

**21 September 2020**

At 5.00 pm

**Council**

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## **Agenda**

- 1. Confirmation of Minutes**
- 2. Disclosures of Interest**
- 3. Minutes by the Lord Mayor**
- 4. Memoranda by the Chief Executive Officer**
  - 4.1 Election of Deputy Lord Mayor
  - 4.2 Council Committees - Functions, Membership, Election of Deputy Chairpersons
  - 4.3 Central Sydney Planning Committee - Election of Councillors
  - 4.4 Local Pedestrian, Cycling and Traffic Calming Committee - Policies and Procedures, Membership and Appointment of Chairperson and Alternate Chairperson
  - 4.5 Determination of Number of Councillors
- 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 August 2020
  - 6.3 Community Recovery Plan – Financial Support
  - 6.4 External Memberships
  - 6.5 Amendments to the Code of Conduct and Procedures
  - 6.6 Tender - Structures Maintenance Works
- 7. Report of the Environment Committee**
  - 7.1 Disclosures of Interest
  - 7.2 Project Scope - George Street South Pedestrianisation

## **Agenda**

### **8. Report of the Cultural and Community Committee**

#### 8.1 Disclosures of Interest

#### **Cultural and Creative Sub-Committee**

#### 8.2 Ad Hoc Grants and Sponsorship - Festivals and Events - Eora NAIDOC

#### **Healthy Communities Sub-Committee**

#### 8.3 Draft Child Safety Policy

### **9. Report of the Transport, Heritage and Planning Committee**

#### 9.1 Disclosures of Interest

#### 9.2 Central Square - Structuring Principles

#### 9.3 Public Exhibition - Planning Proposal - 187 Thomas Street, Haymarket - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

#### 9.4 Post Exhibition - Amendment to Community Participation Plan - Newspaper Advertisements

#### 9.5 Fire Safety Reports

### **10. Questions on Notice**

### **11. Supplementary Answers to Previous Questions**

### **12. Notices of Motion**

#### 12.1 Saving Moore Park

#### 12.2 Seabin Project

#### 12.3 Bridge Road Cycleway Safety Audit

#### 12.4 Removal of the Bridge Road Pop-Up Cycleway

#### 12.5 Go Native

**Agenda**

- 12.6 Redfern Waterloo Aboriginal Affordable Housing Campaign
- 12.7 Climate Change and City Electric Vehicle Fleet Outcomes
- 12.8 City Community Engagement for State Significant Precincts

**Item 1**

**Confirmation of Minutes**

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

Meeting of 24 August 2020

## 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.

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

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

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

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

**Item 3**

**Minutes by the Lord Mayor**

There are no Minutes by the Lord Mayor for this meeting of Council.

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

To Council:

Sections 231(1) and (2) of the Local Government Act 1993 (the Act) provide:

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

At the Council meeting of 9 September 2019, Councillor Jess Scully was elected Deputy Lord Mayor in accordance with the provisions of section 231 of the Local Government Act 1993 for a term commencing immediately and ending on the day appointed for the next ordinary election of Council.

**Postponement of Local Government Elections**

In March 2020, the Minister for Local Government announced that the September 2020 local government elections would be postponed to address the risks posed by the Covid-19 pandemic. The Local Government Act 1993 has been amended to confer on the Minister, a time-limited power to postpone council elections.

The official Order under the Local Government Act 1993 deferring the local government election from 12 September 2020 for twelve months was made on 12 June 2020. The NSW Government has announced that the local government elections will be held on 4 September 2021.

Accordingly, given the postponement of the local government election, it is appropriate that Council declare the office of Deputy Lord Mayor vacant to enable it to elect a Deputy Lord Mayor for a new term of office commencing immediately and ending on the day appointed for the next ordinary election of Council, currently scheduled to be held in September 2021.

**Payment of Fees**

Section 249(5) of the Act provides:

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



On 5 June 2000, Council resolved to:

“Pay Councillors the maximum of the range (as determined annually by the Local Government Remuneration Tribunal) as a matter of standing policy.

Pay the Lord Mayor the maximum of the range (in addition to the fee as a Councillor) - as a matter of standing policy (less the Deputy Lord Mayor’s fee).

Pay the Deputy Lord Mayor, in addition to the fee as a Councillor, an amount equal to 10 per cent of the mayoral fee actually paid to the Lord Mayor as a matter of standing policy.”

### **Call for Nominations**

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

### **Conduct of Election**

Schedule 7 of the Local Government (General) Regulation 2005 provides the method of conducting an election for Deputy Lord Mayor (further details on election procedures will be provided to Councillors). The last time the Deputy Lord Mayor’s position was contested the method of voting selected by the Council was open, exhaustive voting.

### **Recommendation**

It is resolved that:

- (A) Council declare the office of Deputy Lord Mayor vacant effective immediately;
- (B) Council elect a Deputy Lord Mayor for a term commencing immediately following the election and ending on the day appointed for the next ordinary election of Council;
- (C) the method of voting be by open, exhaustive voting; and
- (D) the Chief Executive Officer conduct the election forthwith.

**MONICA BARONE**

Chief Executive Officer

**Item 4.2****Council Committees - Functions, Membership, Election of Deputy Chairpersons****File No: S062388****Memorandum by the Chief Executive Officer**

To Council:

In accordance with the provisions of section 360 of the Local Government Act 1993, the Local Government (General) Regulation 2005 and clause 18.2 of the City of Sydney Code of Meeting Practice (the Code), the council may establish such committees as it considers necessary.

In 2019, Council resolved to adopt meeting times, functions, policies and procedures of the following Committees and Sub-Committees:

- Corporate, Finance, Properties and Tenders Committee, inclusive of the Economic Development and Business Sub-Committee, commencing at 2.00pm.
- Environment Committee, commencing at the conclusion of the Corporate, Finance, Properties and Tenders Committee.
- Cultural and Community Committee, comprising two Sub-Committees: the Cultural and Creative Sub-Committee and the Healthy Communities Sub-Committee, meeting consecutively at the conclusion of the Environment Committee.
- Transport, Heritage and Planning Committee, commencing at the conclusion of the Cultural and Community Committee.

The administrative arrangements associated with Council's Committees and Sub-Committees are detailed in the 'Functions, Delegations, Policies and Procedures of Council Committees' (refer Attachment A). No amendments are proposed to these documents.

**Election of Deputy Chairpersons**

Council may elect a Deputy Chairperson of each Committee and Sub-Committee and, if the Lord Mayor does not wish to be the Chairperson of any Committee, elect the Chairperson of each such Committee and Sub-Committee (clauses 18.15 and 18.16 of the Code).

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

At the Council meeting of 9 September 2019, Council elected Deputy Chairpersons for each of Council's Committees and Sub-Committees for a term commencing immediately and ending on the day appointed for the next ordinary election of Council, with the Lord Mayor chairing all Committees.

**Postponement of Local Government Elections**

In March 2020, the Minister for Local Government announced that the September 2020 local government elections would be postponed to address the risks posed by the Covid-19 pandemic. The Local Government Act 1993 has been amended to confer on the Minister, a time-limited power to postpone council elections.

The official Order under the Local Government Act 1993 deferring the local government election from 12 September 2020 for twelve months was made on 12 June 2020. The NSW Government has announced that the local government elections will be held on 4 September 2021.

Accordingly, given the postponement of the local government election, it is appropriate that Council declare the offices of Deputy Chairperson vacant to enable it to elect a Deputy Chairperson for each of the following Committees and Sub-Committees for the new term of office commencing immediately and ending on the day appointed for the next ordinary election of Council, currently scheduled to be held in September 2021.

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

**Recommendation**

It is resolved that:

- (A) the Functions, Delegations, Policies and Procedures of Council Committees, as shown at Attachment A to the subject Memorandum, be endorsed and adopted;
- (B) Council declare the offices of Deputy Chairperson of the Corporate, Finance, Properties and Tenders Committee, Environment Committee and Transport, Heritage and Planning Committee vacant effective immediately;
- (C) Council elect the Deputy Chairpersons of the Corporate, Finance, Properties and Tenders Committee, Environment Committee and Transport, Heritage and Planning Committee for a term commencing immediately following the election and ending on the day appointed for the next ordinary election of Council;
- (D) Council declare the offices of Deputy Chairperson of the Sub-Committees of the Corporate, Finance, Properties and Tenders Committee and Cultural and Community Committee vacant effective immediately;
- (E) Council elect the Deputy Chairpersons of the Sub-Committees of the Corporate, Finance, Properties and Tenders Committee and Cultural and Community Committee for a term commencing immediately following the election and ending on the day appointed for the next ordinary election of Council;

- (F) if the Lord Mayor does not wish to be the Chairperson of any Committee, Council elect the Chairperson of each such Committee for a term effective immediately and ending on the day appointed for the next ordinary election of Council;
- (G) the method of voting be open, exhaustive voting; and
- (H) the Chief Executive Officer conduct the election forthwith.

**MONICA BARONE**

Chief Executive Officer

**Attachments**

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

# **Attachment A**

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

## **CORPORATE, FINANCE, PROPERTIES AND TENDERS COMMITTEE**

Meeting Time: Monday 2.00pm  
Venue: Council Chamber  
Chairperson: The Lord Mayor, Councillor Clover Moore  
Deputy Chairperson: (To be determined)

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

Quorum: A majority of the members of the Committee

Functions:

- (1) To deal with all matters relating to:
- (a) Finance
  - (b) Consideration of budgets and quarterly budget performance
  - (c) Information Technology Policy
  - (d) Asset management
  - (e) Internal and external audit
  - (f) Fees and charges
  - (g) Rating matters
  - (h) Council vehicles and fleet management
  - (i) Industrial relations
  - (j) Organisational policy issues, eg, industrial agreements
  - (k) Council property management, including management, maintenance, leasing, licensing and sale of Council property (excluding footways but including the use, leasing and purchase of other non-Council property)
  - (l) Tenders valued at over \$5 million
  - (m) Grants and sponsorships

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

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

**(a) Economic Development and Business Sub-Committee -**

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

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

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

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

## ENVIRONMENT COMMITTEE

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



## CULTURAL AND COMMUNITY COMMITTEE

Meeting Time: At the conclusion of the Environment Committee

Venue: Council Chamber

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

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

Quorum: A majority of the members of the Committee

Functions:

(1) To deal with all matters relating to:

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

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

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

**(a) Cultural and Creative Sub-Committee –**

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

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

Quorum: A majority of the members of the Committee

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

**(b) Healthy Communities Sub-Committee -**

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

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

Quorum: A majority of the members of the Committee

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

## **TRANSPORT, HERITAGE AND PLANNING COMMITTEE**

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

Venue: Council Chamber

Chairperson: The Lord Mayor, Councillor Clover Moore

Deputy Chairperson: (To be determined)

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

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

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

## **POLICIES AND PROCEDURES OF COMMITTEES**

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

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

To Council:

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

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

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

The persons currently appointed by the Minister pursuant to clause (c) are Ms Abbie Galvin, Ms Alex O'Mara, Mr Dick Persson AM and Mr Richard Horne.

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

At the Council meeting of 9 September 2019, Council elected Councillors Philip Thalys and Jess Scully to the two positions on the Central Sydney Planning Committee, effective immediately until the day appointed for the next ordinary election of Council.

The Act provides that Council may appoint an alternate for each of the elected members. At the Council meeting of 9 September 2019, Council appointed Councillor Robert Kok as alternate to Councillor Thalys and Councillor Linda Scott as alternate to Councillor Scully until the day appointed for the next ordinary election of Council.

**Postponement of Local Government Elections**

In March 2020, the Minister for Local Government announced that the September 2020 local government elections would be postponed to address the risks posed by the Covid-19 pandemic. The Local Government Act 1993 has been amended to confer on the Minister, a time-limited power to postpone council elections.

The official Order under the Local Government Act 1993 deferring the local government election from 12 September 2020 for twelve months was made on 12 June 2020. The NSW Government has announced that the local government elections will be held on 4 September 2021.

Accordingly, given the postponement of the local government election, it is appropriate that Council declare the offices of Central Sydney Planning Committee member vacant to enable it to elect Central Sydney Planning Committee members for a new term of office commencing immediately and ending on the day appointed for the next ordinary election of Council, currently scheduled to be held in September 2021.

**Recommendation**

It is resolved that:

- (A) Council declare the offices of Central Sydney Planning Committee member vacant effective immediately;
- (B) Council elect two Councillors to be members of the Central Sydney Planning Committee commencing immediately following the election and ending on the day appointed for the next ordinary election of Council;
- (C) the method of voting be open, exhaustive voting;
- (D) the Chief Executive Officer conduct the election forthwith; and
- (E) Council appoint alternates for each member elected.

**MONICA BARONE**

Chief Executive Officer

**Item 4.4****Local Pedestrian, Cycling and Traffic Calming Committee - Policies and Procedures, Membership and Appointment of Chairperson and Alternate Chairperson****File No: S062388****Memorandum by the Chief Executive Officer**

To Council:

The Local Pedestrian, Cycling and Traffic Calming Committee is a statutory committee, established under the Roads Act 1993 and in accordance with administrative procedures required by Transport for NSW (formerly Roads and Maritime Services).

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

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

The Local Pedestrian, Cycling and Traffic Calming Committee is made up of four formal (voting) members as follows:

- one representative of Council (Chairperson or alternate Chairperson);
- one representative of NSW Police;
- one representative of Transport for NSW;
- the local State Member of Parliament (MP) or their nominee;
- one representative of a relevant NSW Government agency (where applicable)\*.

Representatives of NSW Police and State MPs can only vote on matters in their respective command or electorate.

\*The NSW Government agencies are formal (voting) members for matters relating to roads over which they have jurisdiction only (for example, Property NSW / Place Management NSW / Infrastructure NSW). The City of Sydney Council is not a formal (voting) member for these matters.

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

- Transit Systems representative;
- Transport Workers Union representative;
- cycling representative appointed by the Lord Mayor; and
- pedestrian representative appointed by the Lord Mayor.

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

The Local Pedestrian, Cycling and Traffic Calming Committee meets every third Thursday of the month, except in January, at 10.00am. Members of the public can attend and speak to an item on the Local Pedestrian, Cycling and Traffic Calming Committee agenda.

At the Council meeting of 9 September 2019, Councillor Philip Thalys and Councillor Linda Scott were appointed Chairperson and alternate Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee respectively for a term office ending on the day appointed for the next ordinary election of Council.

### **Postponement of Local Government Elections**

In March 2020, the Minister for Local Government announced that the September 2020 local government elections would be postponed to address the risks posed by the Covid-19 pandemic. The Local Government Act 1993 has been amended to confer on the Minister, a time-limited power to postpone council elections.

The official Order under the Local Government Act 1993 deferring the local government election from 12 September 2020 for twelve months was made on 12 June 2020. The NSW Government has announced that the local government elections will be held on 4 September 2021.

Accordingly, given the postponement of the local government election, it is appropriate that Council declare the offices of Chairperson and alternate Chairperson vacant to enable it to appoint a Chairperson and alternate Chairperson for a new term of office commencing immediately and ending on the day appointed for the next ordinary election of Council, currently scheduled to be held in September 2021.

It is also recommended that the Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee as set out in Attachment A to this Memorandum be endorsed and adopted. Minor amendments are proposed reflecting the organisational changes at State government level.



**Recommendation**

It is resolved that:

- (A) the Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee, as contained in Attachment A to the subject Memorandum, be endorsed and adopted;
- (B) the informal (non-voting) representatives to the Local Pedestrian, Cycling and Traffic Calming Committee, as outlined in the subject Memorandum, be endorsed;
- (C) Council declare the offices of Chairperson and alternate Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee vacant effective immediately;
- (D) Council appoint Councillor ..... as the Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee for a term commencing immediately and ending on the day appointed for the next ordinary election of Council; and
- (E) Council appoint Councillor ..... as the alternate Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee, for a term commencing immediately and ending on the day appointed for the next ordinary election of Council.

**MONICA BARONE**

Chief Executive Officer

**Attachments**

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

# **Attachment A**

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

## LOCAL PEDESTRIAN, CYCLING AND TRAFFIC CALMING COMMITTEE

The Local Pedestrian, Cycling and Traffic Calming Committee is a statutory committee, established under the Roads Act 1993 and in accordance with administrative procedures established by **Transport for NSW (formerly Roads and Maritime Services)**.

Chairperson: To be determined

Alternate Chairperson: To be determined

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

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

- City of Sydney Council (Chairperson)
- NSW Police Service
- ~~NSW Roads and Maritime Services~~ **Transport for NSW**
- Local State Members of Parliament or their nominee.
- NSW Government Agencies\*\*

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

\*\*The NSW Government agencies are formal (voting) members for matters relating to roads over which they have jurisdiction only (for example, Property NSW / Place Management NSW / Infrastructure NSW). The City of Sydney Council is not a formal (voting) member for these matters.

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

- ~~Transport for NSW representative~~ **Transit Systems representative**
- Transport Workers Union representative
- a cycling representative appointed by the Lord Mayor and
- a pedestrian representative appointed by the Lord Mayor.

The Chairperson and their alternate shall be determined by Council. The views of informal members are considered but not binding.

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

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

Meetings/Attendance: The Local Pedestrian, Cycling and Traffic Calming Committee generally meets every third Thursday of the month at 10.00am in the Council Chamber, Level 1, Sydney Town Hall, George Street, Sydney. Members of the public are welcome to attend and speak to an item on the Local Pedestrian, Cycling and Traffic Calming Committee agenda. Addresses to the Committee are limited to 3 minutes, but this can be extended at the discretion of the Chairperson. If a member of the public wishes to attend, it is requested that they inform the Committee Secretary in advance on 9265 9648.

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**Item 4.5****Determination of Number of Councillors****File No: X001937****Memorandum by the Chief Executive Officer**

To Council:

Section 224 of the Local Government Act 1993 requires that:

- (1) A council must have at least five and not more than 15 councillors (one of whom is the mayor).
- (2) Not less than 12 months before the next ordinary election, the council must determine the number, in accordance with subsection (1), of its councillors for the following term of office.
- (3) If the council proposes to change the number of councillors, it must, before determining the number, obtain approval for the change at a constitutional referendum.

Council is therefore required by section 224 of the Local Government Act 1993 to determine the number of councillors for the term of office to follow the elections to be held in September 2021.

I am not aware of any reason why Council would wish to increase or decrease the number of councillors.

Accordingly, it is not proposed to take any action in respect of the holding of a constitutional referendum to seek approval for such a change.

On 9 September 2019, Council determined that the number of councillors be maintained at 10 for the following term of office of the City of Sydney Council, commencing in September 2020.

In March 2020, the Minister for Local Government announced that the September 2020 local government elections would be postponed to address the risks posed by the Covid-19 pandemic. The Local Government Act 1993 (the Act) has been amended to confer on the Minister, a time-limited power to postpone council elections.

The official Order under the Local Government Act 1993 deferring the local government election from 12 September 2020 for twelve months was made on 12 June 2020. The NSW Government has announced that the local government elections will be held on 4 September 2021.

As the determination made in 2019 made specific mention of the term of office commencing in September 2020, given the deferral of the local government elections, and the absence of a provision that automatically extends the determination to the new election date, it is considered prudent for a new determination to be made referring to the new date.

**Recommendation**

It is resolved that Council determines that the number of councillors be maintained at 10 for the following term of office of the City of Sydney Council, commencing following the next ordinary local government election.

**MONICA BARONE**

Chief Executive Officer

## **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 are being received and collated by staff.

#### **Recommendation**

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

#### **5.2 Petitions**

##### **(a) Additional Southern Entrance to Erskineville Station**

The Lord Mayor, Councillor Clover Moore, gives notice that, at the meeting of Council on Monday, 21 September 2020, she will table and speak to a petition with the following terms:

The Petition of citizens of New South Wales brings to the attention of the House the rapidly increasing population of Erskineville, particularly in the Ashmore estate development, to the south of Erskineville train station. There is a need for an additional southern entrance to the station to increase accessibility, improve overall journey times, and encourage a greater switch to public transport.

The undersigned petitions therefore ask the Legislative Assembly to recommend the building of a southern entrance to Erskineville station.

#### **Recommendation**

It is resolved that the Petition be received and noted.

## **Item 6**

### **Report of the Corporate, Finance, Properties and Tenders Committee - 14 September 2020**

#### **Item 6.1**

##### **Disclosures of Interest**

Councillor Linda Scott disclosed a significant pecuniary interest in Item 6.4 on the agenda, in that she is President of Local Government NSW. Councillor Scott stated that she would leave the meeting for that item.

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 Committee recommends the following:-

**Item 6.2**

**Investments Held as at 31 August 2020**

It is resolved that the Investment Report as at 31 August 2020 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 Kok, and carried unanimously.)

X020701

The Committee recommends the following:-

### **Item 6.3**

#### **Community Recovery Plan – Financial Support**

It is resolved that Council:

- (A) endorse the continued support for our small business and community and cultural sector until 30 March 2021, including:
  - (i) waiving fees for Health and Building compliance activities;
  - (ii) reviewing rents in conjunction with tenants in City premises for those tenants that require support on a case-by-case basis;
  - (iii) waiving standard contractual terms and return venue booking and banner fees to people and organisations who have booked City of Sydney venues and banners and may then be unable to proceed with their bookings;
  - (iv) waiving footway dining, market permit and filming fees on the grounds of hardship;
  - (v) providing additional rental support for our Accommodation Grant Program tenants and childcare services by waiving all rent; and
  - (vi) allowing recipients to vary their deliverables under existing grants to enable recipients to retain those funds to support the continuing viability of the City's cultural and creative community; and
- (B) extend the term of Delegation 15A of the Delegations to the Chief Executive Officer in relation to entering into any contracts or documentation to allow grant recipients to vary their deliverables under existing grant agreements to 30 March 2021, as shown in Attachment A to the subject report, after which time it will be automatically revoked unless further extended by resolution of Council.

(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.)

X038541

The Committee recommends the following:-

**Item 6.4****External Memberships**

It is resolved that Council receive and note the City's membership of the associations outlined in 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 the Chair (the Lord Mayor), and carried unanimously.)

S076031

The Committee recommends the following:-

**Item 6.5**

**Amendments to the Code of Conduct and Procedures**

It is resolved that Council:

- (A) adopt the City of Sydney Code of Conduct as amended (as shown in Attachment A to the subject report); and
- (B) adopt the City of Sydney Procedures for the Administration of the Code as amended (as shown in Attachment B 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 Miller, and carried unanimously).

X038263

The Committee recommends the following:-

## **Item 6.6**

### **Tender - Structures Maintenance Works**

It is resolved that:

- (A) Council accept the tender offer of Tenderer I for Structures Maintenance Works for a period of three years, with the option of one extension of two years if appropriate;
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contract with Tenderer I referred to in (A) above for the Schedule of Rates detailed in Confidential Attachment B to the subject report and otherwise on the terms acceptable to the City; and
- (C) authority be delegated to the Chief Executive Officer to exercise the option and enter into any documentation required to enter into contract documents associated with the options.

(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.)

X007808

**Item 7**

**Report of the Environment Committee - 14 September 2020**

**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 Environment Committee.

The Committee recommends the following:-

**Item 7.2**

**Project Scope - George Street South Pedestrianisation**

It is resolved that Council:

- (A) endorse the scope of works for the George Street South Pedestrianisation as described in the subject report for progression to detailed design, documentation and construction of works; and
- (B) note that works will not proceed unless and until approval has been obtained under the Roads Act 1993 in relation to the permanent changes to traffic arrangements.

(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.)

X027274

**Item 8**

**Report of the Cultural and Community Committee - 14 September 2020**

**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 Cultural and Community Committee.



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

## **Item 8.2**

### **Ad Hoc Grants and Sponsorship - Festivals and Events - Eora NAIDOC**

It is resolved that:

- (A) Council approve a cash sponsorship of \$30,000 (excluding GST) per year for 2020, 2021 and 2022 to the Eora NAIDOC Community Group under the auspices of Sydney University Settlement for the Eora Inner City NAIDOC Event; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with Sydney University Settlement in respect of the sponsorship referred to in (A) above.

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

X024575

### **Speaker**

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

The Healthy Communities Sub-Committee recommends the following:-

### **Item 8.3**

#### **Draft Child Safety Policy**

It is resolved that:

- (A) Council approve the Draft Child Safety Policy as shown at Attachment A to the subject report;
- (B) Council note that the 2018 Child Protection Policy as shown at Attachment B adopted by the Executive will be rescinded and replaced with the 2020 Policy adopted by Council;
- (C) Council note the obligations of Councillors, as "City Employees", to:
  - (i) conduct themselves appropriately around children while performing duties of their role; and
  - (ii) report known or suspected instances of child abuse; and
  - (iii) report inappropriate behaviour by any City employee; and
- (D) the Lord Mayor note that under the National Redress Scheme the Lord Mayor may be requested to provide a direct personal response if this is requested by a survivor.

(Note – at the meeting of the Healthy Communities Sub-Committee, this recommendation was moved by Councillor Scott, seconded by Councillor Scully, and carried unanimously.)

X027508.012

## **Item 9**

### **Report of the Transport, Heritage and Planning Committee - 14 September 2020**

#### **Item 9.1**

##### **Disclosures of Interest**

Councillor Philip Thalys disclosed a less than significant, non-pecuniary interest in Item 9.3 on the agenda, in that one of the consultants associated with this project has been engaged by Councillor Thalys' practice on an unrelated matter outside of the City of Sydney.

No other Councillors disclosed any pecuniary or non-pecuniary interests in any matter on the agenda for this meeting of the Transport, Heritage and Planning Committee.

##### **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**

**Central Square - Structuring Principles**

It is resolved that Council:

- (A) endorse the indicative approach and indicative staging for Central Square; and
- (B) endorse the continued collaboration with the NSW Government, including Transport for NSW as substantial land owner, towards the implementation of Central Square.

(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.)

S064204.022

The Committee recommends the following:-

### **Item 9.3**

#### **Public Exhibition - Planning Proposal - 187 Thomas Street, Haymarket - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council approve Planning Proposal - 187 Thomas Street, Haymarket, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for gateway determination;
- (B) Council approve Planning Proposal - 187 Thomas Street, Haymarket, as shown at Attachment A to the subject report to public authority consultation and public exhibition in accordance with any conditions imposed under the gateway determination;
- (C) Council seek authority from the Minister for Planning and Public Spaces to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and to put into effect Planning Proposal - 187 Thomas Street, Haymarket;
- (D) Council approve the Draft Sydney Development Control Plan 2012 - 187 Thomas Street, Haymarket Amendment, shown at Attachment B to the subject report for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal - 187 Thomas Street, Haymarket, following receipt of the gateway determination;
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 - 187 Thomas Street, Haymarket Amendment to correct any drafting errors or ensure it is consistent with the Planning Proposal following the gateway determination; and
- (G) authority be delegated to the Chief Executive Officer to prepare a draft planning agreement in accordance with the letter of offer dated 2 September 2020 at Attachment C to the subject report, and the requirements of the Environmental Planning and Assessment Act 1979, to be exhibited concurrently with the Planning Proposal and Draft Development Control Plan for the site.

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

X034468

The Committee recommends the following:-

**Item 9.4**

**Post Exhibition - Amendment to Community Participation Plan - Newspaper Advertisements**

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of the draft Community Participation Plan as shown at Attachment B to the subject report;
- (B) Council approve the draft Community Participation Plan as shown at Attachment A to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to make any minor variations to the draft Community Participation Plan to correct drafting errors prior to the finalisation of the 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.)

X036682

The Committee recommends the following:-

## **Item 9.5**

### **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 and C of the subject report;
- (C) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action as recommended by the City's Investigation Officer at 591 George Street, Sydney as detailed in Attachment B to the subject report; and
- (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 27 Park Street, Sydney as detailed in Attachment C to the subject report.

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

S105001.002

**Item 10****Questions on Notice****Pop-Up Cycleway Monitoring Study**

1. By Councillor Forster

**Question**

At the City's July 2020 Council Meeting, it was resolved that the Chief Executive Officer be requested to commission a cycling, pedestrian and traffic monitoring study to monitor the changes in cycling, pedestrian and traffic uses as a result of the introduction of the new pop up cycleways and progressively update the findings on the City's website.

1. What is the status of the monitoring study?
2. When will findings be uploaded to the City's website?
3. How often will these details be updated?

S129269

**Public Bicycle Racks**

2. By Councillor Forster

**Question**

1. How many public bicycle racks are there in the City of Sydney Local Government Area (LGA)?
2. How many public bicycle racks have been installed within the LGA within the last 12 months?
3. What is the cost of each individual installation?
4. Have any public bicycle racks been removed in the last 12 months? If so at what locations and at what cost?

S129269



## **Embarkation Park**

3. By Councillor Forster

### **Question**

Embarkation Park in Potts Point is open to the public between 6am and 8pm seven days a week.

Why is this park closed and locked up during night time hours?

S129269

## **2020/21 Rate Peg**

4. By Councillor Chung

### **Question**

On 8 September 2020, the Independent Pricing and Regulatory Tribunal announced that Councils will be able to increase the revenue they can collect from rates by a maximum of 2.0 per cent in 2021/22.

The economy of the City of Sydney has been significantly hit by Covid restrictions resulting in job losses, closure of small business, and significantly reduced rentals to landlords, amongst other impacts. The recovery of the economy is expected to take many years.

1. Could the Chief Executive Officer please provide an analysis of how a 2 per cent rate increase will impact our ratepayers and what options there are for full or partial deferral or waiving of rates for 2021/22.
2. What impact would the following options have on the City of Sydney:
  - (a) foregoing the 2 per cent per cent increase in 2021/22;
  - (b) partially increasing rates in 2021/22;
  - (c) deferring a portion of the rate increase over a number of years;
  - (d) hypothecating the rate increase to specific business recovery expenditure;
  - (e) other options that the Chief Executive Officer may consider.

S129268

**Ausgrid Footpath Installation on the Corner of Macleay and Manning Streets**

5. By Councillor Phelps

**Question**

The Ausgrid installation on the footpath on Macleay Street at the corner of Macleay and Manning Streets, Potts Point, was promised to be relocated as part of the Macleay Street upgrades when it was first installed.

Its current location makes it an inconvenient and potentially dangerous obstacle for pedestrians travelling down Macleay Street, particularly for those with mobility issues.

Could the Chief Executive Officer please advise:

1. If the Ausgrid installation on the corner of Macleay and Manning Streets, Potts Point, is still to be relocated as part of the Macleay Street upgrades?
2. If so, what is the expected completion date of these works?

S129272

**Item 11**

**Supplementary Answers to Previous Questions**

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

## Item 12.1

### Notices of Motion

#### **Saving Moore Park**

By Councillor Phelps

It is resolved that:

(A) Council note:

- (i) Moore Park is part of Governor Macquarie's 1811 Sydney Common. As a park that is more than 150 years old, it is older than Centennial Park, and has major national and state heritage value;
- (ii) Moore Park is the largest park close to the City of Sydney and residential areas which have the greatest population density in Australia;
- (iii) especially during the Covid-19 pandemic this open space is vitally important for the physical and mental wellbeing of the community;
- (iv) Moore Park is of considerable environmental and historical significance including the surrounds of Kippax Lake, itself one of the last remnants of Sydney's early water supply, Busby's Bore;
- (v) Moore Park is seriously degraded after decades of on-grass car parking in connection with sporting events at the SCG and SFS and under-investment by the NSW State Government;
- (vi) in 2016, the NSW Government signed off on the Moore Park Master Plan, however it is yet to allocate any funds towards its implementation;
- (vii) the two areas currently used for car parking would provide excellent playing fields for junior and community sport, there being a desperate shortage of such fields in the Sydney metropolitan area; and
- (viii) there is widespread community support for the removal of on-grass car parking from Moore Park and the need for funding of the Moore Park Master Plan; and

(B) the Lord Mayor be requested to write to the Premier, the Hon Gladys Berejiklian MP, and the Minister for Planning and Public Spaces, the Hon Rob Stokes MP, requesting that the NSW Government:

- (i) agree to the permanent removal of event on-grass car parking on the northern section of Moore Park East with immediate effect;
- (ii) announce that car parking on the southern end of Moore Park East will cease by mid-2023 to allow time for the provision of alternative parking and access arrangements;

- (iii) develop and implement a comprehensive plan, based on the Moore Park Master Plan, for the remediation and revitalisation of Moore Park East including the provision of a new junior playing field on the northern section and facilities for community use; and
- (iv) strengthen and formalise links between local communities and the new Greater Sydney Parklands Board and Management to ensure they respond to needs identified by the community.

S129263

## Item 12.2

### Notices of Motion

#### Seabin Project

By Councillor Forster

It is resolved that:

(A) Council note:

- (i) on 28 October 2019, Council unanimously resolved that the Chief Executive Officer be requested to liaise with the NSW State Government and other related agencies to investigate the installation of additional Seabins around the City of Sydney's harbour foreshore, including Darling Harbour for:
  - (a) efficient capture of floating marine litter including micro plastics;
  - (b) high impact visual communication for solutions, awareness and education; and
  - (c) data monitoring of micro plastics, marine litter, surface pollutants and general health of the water table;
- (ii) on 31 July 2020, Councillors were informed via a CEO Update that:
  - (a) the City will liaise with Transport for NSW and Property NSW in relation to the Seabin City Pilot Project and share data on the performance results;
  - (b) collaborating with these agencies and Seabin Project has the aim of sharing and analysing data and considering opportunities for the installation of additional Seabin units; and
  - (c) the City will contact local universities to investigate opportunities for collaboration between the universities, Seabin Project and the City;
- (iii) in July 2020, Seabin Project launched a 12-month Sydney City Pilot Project as the first step in providing a full services Seabin package to the city;
- (iv) the pilot is self-funded by Seabin Project with the goal of obtaining funding and support from a number of key stakeholders;
- (v) the Seabin technology works 24/7 to remove marine debris and surface pollutants, and is managed by environmental technicians using a Pollution Index program to provide measurable impact and community engagement;
- (vi) the environmental technicians will be responsible for the servicing and maintenance of the units, daily marine data entries, engaging with community members and facilitating educational events;

- (vii) during the first month (July) of the Sydney City Pilot Project, Seabin achieved:
  - (a) a community reach of 5.8 million people based in Sydney and NSW;
  - (b) the removal of over 1.16 tonnes of marine debris, the equivalent of covering 28 football fields with plastic bags; and
  - (c) the filtration of 312 million litres of water for microplastics, plastic fibres, oil and more;
- (viii) the Seabin City Pilot Project is a platform to effectively address a range of matters including:
  - (a) accurate and ongoing data collection;
  - (b) visual communication - to be seen to be doing something about community concerns;
  - (c) prevention and waste reduction via behavioural change; and
  - (d) the physical and visual act of cleaning up our waterways;
- (ix) Seabin Project are currently working with Macquarie University and University of Technology Sydney on multiple projects;
- (x) Seabin Project understands the need for data to provide credibility for the self-funded pilot as well as show the impact the pilot has on the health of waterways;
- (xi) self-funding a city pilot is not sustainable in the long-term for Seabin Project but was an important step to commit to; and
- (xii) a number of the City of Sydney's Sustainable Sydney 2030 strategic directions include:
  - (a) a globally competitive and innovative city;
  - (b) a leading environmental performer;
  - (c) sustainable development, renewal and design; and
  - (d) implementation through effective partnerships; and
- (B) the Chief Executive Officer be requested to liaise and collaborate with Seabin Project to identify and investigate ways the City of Sydney can support Seabin's Sydney City Pilot Project and the potential future expansion of the Sydney City Pilot Project.

## Item 12.3

### Notices of Motion

#### Bridge Road Cycleway Safety Audit

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 is having on the local community, including 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 and associated loss of all on street parking spaces; and
- (iii) residents of Bridge Road in Glebe are extremely concerned about the safety of cyclists, pedestrians, motorists and those attempting to access their homes without any ability to stop along Bridge Road. This includes:
  - (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; and
  - (b) congestion down a key arterial road during garbage collection, resulting in the unsafe overtaking of garbage trucks by personal vehicles; and

(B) the Chief Executive Officer be requested to:

- (i) liaise with Transport for NSW to conduct and publish a safety audit regarding the Bridge Road Cycleway, prior to it being completed and open for use. This audit should relate to all aspects of a cycleway in Bridge Road including, but not limited to:
  - (a) whether the cycleway creates unacceptable risks of death or injury for cyclists, pedestrians, motorists or residents;
  - (b) the impact of any such cycleway on residents, including elderly, vulnerable and disabled residents;
  - (c) the effect of any such cycleway on emergency and essential services including but not limited to, garbage removal, water and electricity;



- (d) 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;
  - (e) 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;
  - (f) 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
  - (g) the number of, and reasons, for cyclists using the footpaths on Bridge Road since the installation of the pop-up cycleways; and
- (ii) report back to Council via the CEO Update.

S129263

**Item 12.4****Notices of Motion****Removal of the Bridge Road Pop-Up Cycleway**

By Councillor Forster

It is resolved that:

(A) Council note:

- (i) on 18 May 2020, the Lord Mayor moved a Minute announcing that the NSW Government would be providing \$3,680,000 to deliver six new temporary cycleways in partnership with the City of Sydney, in a number of locations throughout the local government area, including Bridge Road and Pymont Bridge Road (between Lyons Road and Wattle Street);
- (ii) the Lord Mayoral Minute also stated that "public transport with strict social distancing will only accommodate up to 20 to 50 per cent of its 'normal' capacity. More buses and trains are needed to spread the peak on our busiest routes and lines";
- (iii) on 1 June 2020, the NSW Government announced that more than 3,300 extra services would be added to the public transport network across Sydney to temporarily increase capacity for physical distancing and provide more options for customers;
- (iv) on 1 July 2020, following NSW Health advice, the NSW Government announced that public transport capacity would be doubled;
- (v) at the 24 August 2020 Council Meeting during discussions about the effect Covid-19 has had on the Central Business District, the Lord Mayor stated "people have been told not to come back to their office, they haven't come back"; and
- (vi) a professional safety audit was commissioned by residents in the Glebe/Forest Lodge area, at their own cost, that identified at least 20 serious safety issues associated with the Bridge Road pop-up cycleway; and

- (B) the Lord Mayor be requested to write to the Minister for Transport, the Hon. Andrew Constance MP, detailing the serious safety issues associated with the Bridge Road pop-up cycleway and request that it be removed as soon as practicable.

S129260

## Item 12.5

### Notices of Motion

#### Go Native

By Councillor Phelps

It is resolved that:

(A) Council note:

- (i) the City of Sydney is located in a spectacular and unique part of the Sydney basin. The inner city is home to around 365 local native plants and 90 different native bird species;
- (ii) while the City's urban population has grown, the urban biodiversity has been greatly reduced from its original state in the City of Sydney local government area;
- (iii) the City should create areas that celebrate local native plants that thrive in the Sydney region and that create habitats for native fauna;
- (iv) through its Urban Ecology Strategic Action Plan, the City encourages residents to create "habitat gardens," in backyards, on balconies, in common areas, or community spaces like local schools;
- (v) the City of Sydney's Street Tree Master Plan focuses on planting "the right tree in the right location," but the Master Plan does not account for available habitat or assist in the movement of native fauna species between those areas;
- (vi) currently 75 per cent of the City's park trees and 58 per cent of the City's street trees are native. Approximately 30 per cent of plants in the City's park and public domain gardens are native; and
- (vii) there are restrictions on what species can be planted in particularly harsh urban environments, however, the City can continue to improve on its efforts to create lush green spaces which showcase native Australian plant species and provide homes for native animals and birds; and

(B) the Chief Executive Officer be requested to:

- (i) consult with WIRES to compile a list of preferred trees and shrubs for planting in the City of Sydney that creates suitable habitats to enable birds, frogs, lizards, flying foxes, microbats, possums and other small mammals such as bandicoots to successfully survive;
- (ii) use this list in planning considerations and maximising the planting of native flora where possible; and
- (iii) share the list via the CEO Update.

S129263

**Item 12.6****Notices of Motion****Redfern Waterloo Aboriginal Affordable Housing Campaign**

By Councillor Thalís

It is resolved that:

(A) Council note:

- (i) Waterloo is the subject of urban renewal by the State Government;
- (ii) in January 2019, the State Government presented their preferred Master Plan for Waterloo:
  - (a) they proposed 30 per cent social, 65 per cent market and 5 per cent affordable housing;
- (iii) in March 2019, the City released an alternate scheme for Waterloo for which it is seeking funding from the Federal Government:
  - (a) the City's scheme included a mix of social and affordable housing - comprising 50 per cent social, 20 per cent affordable and 30 per cent private market housing; and
  - (b) it substantially increases the number of social and affordable dwellings to address the social and affordable housing crisis;
- (iv) in May 2020, NSW Land and Housing Corporation lodged a planning proposal request for Waterloo South with the City of Sydney;
- (v) Sustainable Sydney 2030 envisages that, by 2030, 7.5 per cent of all housing in the City of Sydney will be affordable housing;
- (vi) access to affordable housing is essential for a diverse, inclusive, cohesive, and economically successful global city;
- (vii) the City of Sydney's City Plan 2036 - City of Sydney Local Strategic Planning Statement and Housing for All - City of Sydney Local Housing Strategy both identify the need for Aboriginal and Torres Strait Islander housing in Redfern/Waterloo in particular, and in the local government area generally;

- (viii) in 2013, the City entered into a deed with the Aboriginal Housing Company which included:
    - (a) the transfer of land on Caroline Lane, Eveleigh Lane and Eveleigh Street Redfern to the Aboriginal Housing Company to facilitate the redevelopment known as the Pemulwuy Project; and
    - (b) the deed was subject to the delivery of affordable housing, childcare, gallery space and public open space;
  - (ix) in April 2016, the City granted \$100,000 to Redfern Legal Centre to support tenants during the redevelopment of the Waterloo Estate;
  - (x) in October 2017, the City granted \$47,980 (excluding GST) to Waterloo Public Housing Action Group to support tenants through their Future Planning Office;
  - (xi) in February 2020, the City granted \$150,000 to St George Community Housing for a shared capacity development project (between St George Community Housing, Bridge Housing and City West Housing) to employ and train a dedicated Aboriginal Affordable Housing Manager to improve access to affordable housing opportunities for Aboriginal and Torres Strait Islander persons in the local area;
  - (xii) the Redfern Waterloo Aboriginal Affordable Housing Campaign advocates for:
    - (a) 10 per cent of all redevelopment on government land in Redfern/Waterloo to be Aboriginal affordable housing; and
    - (b) an increase in Aboriginal social housing in partnership with an Aboriginal community-controlled organisation; and
  - (xiii) an alliance of community organisations has given their support to the Redfern Waterloo Aboriginal Affordable Housing Campaign; and
- (B) Council support the Redfern Waterloo Aboriginal Affordable Housing Campaign.

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**Item 12.7****Notices of Motion****Climate Change and City Electric Vehicle Fleet Outcomes**

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) the City has offset emissions, including fleet emissions, since 2007 and was certified carbon neutral under the National Carbon Offset Standards from 2011;
- (ii) under the Sustainable Sydney 2030 policy the City is committed to reducing carbon emissions by 70 per cent by 2030, which is less than nine and a half years away;
- (iii) battery run Electric Vehicles have zero exhaust emissions at the tailpipe compared to internal combustion engine vehicles;
- (iv) the City recognises both the environmental and economic benefits of electric vehicles and as at April 2019, Council had 19 Electronic Vehicles in its fleet, as well as 37 hybrid cars and 70 hybrid trucks;
- (v) the City's first electric truck, which is a tipper truck and separate to the rubbish truck trial vehicle, has been unfortunately delayed due to Covid but upon arrival will be trialled across a number of business units over the period of one year;
- (vi) Fleet Services have included options for suppliers to respond to all recent (applicable) tenders with electric vehicles;
- (vii) the first fully electric rubbish trucks in Australia were introduced in May 2019 by the City of Casey and in January 2020 an additional several new electronic trucks were added to the City of Casey rubbish collection fleet under the management of WM Waste Management as part of a new waste contract;
- (viii) additional benefits of electric vehicle rubbish trucks is that they are quieter than diesel counterparts;
- (ix) in a disaster and recovery situation such as blackouts the vehicles can be pivoted to act as temporary emergency power;

(B) Council recognise that electric vehicles are a key part of the City of Sydney's demonstration of support for renewable energy as they significantly reduce the Council's environmental footprint and improve the sustainability of residential hard waste collection;

(C) Council further recognise that an electric vehicle fleet as a whole supports future sustainability of the vehicle fleet more generally; and

(D) the Chief Executive Officer be requested to:

- (i) provide an update to Council, at the conclusion of the current trial of one electric vehicle rubbish collection truck including whether it is able to manoeuvre City streets and laneways, has high levels of safety for staff, the economic and carbon reduction benefits and whether the trial truck is quieter than those in use currently, via the CEO Update;
- (ii) should the trial be successful and safe, progress the transition to carbon neutral vehicles, including rubbish collection vehicles, for the City of Sydney to reduce the City's reliance on costly carbon offsets;
- (iii) advise Council whether the current waste removal contract will allow for the introduction of additional electric vehicle rubbish trucks to be introduced to the fleet or whether this will be required to be negotiated as part of the next contract and the year in which this tender will be released, via the CEO Update.

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## **Item 12.8**

### **Notices of Motion**

#### **City Community Engagement for State Significant Precincts**

By Councillor Scott

It is resolved that:

- (A) Council note:
  - (i) the NSW Government has announced State Significant Precincts in Pyrmont, around Central Station, and in a range of other City of Sydney areas; and
  - (ii) State Significant Precincts do not allow for positive engagement with City of Sydney communities to create a vision for the future of these places;
- (B) on the basis of the City's successful community engagement strategies, the Chief Executive Officer be requested to outline a community engagement program to allow City communities opportunities to have a voice in the State Significant Precincts, including Pyrmont/Ultimo and the communities around Central Station redevelopment, including Chippendale; and
- (C) the Lord Mayor be requested to write to the NSW Planning Minister seeking a commitment to ensure the voice of City communities will be considered during any rezoning or planning approvals in State Significant Precincts in the City of Sydney.

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