creek bridge on Huntley Street, Alexandria, for people to safely cross. Many people, including people with prams and bicycles with young children, are needing to cross this street. However, it is dangerous without an official crossing.

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

It is resolved that the Petition be received and noted.

Carried unanimously.

S044250

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

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Deputy Lord Mayor Councillor Jess Scully

(Deputy Chair)

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

At the commencement of business at 2.09pm those present were -

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

Councillor Phelps left the meeting of the Corporate, Finance, Properties and Tenders Committee at 3.09pm before discussion and the vote on Item 6.5, and returned at 3.13pm during discussion and before the vote on Item 6.6. Councillor Phelps was not present at the meeting of the Corporate, Finance, Properties and Tenders Committee, which was held remotely, during discussion or voting on Item 6.5.

Adjournment

At 3.41pm, it was moved by the Chair (the Lord Mayor) seconded by Councillor Thalís –

That the meeting of the Corporate, Finance, Properties and Tenders Committee be adjourned for approximately 20 minutes.

Carried unanimously.

At the resumption of the meeting of the Corporate, Finance, Properties and Tenders Committee at 4.03pm, all Councillors were present.

Councillor Phelps left the meeting of the Corporate, Finance, Properties and Tenders Committee at 4.04pm before discussion and the vote on Item 6.9, and returned at 4.05pm during discussion and before the vote on Item 6.10. Councillor Phelps was not present at the meeting of the Corporate, Finance, Properties and Tenders Committee, which was held remotely, during discussion or voting on Item 6.9.

The meeting of the Corporate, Finance, Properties and Tenders Committee concluded at 4.07pm.

Report of the Corporate, Finance, Properties and Tenders Committee

Moved by Councillor Scully, seconded by Councillor Miller –

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 17 August 2020 be received, with Item 6.1 being noted, the recommendations set out below for Items 6.2 , 6.3, 6.4, 6.6, 6.7, 6.8, 6.10 being adopted in globo, and Items 6.5 and 6.9 being dealt with as shown immediately following those items.

Carried unanimously.

Item 6.1

Disclosures of Interest

Councillor Kerryn Phelps disclosed a significant, non-pecuniary interest in Items 6.5 and 6.9 on the agenda, as one of the co-founders of Atlassian was a donor to her Wentworth campaign. Councillor Phelps stated that she would leave the meeting and would not be voting on these items.

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

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

Item 6.2

2019/20 Quarter 4 Review - Delivery Program 2017-2021

It is resolved that Council:

- (A) note the interim financial performance of Council for the 2019/20 financial year ending 30 June 2020, including the Net Surplus of \$85.0M as outlined in the subject report and summarised in Attachment A to the subject report;
- (B) note the full year Capital Works expenditure of \$156.6M for 2019/20, and approve the proposed revote of budget and other adjustments of \$15.6M to increase the adopted 2020/21 budget to \$296.3M to progress the planned capital works, as detailed in Attachment B to the subject report;
- (C) note the Information Services capital expenditure of \$15.9M for 2019/20, and approve the proposed revote of \$5.9M and bring forward of \$0.5M of funds to increase the adopted 2020/21 budget to \$18.7M;
- (D) note the full year Plant and Assets expenditure of \$12.2M for 2019/20, net of disposals, and approve the proposed revote of \$6.4M to increase the adopted 2020/21 net budget to \$14.4M;
- (E) note the full year Property Divestment of \$25.9M in 2019/20;
- (F) note the operational performance indicators and quarter and full year achievements against the Delivery Program 2017-2021 objectives, as detailed in Attachment C to the subject report;
- (G) note the supplementary reports, including contracts issued over \$50,000, major legal issues and the Quick Response, Banner Pole and Reduced Rate Grant Programs in Quarter 4, as detailed in Attachment D to the subject report; and

- (H) note the Environmental Sustainability Progress Report, as shown at Attachment E to the subject report.

Carried unanimously.

S096187

Item 6.3

Investments Held as at 31 July 2020

It is resolved that the Investment Report as at 31 July 2020 be received and noted.

Carried unanimously.

X020701

Item 6.4

Public Exhibition - Naming Proposal - Allsorts Park and Honeykiss Park, Rosebery

It is resolved that Council:

- (A) provide in-principle approval to name the new park to be constructed on the site at the corner of Rosebery Avenue and Crewe Place as "Allsorts Park" and that the name be placed on public exhibition for community comment for a minimum period of 28 days;
- (B) provide in-principle approval to name the new green link to be constructed between Rosebery Avenue, Spring Street and Confectioners Way as "Honeykiss Park" and that the name be placed on public exhibition for community comment for a minimum period of 28 days; and
- (C) note that a further report will be submitted to Council on the results of the public consultation process.

Carried unanimously.

X034621

Item 6.5

Lease Approval and Variation - 343 George Street Sydney - Atlassian Pty Limited

Moved by Councillor Scully, seconded by Councillor Thalís -

It is resolved that:

- (A) Council approve a new lease with Atlassian Pty Ltd for Level 1 Suites 1.01, 1.03, 1.04 - 1.08 and Level 2, Suites 2.02 and 2.03, 343 George Street Sydney, to be progressively occupied as the suites become available;
- (B) Council approve a new lease with Atlassian Pty Ltd for Level 6 and Level 7, 343 George Street, Sydney, commencing on 1 April 2022;

- (C) Council approve the variation of the existing lease to Atlassian Pty Ltd for Levels 8, 9 and 10, 343 George Street, Sydney, extending the lease expiry date from 30 June 2023 to 30 June 2027 with a further two options, each being one year. This would extend the Atlassian Pty Ltd tenure to 30 June 2029 should they exercise both options; and
- (D) authority be delegated to the Chief Executive Officer to finalise the terms of the new leases and variation of lease, including for the lease option terms in accordance with terms and conditions set out in Confidential Attachment A to the subject report.

Carried unanimously.

S096173.046

Item 6.6

Exemption from Tender and Contract Variation - Head Design Consultant - Hyde Park South Cafe

It is resolved that:

- (A) Council approve an exemption from tender for the Head Design Consultant - Hyde Park Café South for additional contract contingency to allow for additional design services;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because the consultant is already engaged and work is well underway. It would not present value for money to engage someone else to do this work; and
- (C) authority be delegated to the Chief Executive Officer to finalise negotiations and enter into any documentation to vary the existing agreement.

Carried unanimously.

S122018.002

Item 6.7

Cancellation of Tenders - Joynton Avenue Stormwater Drainage Upgrade

It is resolved that Council:

- (A) decline to accept the tenders received for Joynton Avenue Stormwater Drainage Upgrade and associated geotechnical investigation;
- (B) cancel the tenders for Joynton Avenue Stormwater Drainage Upgrade and associated geotechnical investigation;
- (C) note that further simplified geotechnical investigations will be undertaken via a Request for Quotation; and
- (D) note that tenders for the Joynton Avenue Stormwater Drainage Upgrade will be invited following the completion of further geotechnical investigations.

Carried unanimously.

X010730

Item 6.8

Cancellation of Tender - Property Portfolio Long-Term Plan for the Community and Service Portfolios

It is resolved that Council:

- (A) decline to accept any of the tenders received for the select tender for the Property Portfolio Long-Term Plan for the Community and Service Portfolios;
- (B) cancel the select tender for the Property Portfolio Long-Term Plan for the Community and Service Portfolios; and
- (C) note that the Chief Executive Officer will continue to work with staff to find ways of delivering the Long-Term Plan objectives in an efficient manner at a later stage.

Carried unanimously.

X026622

Item 6.9

Cancellation of Tender - Facade Remediation and Lighting - 343 George Street, Sydney

Moved by Councillor Scully, seconded by Councillor Thalís -

It is resolved that Council:

- (A) decline to accept the tender offer of Tenderer A for 343 George Street Façade Remediation and Lighting; and
- (B) cancel the tender for 343 George Street Façade Remediation and Lighting.

Carried unanimously.

X021558

Item 6.10

Property Matter (Confidential)

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

Carried unanimously.

X036060

Item 7 Report of the Cultural and Community Committee**PRESENT**

The Lord Mayor Councillor Clover Moore
(Chair)

Councillor Linda Scott
(Deputy Chair)

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

At the commencement of business at 4.07pm those present were -

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

Sub-Committee

The Healthy Communities Sub-Committee, with Councillor Scott as Deputy Chair, commenced at 4.07pm.

The meeting of the Cultural and Community Committee and its Sub-Committee concluded at 4.08pm.

Report of the Healthy Communities Sub-Committee

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

That the report of the Healthy Communities Sub-Committee of its meeting of 17 August 2020 be received, with item 7.1 being noted, and the recommendation set out below for Item 7.2 being adopted.

Carried unanimously.

Item 7.1**Disclosures of Interest**

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

The Healthy Communities Sub-Committee recommended the following:

Item 7.2

Project Scope - Huntley Street Recreation Centre

It is resolved that Council:

- (A) endorse the works described in the subject report for the purpose of proceeding with design development and lodgement of the Development Application, documentation and tender for construction works;
- (B) note the estimated development costs and financial implications as outlined in Attachment B to the subject report; and
- (C) approve the increase in the overall project budget and the transfer of funds from the Future Community and Recreational Facilities allocation included in the future year forward estimates of the City's Long Term Financial Plan, to meet the shortfall in the project's budget, as outlined in Confidential Attachment B to the subject report.

Carried unanimously.

X023789

Item 8 Report of the Transport, Heritage and Planning Committee

PRESENT

The Lord Mayor Councillor Clover Moore
(Chair)

Councillor Prof Philip Thalís
(Deputy Chair)

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

At the commencement of business at 4:08pm those present were -

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

The meeting of the Transport, Heritage and Planning Committee concluded at 4:40pm.

Report of the Transport, Heritage and Planning Committee

Moved by Councillor Thalís, seconded by Councillor Scott –

That the report of the Transport, Heritage and Planning Committee of its meeting of 17 August 2020 be received, with Item 8.1 being noted, the recommendations set out below for Items 8.4 and 8.5 inclusive being adopted, and Items 8.2 and 8.3 being dealt with as shown immediately following that those items.

Carried unanimously.

Item 8.1**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.

Item 8.2

Traffic Treatment - Alexandria Local Area Traffic Management - Proposed Permanent Road Closures

Note – the recommendation of the Transport, Heritage and Planning Committee was not adopted. The following alternative recommendation was adopted –

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

It is resolved that:

- (A) Council approve the permanent road closures at the following locations:
 - (i) Anderson Street closure at Mitchell Road; and
 - (ii) Lawrence Street closure mid-block between Maddox and Harley Streets; and
- (B) Council approve road closures for a one-year trial at the following locations:
 - (i) Loveridge Street closure at McEvoy Street; and
 - (ii) Brennan Street closure at McEvoy Street.

Carried unanimously.

X010878

Adjournment

At this stage of the meeting, at 6:45pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 7:02pm.

The Transport, Heritage and Planning Committee recommended the following:-

Item 8.3

Post Exhibition - Planning Proposal - Affordable Rental Housing Review - Green Square Town Centre

Moved by Councillor Thalys, seconded by Councillor Scott –

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of the Planning Proposal: Affordable Housing Review - Green Square Town Centre and draft City of Sydney Affordable Housing Program as shown at Attachment A to the subject report;
- (B) Council approve the Planning Proposal: Affordable Housing Review - Green Square Town Centre, shown at Attachment B to the subject report, and refer the Planning Proposal to the relevant local plan-making authority to be made as a local environmental plan;
- (C) Council adopt the City of Sydney Affordable Housing Program, shown at Appendix A to Attachment B to the subject report, specifying the date of publication of *Sydney Local Environmental Plan (Green Square Town Centre) 2013*, *Sydney Local Environmental Plan (Green Square Town Centre - Stage 2) 2013* and *Sydney Local Environmental Plan 2012* as the date the approved affordable housing program comes into effect; and
- (D) authority be delegated to the Chief Executive Officer to make any variations to the Planning Proposal: Affordable Housing Review - Green Square Town Centre, shown at Attachment B to the subject report, and the City of Sydney Affordable Housing Program, shown at Appendix A to Attachment B to the subject report, to correct any minor errors prior to finalisation of *Sydney Local Environmental Plan (Green Square Town Centre) 2013*, *Sydney Local Environmental Plan (Green Square Town Centre - Stage 2) 2013* and *Sydney Local Environmental Plan 2012*.

Carried unanimously.

X008764

Item 8.4

Public Exhibition - Planning Proposal - Heritage Floor Space Amendment - Sydney Local Environmental Plan 2012 Amendment

It is resolved that:

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

Carried unanimously.

X037815

Item 8.5

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 G 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 at 580 George Street, Sydney as detailed in Attachment B to the subject report;
- (D) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 148 Elizabeth Street, Sydney as detailed in Attachment C to the subject report;
- (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 as recommended by the City's Investigation Officer at 365-373A Crown Street, Surry Hills as detailed in Attachment D to the subject report;
- (F) 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 as recommended by the City's Investigation Officer at 243-271 Pyrmont Street, Pyrmont as detailed in Attachment E to the subject report;
- (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 as recommended by the City's Investigation Officer at 246-250A Cleveland Street, Surry Hills as detailed in Attachment F to the subject report; and
- (H) 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 as recommended by the City's Investigation Officer at 68 Market Street, Sydney as detailed in Attachment G to the subject report.

Carried unanimously.

S105001.002

Item 9 Questions on Notice

Pymont Peninsula Place Strategy

1. By Councillor Scott

Question

1. Please provide the membership and terms of reference for the Pymont Peninsula Place Strategy Steering Committee.
2. Please provide the minutes for these meetings.
3. Please detail the policies of the City that guide this work.
4. Please detail the City's policies on the appropriate consent authority for the Pymont Peninsula, with respect to place strategies, zoning and other planning approvals that guide this work.

S129275

Answer by the Chief Executive Officer

1. Publication of the membership and terms of reference Pymont Peninsula Place Strategy Steering Committee is a matter for the NSW Department of Planning, Industry and Environment as the convenor of the committee.
2. Publication of the minutes of the Pymont Peninsula Place Strategy Steering Committee is a matter for the NSW Department of Planning, Industry and Environment as the convenor of the committee.
3. City staff are specifically guided by Sustainable Sydney 2030, City Plan 2036: Local Strategic Planning Statement and the Draft Central Sydney Planning Strategy when engaging with the NSW Government on the place strategy. These documents are referenced in Appendix A of the Draft Pymont Place Strategy. Other City strategies such as the Housing Strategy, Environmental Action 2017-2021 and City for All: Social Sustainability Strategy also guide staff.
4. The Local Strategic Planning Statement's Planning Priority 'G1 Open, accountable and collaborative planning' includes the following actions:
 - Action G1.3: Advocate for greater, genuine and effective collaboration on State Significant Precincts, development enabled by transport infrastructure and other precincts and corridors identified to boost growth and investment including through governance arrangements that identify roles and responsibilities, resourcing and accountability, and review processes and monitoring of infrastructure delivery.

- Action G1.4: Work with the NSW Government to reintegrate selected precincts and sites into the City's planning framework.

The City's submission will make specific recommendations on the 'considerations' for a unified planning system in Pyrmont outlined in Section 12 Implementation of the Draft Place Strategy.

Federal Funding for a Permanent Moore Park Road Cycleway

2. By Councillor Phelps

Question

There has been significant community opposition to the City of Sydney and Transport for NSW proposal for a temporary cycleway along Moore Park Road and Fitzroy Street between Lang Road, Paddington and Bourke Street, Surry Hills due to the adverse impact the pop-up cycleway will have on the local community, including a mass loss of parking spaces and a lack of consultation before construction began on the temporary cycleway.

In June 2017, Council unanimously resolved to endorse the concept design and scope of works for the Bondi Junction to City Walking and Cycling Improvements project that included a separated cycleway along Moore Park Road. This proposal, which involved no loss of parking, was widely supported by local residents, and its construction is dependent on funding by the NSW Government.

Councillors have subsequently been informed that the cycleway is unlikely to proceed.

Residents were recently informed by the Lord Mayor's office that "The City has applied to the Federal Government to fund the permanent cycleway that would restore parking along the length of Moore Park Road, which we have consulted on and which the community supported."

Could the Chief Executive Officer please advise:

1. When was the application for federal funding for the proposed permanent Moore Park Road cycleway submitted? Please provide Councillors with a copy of that application.
2. Under what funding plan was this application submitted?
3. What consultation has been undertaken with Transport for NSW about this funding application and proposal?
4. What is the expected time frame for processing the federal funding application?
5. If the application is approved, what is the expected timeframe to receive the funding?
6. What is the City's plan if the funding is not approved?
7. An affirmation of the City's commitment that the agreed cycleway project from 2017 is the one that would be built?
8. What is the expected delivery timeline for the cycleway?
9. If the legislative period requiring removal of the pop-up cycleway expires prior to funding being received for the proposed permanent cycleway, will the City be reinstating the cycleway and parking on Moore Park Road or any part of it?

Answer by the Chief Executive Officer

A Council of Capital City Lord Mayors (CCCLM) application for federal funding was submitted in June 2020 to the Department of Infrastructure, Transport, Regional Development and Communications. No timeframes have been provided in respect to the application. Application details were provided to Councillors via the 5 June 2020 CEO Update.

To date the City has held preliminary discussions with Transport for NSW about the application.

This cycleway is on the NSW Government's Principal Bike Network, so the City would continue to request funding by the NSW Government if the CCCLM application is not successful. The timeline for delivery of the cycleway would be dependent on funding.

The pop-up cycleway was implemented by Transport for NSW to supplement public transport during the Covid-19 pandemic. Transport for NSW has not yet confirmed their intentions for the Moore Park Road pop-up cycleway beyond the expiry of the current planning order.

Rats in the City of Sydney

3. By Councillor Phelps

Question

Public health relies on the provision of safe and clean public spaces by Council and is one of the City's core responsibilities.

The presence of rats and other vermin pose a threat to public health by acting as reservoir hosts for *Leptospira* bacteria, passing to other organisms in their urine.

It is known that Leptospirosis, a bacterial infection which causes a systemic inflammatory response and organ failure that was never before seen in the Sydney area prior to 2019, can prove lethal to dogs and humans and is transmitted via rat urine.

As of 10 August 2020, a Newtown dog has become the first confirmed case of Leptospirosis this year near our Local Government Area.

Could the Chief Executive Officer please:

1. Provide an update on Sydney's rat and other vermin control efforts.
2. Advise the frequency and process by which vermin bait traps are checked, cleaned and maintained.
3. Advise how often Council-owned on-street rubbish bins are emptied, and how often litter surrounding the bins is cleaned up, as these often contribute to attracting rats and other vermin.
4. What is the protocol for cleansing footpaths at Council-owned outdoor dining sites?

S129272

Answer by the Chief Executive Officer

1. Please refer to the 21 August 2020 CEO Update.
2. Please refer to the 21 August 2020 CEO Update.
3. Council-owned street litter bins are serviced by the City's Cleansing team during all three of the Cleansing team's shifts which cover a daily 24-hour period. Street litter bins are serviced based on the on the requirements of the area and can be serviced up to twice during the same shift for high traffic areas. When street litter bins are serviced, the bins are emptied and any litter surrounding the bin is removed.

The Cleansing team also have a bin cleaning roster which includes all street litter bins in the local government area. Cleansing staff will replace dirty, broken or damaged bin liners as well as cleaning and deodorising the bin housing.

4. Areas in the local government area that have high foot traffic and are used for outdoor dining are pressure cleaned and disinfected by the City's Cleansing team. This is carried out during the night shift when dining areas are not in use and foot traffic is minimal. This is not specific to Council-owned outdoor dining sites but all high foot traffic areas which are used for outdoor dining.

Capital Works

4. By Councillor Scott

Question

The City's capital works for 2019/20 were budgeted to be \$294.5M, but only \$156.3M was expended.

Please list the City's capital works projects, due for capital works funding in 2019/20, where the total funding allocated in 2019/20 is not reallocated to the 2020/21 Budget, where the sum of the budget allocation is over \$50,000. Please also detail the reasons for the delay.

S129275

Answer by the Chief Executive Officer

For 2019/20 there were two projects greater than \$50,000 which were not carried forward:

- Annex Kellet Street – Repair / Rebuild – works were completed under the lease agreement.
- Automated Public Toilet - Requires further investigation on the location of the Automated Public Toilets and alignment with the new street furniture contract.

Aboriginal Native Title Claims

5. By Councillor Scott

Question

The 1983 NSW Aboriginal Land Rights Act provides the mechanism for compensating the Aboriginal People of NSW for the loss of their land. This historic piece of legislation took the first step for NSW and for Australia towards redressing the injustice and neglect of Aboriginal needs since colonisation.

Unfortunately since 1983, obtaining the right to crown lands in NSW for Aboriginal claimants has been a lengthy and often delayed process.

Crown lands cover approximately 42 per cent of NSW.

In late 2019 the Minister for Water, Property and Housing, Melinda Pavey MP, commissioned Ms Chris Ronalds SC to review the operation of the Land Negotiation Program which was in turn established in response to the recommendations arising from the Crown Land Management Act Review in 2012. This program has seen seven Local Aboriginal Land Councils and NSWALC pilot Aboriginal Land Agreement negotiations with the NSW Government and relevant local governments.

At present there is a backlog of 38,000 Aboriginal land claims in NSW. Of the 1,500 claims determined in the past year, most were rejected. Aboriginal Land Councils claim that the Land Negotiation Program is highly problematic with claims published recently in the Sydney Morning Herald of Crown Lands staff demanding land councils forgo future claims over land in some regions, including in metropolitan Sydney in return for parcels identified through unacceptable negotiations. NSWALC the peak body believes institutional racism is to blame for a program that has been designed to prevent Aboriginal people from achieving land rights parity and access to Crown lands estates.

Could the Chief Executive Officer please advise the following:

1. What is the total number of Aboriginal land claims that have been lodged for Crown lands that fall within Council's Local Government Area?
2. What is the total number of Aboriginal land claims that have been resolved for Crown lands that fall within Council's Local Government Area?
3. What is the total number of these that were resolved with a positive outcome for the Aboriginal claimants?
4. What is the total number of these that were resolved with a negative outcome for the Aboriginal claimants?
5. How many Aboriginal land claims that have been lodged for Crown lands that fall within Council's Local Government Area remain outstanding?
6. What is the range of time these outstanding claims have been lodged, from most amount of time to least amount of time?
7. What is the longest time period for the oldest outstanding Aboriginal land claim for Crown lands that fall within Council's Local Government Area?
8. How many existing land claims are Council opposing?

9. How many existing land claims are Council supportive of?
10. How many resolved or withdrawn land claim was Council opposed to?
11. How many resolved or withdrawn land claims was Council supportive of?
12. Can a map of existing Aboriginal land claims in the Sydney Local Government Area be provided to Councillors?
13. Can a map of previous resolved or withdrawn Aboriginal land claims in the Sydney Local Government Area be provided to Councillors?

S129275

Answer by the Chief Executive Officer

Aboriginal Land Claims can be lodged against claimable Crown land. They are assessed on a set of criteria as defined in the Aboriginal Land Rights Act 1983.

The assessment and determination of Aboriginal Land Claims is a process wholly managed by Crown Lands.

Over the last 34 years, a total of 21 Aboriginal Land Claims have been lodged within the City of Sydney local government area, half of which occur on Crown land in which the City is a custodian.

Many of these claims have taken several years to resolve or remain undetermined.

New Year's Eve Celebrations

6. By Councillor Forster

Question

1. What discussions have City staff had with the NSW Government regarding the 2020 New Year's Eve celebrations in light of the ongoing Covid-19 pandemic?
2. What was the outcome of any discussions that have taken place?
3. When will the City of Sydney make a final call as to whether celebrations, including any firework displays, will go ahead on New Year's Eve?

S129269

Answer by the Chief Executive Officer

City staff have been meeting with the Department of Premier and Cabinet and the Events Coordination Group. The matter has not been resolved to date.

King Street Gateway Project

7. By Councillor Forster

Question

According to a CEO Update dated 22 June 2020, the City of Sydney has been working proactively and in collaboration with Roads and Maritime Services, now Transport for NSW (TfNSW), and Inner West Council (IWC) to develop and agree on an acceptable design for the King Street Gateway Project, which is aimed at the reallocation of road space from vehicles, to people walking and cycling on Sydney Park Road and King Street south, in preparation for the opening of the new M8 motorway.

Can the Chief Executive Officer please provide the most up to date detailed plans for the King Street Gateway Project?

S129269

Answer by the Chief Executive Officer

Plans were provided via the 21 August 2020 CEO Update.

Building Enforcement Action

8. By Councillor Scott

Question

1. Please advise the City's action taken to enforce heritage protection, broken down by:
 - (a) Year – 2016, 2017, 2018, 2019, 2020.
 - (b) Suburb.
2. What is the total number of resolved enforcement claims?
3. What is the total number of current enforcement claims being investigated?
4. How many resident complaints about a lack of enforcement resulted in Fair Trading being involved in resolving the situation?
5. Please provide the City's action regarding single storey streetscape regulation as stipulated by the Rosebery covenant. Please advise how many developments have been authorised as exempt from the Rosebery Estate covenant building restrictions.

S129275

Answer by the Chief Executive Officer

Heritage compliance matters are resolved in a number of ways such as negotiation, correspondence and enforcement action. Records are not broken down in the format requested and cannot be retrieved.

Between 2016 and now, the City has referred seven matters to NSW Fair Trading regarding the conduct of private certifiers, none of which relate to heritage protection. Residents can also refer certifiers to NSW Fair Trading. NSW Fair Trading investigate and take disciplinary action against certifiers; however, they do not have powers to resolve development issues.

Development applications have been exempt from the operation of the Rosebery Estate covenant since the early 1990s with the introduction of the South Sydney LEP and this exemption continues under Sydney LEP 2012. While individual records of development applications exempted from the covenant dating back to the 1990s are available it is not practical to extract these records and determine the exact number of applications exempted from the covenant.

40km/h Zones in the Sydney Local Government Area

9. By Councillor Phelps

Question

At a recent meeting of Councillors, the Lord Mayor made reference to 40km/h zones in the City of Sydney and discussions with Transport for NSW.

Could the Chief Executive Officer please advise:

1. What discussions has the Lord Mayor had on 40km/h speed zones in the City of Sydney and with whom?
2. What streets are being considered for 40km/h zone speed limits?
3. When will this matter come to Council for consideration?
4. Provide Councillors with any meeting notes regarding this issue.

S129272

Answer by the Chief Executive Officer

The Lord Mayor and City staff have met with the Minister for Transport and Transport for NSW to discuss 40km/h zones in the City of Sydney. The Minister has committed to extend 40km/h zones and all streets across the local government area are being assessed for 40km/h zones.

Beirut Blast Tribute

10. By Councillor Phelps

Question

On 4 August 2020, there was a devastating blast in the city of Beirut.

On 11 August 2020, the Sydney Town Hall was lit in the colours of the Lebanese flag.

Could the Chief Executive Officer please advise why some Councillors were informed of this tribute while other Councillors had to find out about it on social media?

S129272

Answer by the Chief Executive Officer

Staff have now put in place protocols to advise the Chief Executive Officer about requests and tributes of this nature. The Chief Executive Officer will then inform Councillors. The Chief Executive Officer was also unaware of this particular tribute.

Item 10 Supplementary Answers to Previous Questions

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

Item 11 Notices of Motion

Item 11.1 Minute's Silence for Beirut and Lebanon

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

It is resolved that:

(A) Council note:

- (i) that on 4 August 2002, two explosions in the port of Beirut killed at least 220 people, injured at least 7,000, left hundreds of thousands homeless and caused at least US\$10 billion in property damage;
- (ii) the disaster came on top of compounding crises in Lebanon, including an economic meltdown, political corruption and the Covid-19 pandemic;
- (iii) widespread political demonstrations in the wake of the explosions have prompted the resignation of Lebanon's Prime Minister and Cabinet, with protesters calling for wholesale political, economic and structural reform;
- (iv) Beirut's status as one of the oldest and greatest cities of the world, and a global centre of world history, religion, culture, architecture and commerce;
- (v) our valued Lebanese community and the long-standing and ongoing contribution of people of Lebanese heritage to Australian society, and the contribution of such figures as the late former Lord Mayor Nicholas Shehadie to the City of Sydney;
- (vi) the efforts of Australia's Lebanese community to provide aid and support to Beirut throughout the current crisis, including the Lebanese Muslim Association, the Maronite Eparchy of Australia, and the Australian Lebanese Historical Society; and
- (vii) that Sydney Town Hall was lit in the Lebanese national colours of red, green and black on the night of Tuesday, 11 August 2020, the same night as the Lebanese Cedar was projected onto the sails of the Sydney Opera House as a message of solidarity with the people of Beirut; and

(B) all present give one minute's silence to honour those who have lost their lives, and all those affected by the disaster.

Carried unanimously.

Note – All those present at the meeting, held remotely, observed a minute's silence to support the people of Beirut and Lebanese people in Australia.

S129264

Item 11.2 Pet Bans in NSW Strata Schemes

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

It is resolved that:

(A) Council note:

- (i) pets play a crucial role in many people's lives. They offer vital companionship, have well-documented mental and physical health benefits, and are increasingly recognised as part of the family;
- (ii) according to a 2019 study by Animal Medicines Australia, there are over 29 million pets in Australia, and we have one of the highest pet ownership rates in the world. Approximately 61 per cent of households in Australia own pets;
- (iii) in NSW, prior to the commencement of the Strata Schemes Management Act 2015, there were three model by-laws regarding pets. These model by-laws offered a choice to ban pets, to allow pets with permission, or to allow small pets without permission. One of these by-laws could be registered when the strata scheme was established, however the default by-law was to ban pets;
- (iv) under post-2015 strata laws, there is no model by-law banning pets, while the new default by-law is that pets are allowed and the owners corporation must be notified;
- (v) the two new model by-laws either allow pets to be kept if the owner's corporation is notified, or allow pets to be kept with written approval, which must not be unreasonably refused;
- (vi) blanket pet bans in NSW strata schemes still exist and it is difficult for pet-owners to overturn these blanket bans in strata as it only takes a small minority, 25 per cent of voting owners, to object for the by-law to remain; and
- (vii) there is a current NSW Parliament ePetition calling for the Strata Schemes Management Act 2015 to be amended to allow the keeping of pets in all strata schemes and invalidate retrospectively any by-law that prohibits the keeping of pets; and

- (B) the Lord Mayor be requested to write to the Premier, The Hon. Gladys Berejiklian MP, the Minister for Customer Service, The Hon. Victor Dominello, and the Member for Sydney, Mr Alex Greenwich MP, expressing the City's support for the ePetition and its call for the removal of blanket bans of pet ownership in NSW strata schemes.

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

It is resolved that:

(A) Council note:

- (i) pets play a crucial role in many people's lives. They offer vital companionship, have well-documented mental and physical health benefits, and are increasingly recognised as part of the family;
- (ii) according to a 2019 study by Animal Medicines Australia there are over 29 million pets in Australia, and we have one of the highest pet ownership rates in the world. Approximately 61 per cent of households in Australia own pets;

- (iii) in NSW, there are three model by-laws regarding pets. These model by-laws offer a choice to ban pets, to allow pets with permission, or to allow small pets without permission. Prior to the commencement of the Strata Schemes Management Act 2015, the default by-law was to ban pets;
 - (iv) in 2012, Clover Moore Lord Mayor and NSW Member for Bligh, sought to establish a select committee to inquire into companion animal welfare, the terms of reference to include sale of pets, breeding, pets on public transport and strata pet bans;
 - (v) this led the government to set up the New South Wales Companion Animals Taskforce;
 - (vi) the Taskforce recommended removal of the barriers to cat and dog ownership in rental and strata accommodation;
 - (vii) in 2013, the Member for Sydney the Hon. Alex Greenwich asked then Minister for Fair Trading, the Hon. Anthony Roberts to adopt this Taskforce recommendation;
 - (viii) in response, the government changed the default by-law for new strata apartments from a blanket ban to one that is pet friendly;
 - (ix) this was formalised in the Strata Schemes Management Act 2015;
 - (x) under post-2015 strata laws, there is no model by-law banning pets, while the new default by-law is that pets are allowed and the owners corporation must be notified;
 - (xi) the two new model by-laws either allow pets to be kept if the owner's corporation is notified, or allow pets to be kept with written approval, which must not be unreasonably refused;
 - (xii) however blanket pet bans in NSW strata schemes still exist in schemes registered before 2015 or because the default by-law was changed;
 - (xiii) it can be difficult for pet-owners to overturn these blanket bans in strata as it only takes a small minority, 25 per cent of voting owners, to object for the by-law to remain;
 - (xiv) the Lord Mayor has not received a response to a letter she wrote to The Hon. Gladys Berejiklian MP in 2018 to say the City of Sydney supports action on prohibiting 'no pets clauses' in rental agreements, and asking for legislative change to support renters having pets;
 - (xv) there is a current NSW Parliament ePetition calling for the Strata Schemes Management Act 2015 to be amended to allow the keeping of pets in all strata schemes and invalidate retrospectively any by-law that prohibits the keeping of pets; and
 - (xvi) the petition has been assigned to the Hon. Jenny Leong MP, who will submit it to the NSW Legislative Assembly,
- (B) the Lord Mayor be requested to write to the Premier, The Hon. Gladys Berejiklian MP, the Minister for Better Regulation and Innovation The Hon. Kevin Anderson MP, and the Member for Sydney, Mr Alex Greenwich MP, expressing the City's support for the ePetition and its call for the removal of blanket bans of pet ownership in NSW strata schemes; and
- (C) the removal of the blanket pet ban should be considered as part of the NSW Government's five year statutory review of the Strata Schemes Management Act 2015, that is due to be undertaken this year.

The amendment was carried on the following show of hands –

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

Noes (2) Councillors Chung and Vithoukás.

Amendment carried.

The motion was carried on the following show of hands –

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

Noes (2) Councillors Chung and Vithoukás.

Motion carried.

S129260

Item 11.3 Bridge Road Cycleway Clearway Restrictions

By Councillor Phelps

It is resolved that:

(A) Council note:

- (i) following a Lord Mayoral Minute of 15 May 2020, pop-up cycleways were identified by Transport for NSW (TfNSW) and the City as part of a solution to ease demand for public transport as the NSW Government eases restrictions on business activity following the Covid-19 lockdown;
- (ii) there has been significant community opposition to the City of Sydney and Transport for NSW proposal for a temporary cycleway on Bridge Road, Glebe, due to the adverse impact the pop-up cycleway will have on the local community, including:
 - (a) the imposition of a 24/7 clearway outside of residences on both sides of Bridge Road, where houses already have no stopping along the laneway to the rear;
 - (b) the associated loss of all on street parking spaces (including a disability parking spot between Hewitt Ave and 182 Bridge Road) outside of clearway hours in a community which already has limited on street parking, and where many properties don't have any rear access; and
 - (c) a complete lack of community consultation about the temporary cycleway;
- (iii) residents on Bridge Road are already experiencing the adverse effects of having no vehicle access to their properties. This has included:
 - (a) no ability for ambulances, buses, taxis and other vehicles to stop along the entirety of Bridge Road to pick up or drop off residents who are unable to cycle;
 - (b) congestion down a key arterial road during garbage collection, resulting in the unsafe overtaking of garbage trucks by personal vehicles;
 - (c) deliveries from supermarkets being refused or being returned to the depot for collection when general delivery vehicles have been unable to stop or park on Bridge Road;
 - (d) particular impacts during any heightened Covid-19 restrictions where contactless delivery options will be necessary for food as well as medications and other essentials for elderly and vulnerable residents; and
 - (e) tradespeople being unable to park their vehicles and access properties; and

(B) the Chief Executive Officer be requested to:

- (i) liaise with Transport for NSW to strongly advocate for:
 - (a) the Bridge Road cycleway to operate only in clearway hours Mondays to Fridays;
 - (b) kerbside parking outside of clearway hours to be returned to Bridge Road; and
 - (c) the reinstatement of a disability parking space between Hewitt Ave and 182 Bridge Road, Glebe, as a matter of urgency; and
- (ii) report back to Council via the CEO Update.

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

Moved by Councillor Phelps, seconded by Councillor Chung –

It is resolved that:

(A) Council note:

- (i) following a Lord Mayoral Minute of 15 May 2020, pop-up cycleways were identified by Transport for NSW (TfNSW) and the City as part of a solution to ease demand for public transport as the NSW Government eases restrictions on business activity following the COVID-19 lockdown;
- (ii) there has been significant community opposition to the City of Sydney and TfNSW proposal for a temporary cycleway on Bridge Road, Glebe due to the adverse impact the pop-up cycleway will have on the local community, including:
 - (a) the imposition of a 24/7 clearway outside of residences on both sides of Bridge Road, where houses already have no stopping along the laneway to the rear;
 - (b) the associated loss of all on street parking spaces (including a disability parking spot between Hewitt Ave and 182 Bridge Road) outside of clearway hours in a community which already has limited on street parking, and where many properties don't have any rear access; and
 - (c) a complete lack of community consultation about the temporary cycleway;
- (iii) residents on the Bridge Road are already experiencing the adverse effects of having no vehicle access to their properties. This has included:
 - (a) no ability for ambulances, buses, taxis and other vehicles to stop along the entirety of Bridge Road to pick up or drop off residents who are unable to cycle;
 - (b) congestion down a key arterial road during garbage collection, resulting in the unsafe overtaking of garbage trucks by personal vehicles;
 - (c) deliveries from supermarkets being refused or being returned to the depot for collection when general delivery vehicles have been unable to stop or park on Bridge Road;
 - (d) this will have particular impacts during any heightened COVID-19 restrictions where contactless delivery options will be necessary for food as well as medications and other essentials for elderly and vulnerable residents; and
 - (e) tradespeople being unable to park their vehicles and access properties; and
- (iv) at the Council meeting on 27 July 2020, Council was provided by officers with conflicting advice as to the duration of the Ministerial Order – Environmental Planning and Assessment (COVID 19 Development- Temporary Cycleways) Order 2020 – and whether a future Ministerial Order of the same or a similar effect was likely to be made by the Minister. Accurate and current advice on this issue is necessary to inform Councillors on steps to be taken and the timing of such steps; and

(B) the Chief Executive Officer be requested to:

- (i) liaise with the NSW Minister for Transport and Roads, the Hon. Andrew Constance MP, and Transport for NSW to strongly advocate for:
 - (a) the Bridge Road cycleway to operate only in clearway hours Mondays to Fridays;
 - (b) kerbside parking outside of clearway hours be returned to Bridge Road; and
 - (c) the reinstatement of a disability parking space between Hewitt Ave and 182 Bridge Road, Glebe as a matter of urgency;
- (ii) liaise with Transport for NSW to strongly advocate that no step be taken to continue the Ministerial Order beyond 25 September 2020 or to introduce a further Ministerial Order to the same or similar effect and that no action be taken to reintroduce any form of cycleway on Bridge Road Glebe until the following measures have been completed:
 - (a) a full and comprehensive Safety Audit relating to all aspects of a cycleway in Bridge Road Glebe;
 - (b) a full report as to the impact of any such cycleway on residents, including elderly, vulnerable and disabled residents;
 - (c) a comprehensive report on the effect of any such cycleway on emergency and essential services including but not limited to, garbage removal, water and electricity; and
 - (d) following the public release of the reports in (a) (b) and (c), a process and period of meaningful public consultation;
- (iii) request Transport for NSW to publicly release:
 - (a) any report or investigations, whether final or preliminary, conducted in the last ten years which deals with safety issues concerning a cycleway in Bridge Road; and
 - (b) the basis of the determination by the Minister that the making of the Ministerial Order was necessary for the health, safety and welfare of the public during the COVID 19 pandemic;
- (iv) provide Council and its next meeting with an analysis of:
 - (a) the number of cyclists using the Bridge Road cycleway in the period since it was installed compared with the number of cyclists using Bridge Road in the period immediately prior to the installation of the cycleway; and
 - (b) the number of, and reasons, for cyclists using the footpaths on Bridge Road since the installation of the pop-up cycleways; and
- (v) report back to Council via the CEO Update.

The motion was lost on the following show of hands –

Ayes (3) Councillor Chung, Forster and Phelps

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

Motion lost.

S129263

Extensions of Time

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

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

That Councillor Scully be granted an extension of time of two minutes to speak on this matter.

Carried unanimously.

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

That Councillor Scully be granted a further extension of time to speak on this matter.

The motion was carried on the following show of hands –

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

Noes (1) Councillor Phelps.

Motion carried.

Misrepresentation

During discussion of Item 11.3, Councillor Phelps stated that she had been misrepresented in respect to comments made by the Chair (the Lord Mayor) and clarified her position accordingly.

Item 11.4 Opposition to the Anti-Discrimination Amendment (Religious Freedoms and Equality) Bill 2020

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

It is resolved that:

(A) Council note:

- (i) NSW One Nation Leader Mark Latham MLC introduced the Anti-Discrimination Amendment (Religious Freedoms and Equality) Bill 2020 into the Legislative Council earlier this year;
- (ii) this bill aims to amend the Anti-Discrimination Act 1977;
- (iii) the bill contains provisions which could harm people who are divorced or unmarried, women, people with disabilities and our LGBTQI community;
- (iv) the bill allows religious organisations to discriminate against people whose beliefs are inconsistent with theirs and to preference people whose beliefs are aligned with their own, adding to existing broad religious exemptions;
- (v) the bill allows organisations and corporate bodies that define themselves as religious to challenge decisions (including decisions of Council) made under NSW laws or NSW government programs and contracts that contradict their religions, even those that are government-funded;
- (vi) the bill fails to protect people of faith equally, introducing unbalanced provisions on religious dress that draws inspiration from overseas attempts to ban full face coverings;
- (vii) a Joint Select Committee has been appointed to inquire and report into the Anti-Discrimination Amendment (Religious Freedoms and Equality) Bill 2020, including whether the objectives of the bill are valid and (if so) whether the terms of the bill are appropriate for securing its objectives;
- (viii) Woollahra Council and Inner West Council have passed motions opposing the bill; and
- (ix) this Council opposes the harmful Anti-Discrimination Amendment (Religious Freedoms and Equality) Bill 2020 which conflicts with the values of the City of Sydney; and

(B) the Lord Mayor be requested to write to the Chair of the Joint Select Committee on the Anti-Discrimination Amendment (Religious Freedoms and Equality) Bill 2020, Gabrielle Upton MP, to inform her of this Council's opposition to the bill.

Carried unanimously.

S129265

Item 11.5 Opposition to the Education Legislation Amendment (Parental Rights) Bill 2020

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

It is resolved that:

- (A) Council note:
- (i) NSW One Nation Leader Mark Latham MLC introduced The Education Legislation Amendment (Parental Rights) Bill 2020 into the Legislative Council;
 - (ii) the bill aims to amend the Education Act 1990;
 - (iii) the bill prohibits the teaching of gender diversity and the acknowledgement of trans and gender-diverse students and their families;
 - (iv) the bill seeks to strip professional accreditation from any teachers and school staff breaking such a law;
 - (v) the bill requires schools to present discredited counter narratives when teaching classes like science or history; and
 - (vi) a number of organisations have signed a joint public statement opposing the bill;
- (B) Council oppose the harmful Education Legislation Amendment (Parental Rights) Bill 2020;
- (C) Council endorse the joint public statement opposing the Education Legislation Amendment (Parental Rights) Bill 2020; and
- (D) the Lord Mayor be requested to write to the NSW Premier, Minister for Education and Early Childhood Learning and the Shadow Minister for Education and Early Childhood Learning informing them of this Council's opposition to the bill.

Carried unanimously.

S129265

Item 11.6 Heritage Protection and Compliance

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) heritage protection in the City of Sydney is guided by Federal, State and City policies and planning instruments to protect the heritage character of the City's neighbourhoods; including in:
 - (a) Rosebery, where a heritage covenant is listed on the title of a number of dwellings; and
 - (b) parts of Surry Hills, Paddington and a range of other City suburbs, which are protected by their listing as heritage conservation areas in the City's planning instruments; and
 - (c) buildings and other objects of heritage significance, protected by their listing on local, state and federal heritage registers;
- (ii) the City of Sydney's Compliance Policy and the Prosecution and Civil Enforcement Policy guides the City's enforcement activities and decisions regarding City involvement in legal proceedings, in order to, amongst other activities, protect the heritage and character of the City of Sydney; and
- (iii) the City of Sydney values the protection of heritage, and has a strong history of undertaking enforcement to protect the heritage of the City's conservation areas, other heritage buildings and other heritage items; and

(B) the Chief Executive Officer be requested to:

- (i) undertake a review of the City of Sydney's Compliance Policy and the Prosecution and Civil Enforcement Policy to ensure they are meeting the objectives for the protection of the City's heritage character, and obligations under State and Federal law and regulation;
- (ii) report back via CEO Update on changes made to the policies to strengthen the enforcement of heritage in the City of Sydney; and
- (iii) provide details in the City's Quarterly Report to Council of enforcement activities undertaken by City staff with respect to the protection of heritage.

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

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

It is resolved that:

(A) Council note:

- (i) heritage protection in the City of Sydney is guided by Federal, State and City policies and planning instruments to protect the heritage character of the City's neighbourhoods; including in:
 - (a) Rosebery, which is recognised as a special character area that has been forged and protected over time, initially through a covenant imposed by the original owners and now carefully crafted planning controls;
 - (b) parts of Surry Hills, Paddington and a range of other City suburbs, which are protected by their listing as heritage conservation areas in the City's planning instruments; and
 - (c) buildings and other objects of heritage significance, protected by their listing on local, state and federal heritage registers;
- (ii) the City of Sydney's Compliance Policy and the Prosecution and Civil Enforcement Policy guides the City's enforcement activities and decisions regarding City involvement in legal proceedings, in order to, amongst other activities, protect the heritage and character of the City of Sydney;
- (iii) both the Compliance Policy and Prosecution and Civil Enforcement Policy are scheduled for review in August 2020;
- (iv) City staff are currently undertaking a comprehensive Local Environmental Plan and Development Control Plan Review that will inform amendments to the planning controls to provide greater clarity, certainty and confidence for land owners, neighbours and developers about appropriate development within the City of Sydney, including its conservation areas; and
- (v) the City of Sydney values the protection of heritage and has a strong history of undertaking enforcement to protect the heritage of the City's conservation areas, other heritage buildings and other heritage items; and

(B) the Chief Executive Officer be requested to:

- (i) ensure that the scheduled review of the City of Sydney's Compliance Policy and the Prosecution and Civil Enforcement Policy considers whether they are meeting the objectives for the protection of the City's heritage character, and obligations under State and Federal law and regulation;
- (ii) report back via CEO Update on progress with the City's review of the Compliance Policy and the Prosecution and Civil Enforcement Policy including changes made to the policies to strengthen the enforcement of heritage in the City of Sydney; and
- (iii) provide updates on formal enforcement action taken by City staff with respect to the protection of heritage via the CEO Update.

Carried unanimously.

S129266

Item 11.7 Understanding the Gender Play Gap

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

It is resolved that:

(A) Council note:

- (i) the City of Sydney's ongoing commitment to achieving a 'City for All' is reflected in the way we design and program our public places including open space, cycle ways, sporting fields and community facilities;
- (ii) despite the myriad mental and physical health benefits of sport, recreation and participation in community life by girls, female teenagers, young women and those who identify as gender non-binary:
 - (a) 50 per cent of Australian girls are quitting sport by the age of 15, compared to 30 per cent of their male counterparts;
 - (b) while team sport participation is down, girls, female teenagers and young women tend to favour participation in non-team sport activities; and
 - (c) within the City of Sydney, it is unclear to what extent girls, female teenagers, young women and those who identify as gender non-binary have equal access to sport, recreation and community facilities as boys, male teenagers and men;
- (iii) there is some emerging evidence to suggest that women exercise and socialise in public space less than men;
- (iv) only about a quarter of the people who cycle up to five kilometres in the Greater Sydney area are women; and
- (v) adolescent girls tend to use parks less than their male peers; and

(B) the Chief Executive Officer be requested to:

- (i) investigate the application of the 'gender mainstreaming' approach (undertaken by the City of Vienna since the 1990s) to the development of the Sustainable Sydney 2050 planning to ensure that public spaces, sport, recreation and facilities are planned for, designed and implemented with women – particularly girls, female teenagers, young women and those who identify as gender non-binary – in mind;
- (ii) investigate research opportunities to better understand if/and to what extent there may be a 'gender play gap' when it comes to the usage of City of Sydney facilities such as skate parks, outdoor gyms, basketball courts, indoor studios, tennis courts and community sports fields;
- (iii) in the instance that there are significant gaps are identified, investigate ways in which public space design and programming can more equitably provide girls, female teenagers, women and those who identify as gender non-binary, equal opportunity to participate, thereby contributing to our realisation of a 'City for All'; and
- (iv) where the City does not have the power to directly affect these changes, advocate to the State Government to influence more equitable outcomes.

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

That the motion be amended such that it include an additional clause (B)(v) as follows –

- (v) investigate the possibility to fast track delivery of the Glebe Hockey Club's field in Annandale, due to hockey's high level of participation for females and males across a wide age group.

The amendment was lost on the following show of hands –

Ayes (3) Councillors Chung, Forster and Phelps

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

Amendment lost.

The motion was carried unanimously.

S129262

Item 11.8 Climate Change and NSW Fire Stations

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) climate change is already impacting Sydney and it will become more severe;
- (ii) if current global warming continues, the frequency of extreme-heat days in the City of Sydney local area will increase from three days a year in 2015 to 15 days a year in 2070;
- (iii) higher temperatures will increase the likelihood of fires in Sydney;
- (iv) by 2030, there will be approximately 1.7 million people in the City each day, with an additional 56000 housing dwellings by 2036;
- (v) the City currently has hundreds of buildings needing to be assessed for flammable cladding;
- (vi) Redfern Fire Station is situated around suburbs with buildings that have dangerous flammable cladding; Glebe (2), Alexandria (11), Newtown (2), Darlinghurst (8) and Redfern itself (3);
- (vii) Redfern Fire Station responded to 1,300 incidents in 2019, and this will increase with dangerous climate change and increasing City populations;
- (viii) in December 1899, the Sydney Morning Herald celebrated the first Fire Station in Redfern, alongside the newly built Courthouse and Police Station;
- (ix) the old Courthouse was handed over to the Metropolitan Fire Brigades, and a new station was built on the site for one-thousand-six-hundred and eighty-nine pounds, opening in 1900;
- (x) Redfern has had a permanently staffed Fire Station for 120 years;
- (xi) in 2019, Redfern Fire Station celebrated the very first all Indigenous platoon of permanent firefighters at Redfern and their story and connection to the community was featured by SBS News; and
- (xii) despite significant population growth around Green Square, Waterloo, Redfern, Roseberry and beyond the NSW Government is not proposing any additional fire stations or firefighters to service our fast-growing city;

(B) the Chief Executive Officer be requested to provide advice to Councillors via the CEO Update and the NSW Government on where the City recommends new Fire Station capacity is required based on expected population growth; and

- (C) the Lord Mayor be requested to write to the NSW Treasurer, the Honourable Dominic Perrottet and Minister for Emergency Services, the Honourable David Elliott to seek a meeting to advocate for:
- (i) a commitment to increase NSW Fire Services and stations in the City of Sydney, in response to increasing City populations and dangerous climate change;
 - (ii) State funding to ensure all NSW Fire Stations in the City of Sydney, such as the Redfern Fire Station, remains open and permanently staffed; and
 - (iii) a commitment for Redfern Fire Station to be restored to improve heritage, form and function for City communities.

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

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

It is resolved that:

- (A) Council note:
- (i) climate change is already impacting Sydney and it will become more severe;
 - (ii) if current global warming continues, the frequency of extreme-heat days in the City of Sydney local area will increase from three days a year in 2015 to 15 days a year in 2070;
 - (iii) higher temperatures will increase the likelihood of fires in Sydney;
 - (iv) by 2030, there will be approximately 1.7 million people in the City each day, with an additional 56000 housing dwellings by 2036;
 - (v) the City currently has hundreds of buildings needing to be assessed for flammable cladding;
 - (vi) Redfern Fire Station is situated around suburbs with buildings that have dangerous flammable cladding; Glebe (2), Alexandria (11), Newtown (2), Darlinghurst (8) and Redfern itself (3);
 - (vii) Redfern Fire Station responded to 1,300 incidents in 2019, and this will increase with dangerous climate change and increasing City populations;
 - (viii) in December 1899, the Sydney Morning Herald celebrated the first Fire Station in Redfern, alongside the newly built Courthouse and Police Station;
 - (ix) the old Courthouse was handed over to the Metropolitan Fire Brigades, and a new station was built on the site for one-thousand-six-hundred and eighty-nine pounds, opening in 1900;
 - (x) Redfern has had a permanently staffed Fire Station for 120 years;
 - (xi) in 2019, Redfern Fire Station celebrated the very first all Indigenous platoon of permanent firefighters at Redfern and their story and connection to the community was featured by SBS News; and

- (xii) despite significant population growth around Green Square, Waterloo, Redfern, Roseberry and beyond the NSW Government is not proposing any additional fire stations or firefighters to service our fast-growing city; and
- (B) the Lord Mayor be requested to write to the NSW Treasurer, the Honourable Dominic Perrottet and Minister for Emergency Services, the Honourable David Elliott to:
 - (i) ensure that future planning of NSW fire stations and services align with population growth;
 - (ii) encourage Fire and Rescue NSW to work with the City of Sydney in determining suitable locations of future fire stations in the local government area;
 - (iii) seek a commitment for State funding to ensure all NSW Fire Stations in the City of Sydney, such as the Redfern Fire Station, remain open and permanently staffed; and
 - (iv) seek a commitment for Redfern Fire Station to be restored to improve heritage, form and function for City communities.

Variation. At the request of Councillor Phelps, and by consent, the motion was varied such that it included an additional clause (B) (v) as follows –

- (v) encourage the diversification of the culture of NSW Fire Services to be more inclusive and reflective of the changing Australian population, particularly with respect to the recruitment and promotion processes.

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

S129266

Item 11.9 Extension of Food Relief Grant Funding**Procedural Motion**

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

That Item 11.9 be withdrawn, the matter having been dealt with at Item 3.2.

Carried unanimously.

At 9.02 pm the meeting concluded.

Chair of a meeting of the Council of the City
of Sydney held on Monday 21 September 2020 at which
meeting the signature herein was subscribed.