

26 July 2021

At 5.00 pm

Council

Agenda

1. **Confirmation of Minutes**
2. **Disclosures of Interest**
3. **Minutes by the Lord Mayor**
 - 3.1 Vale John Hayward Mant AM
 - 3.2 Blackwattle Bay Redevelopment
 - 3.3 Infrastructure Contributions
4. **Memoranda by the Chief Executive Officer**
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 30 June 2021
 - 6.3 Public Exhibition - Naming Proposal - Dr Margaret Harper Avenue
 - 6.4 Lease Approval - Part Ground Floor and Part Forecourt, Customs House, 31 Alfred Street, Sydney
 - 6.5 Draft Project Development Deed - Green Square Town Centre Integrated Community Facility and School
 - 6.6 Transport for NSW - Light Rail - Section 29 Land Acquisition Agreement and Land Transfers to the City
 - 6.7 Exemption from Tender - Renewable Gas Certification Pilot
 - 6.8 Cancellation of Tender - Sustainability Programs - Panel of Suppliers
 - 6.9 Property Matter (Confidential)

Agenda

Economic Development and Business Sub-Committee

- 6.10 Grants and Sponsorship - Commercial Creative Business Events 2021, 2022 and 2023

7. Report of the Environment Committee

- 7.1 Disclosures of Interest
- 7.2 Post Exhibition - Environmental Strategy 2021-2025
- 7.3 Post Exhibition - Greening Sydney Strategy
- 7.4 Project Scope - Harry Noble Reserve Playground, Erskineville
- 7.5 Knowledge Exchange Sponsorship - 2021 Impact X Climate Growth Sydney Summit Sponsorship

8. Report of the Cultural and Community Committee

- 8.1 Disclosures of Interest

Healthy Communities Sub-Committee

- 8.2 Revised Project Scope - Pyrmont Community Centre Upgrade

9. Report of the Transport, Heritage and Planning Committee

- 9.1 Disclosures of Interest
- 9.2 Public Exhibition - Planning Proposal – Botany Road Precinct – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment
- 9.3 Public Exhibition - Planning Proposal - Enterprise Area Review - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

10. Support for Our Community - 2021 Lockdown Response

11. Questions on Notice

12. Supplementary Answers to Previous Questions

Agenda

13. Notices of Motion

- 13.1 State Government Changes to Bus Routes
- 13.2 Meanwhile Use of Student Housing for Transitional Housing and Crisis Accommodation
- 13.3 Closing the Gap
- 13.4 Disability Access Hollis Park
- 13.5 Save Laurel Tree House
- 13.6 Illegal Dumping in Darlinghurst
- 13.7 Fenced Off-Leash Dog Exercise Area
- 13.8 Legal Matters Quarterly Update
- 13.9 Parking Assessment for Hansard Street, Zetland
- 13.10 City Architect and Landscape Architect Works Heritage Study
- 13.11 Local Health District Representative on the Local Pedestrian, Cycling and Traffic Calming Committee
- 13.12 Signing on to the Better Futures Australia Declaration
- 13.13 Property Development
- 13.14 Walkability Metrics
- 13.15 Paddington Reservoir

Item 1

Confirmation of Minutes

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

Meeting of 28 June 2021

Item 2

Disclosures of Interest

Pursuant to the provisions of the Code of Meeting Practice – May 2019 and the Code of Conduct – May 2019, 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 3.1**Vale John Hayward Mant AM****File No: S051491****Minute by the Lord Mayor**

To Council:

I wish to inform Council of the passing of former City of Sydney Councillor John Hayward Mant AM on Saturday 10 July 2021.

John's term as a Councillor between 2012 and 2016, was his penultimate contribution to a meritorious life of public service that embraced the law, politics, urban planning and public administration and was guided by a lifelong commitment to good governance and social justice.

John was born on 20 October 1936 in Sydney, the youngest child of John Francis and Helen Mant. He would later claim to be one of the "lucky ones", born when the depression was coming to an end, but too young for World War II and Korea and too old for Vietnam.

His father, a solicitor, served as a lieutenant colonel and chief legal officer in the Australian Army during World War II and was a founding and active member of the Liberal Party of Australia. His mother Helen was a kindergarten teacher and the daughter of Justice John Harvey, former Chief Justice in Equity and foundation Chair of Cranbrook School.

After completing his secondary schooling at Cranbrook, John fulfilled his parents' expectations by enrolling in Arts/Law at Sydney University. His contemporaries included Clive James, Richard Walsh and Bruce Beresford. With his childhood friend the late Ken Horler, he became actively involved in the Sydney University Players as its administrator and business manager working with director/producer Leo Schofield and the young actor John Bell, among others. A few years later he was among the many volunteers who helped convert a former stables into the Nimrod Street Theatre in Kings Cross.

After graduating in law in 1963, he worked in his father's law firm, Davenport & Mant (now part of Phillips Fox) from 1964 to 1971. In the mid-1960s, many of his university circle, among them Clive James and Germaine Greer, moved to London to escape the Menzies years to build new lives and careers. John joined them, but unlike them, returned home to drive change.

He was already moving away from the conservatism of his upbringing.

In 1966, he made his first foray into electoral politics, standing as a Liberal Reform Group candidate for the electorate of St George, initiated by Gordon Barton to oppose conscription and Australia's involvement in the Vietnam war. Following that election, he recognised only a change of government would achieve the reforms he believed were necessary.

He had also discovered his great personal and professional passion, urban planning, leading to his completing a Diploma in Town and Country Planning and joining the National Capital Development Commission in Canberra as a Town Planner. In his private time, he worked with friends and colleagues developing policies for Labor's urban affairs spokesperson, Tom Uren and its leader Gough Whitlam.

After the Whitlam Government was elected on 2 December 1972, John was seconded to Uren's personal staff. As preparation for this he attended the first meeting of the Whitlam Cabinet, a duumvirate comprising Whitlam and his Deputy, Lance Barnard. He later recalled it was an "amazing afternoon" in which a raft of decisions were made including recognising China, ending Australia's involvement in Vietnam and conscription and "a raft of planning matters, urban matters".

John remembered the Whitlam years as extraordinary and extremely turbulent, in which there was a desperate need to "get things done" and only a short time to do them. In early 1975, after serving two years as Assistant Secretary of the Department of Urban and Regional Development, he became Whitlam's private secretary. He was still in this position on 11 November 1975, the day Whitlam was sacked as Prime Minister.

A distinguished career in planning and public administration followed, which took him to Adelaide, Perth, Melbourne, India, Vietnam and Mongolia. He served as South Australia's Director-General of the Department of Housing, Urban and Regional Affairs during Don Dunstan's years as Premier, acting Town Planning Commissioner in Western Australia, served on Paul Keating's Urban Design Task Force and pioneered placemaking and place-based planning in Fairfield and Warringah. In India, he encouraged the representatives of many small villages to adopt comprehensive urban planning approaches. He served as Assistant and Acting Commissioner of the NSW Independent Commission Against Corruption in 1994.

In between he returned to the law, being admitted to the bar in the early 1980s and working as a solicitor at Phillips Fox from 1987 to 1993, working across NSW, Victoria and WA. It was during these years he took on two of his most significant projects, an inquiry into the NSW Department of Housing, and rewriting and modernising the NSW Local Government Act with Julie Walton.

He was most proud of his work on the social housing inquiry. It led to the management of social housing in NSW shifting away from architects and engineers to on-the-ground staff including social workers. His interest in housing continued with his involvement in Common Equity NSW, the not-for-profit holding company for NSW cooperative housing organisations Aboriginal Housing Trust.

Underpinning his work on the Local Government Act was his strong belief that democratically elected councils should be the government for their areas and not just glorified body corporates concerned only with rates, roads and rubbish. John's and Julie's reforms enabled councils to fulfill this role with more effective management systems and greater transparency.

John had direct experience of these reforms when he served as City of Sydney Councillor between 2012 and 2016. It was a natural extension of his professional and intellectual interests and his active involvement in the Paddington Society and other community organisations.

His advice and contributions to Committees and Council was immensely invaluable and I know Councillors on both sides of the table appreciated his insight, expertise, experience and good humour.

While John was a visionary advocating significant reforms, he also recognised the importance of the small things. One example was his championing the need for a coffee shop as part of our award winning Green Square Library. John saw these as important informal spaces where people can meet and enjoy each other's company. John made good use of this coffee shop when he moved into an apartment just behind the library in the last years of his life.

John didn't stop after he left Council in 2016. Over the last two years of his life he directed his energy and intellect to planning reform in NSW, collaborating with Michael Neustein in writing a proposal for a NSW Better Places Act. This proposal embodied John's core belief that planning should be directed towards creating places for people and not be focussed on individual developments and colour coded maps.

I hope these and many other of his ideas live on and be John's continuing legacy.

They embody John's personal philosophy which he succinctly summarised as: "If there's something wrong, do something about it."

Recommendation

It is resolved that:

- (A) all persons attending this meeting of Council observe one minute's silence to commemorate the life of former Councillor John Hayward Mant AM and his significant contribution to planning, the urban environment, good governance and social justice;
- (B) Council express its condolences to John's daughter Julia, his son Jim, his stepdaughter Robbie and his granddaughters Vivienne and Minka; and
- (C) the Lord Mayor be requested to convey Council's condolences to John's family. Vale John Hayward Mant AM.

COUNCILLOR CLOVER MOORE

Lord Mayor

Item 3.2

Blackwattle Bay Redevelopment

File No: S051491

Minute by the Lord Mayor

To Council:

For decades, The Blackwattle Bay Precinct (previously known as The Bays Market District) has been investigated by the NSW Government for its urban renewal potential.

But there is much to be concerned about the release of Infrastructure NSW's State Significant Precinct Study and proposed planning controls for redevelopment of the existing Sydney Fish Markets site and adjoining properties, which are currently on public exhibition until 20 August 2021.

Spanning approximately 10.4 hectares, the redevelopment area includes both public and privately-owned land (which includes the Hymix concrete batching plant), along the Blackwattle Bay waterfront up to the Anzac Bridge.

The Proposal

Acting as the NSW Government's developer, Infrastructure NSW is seeking the approval of the Minister for Planning and Public Spaces to change the City's planning controls to allow towers up to 156 metres (45 storeys) in height with new zoning that permits residential development in this location for the first time.

This wall of towers built adjacent to the Western Distributer will cast excessive shadows on the future public domain and waterfront. It may even cast shadows on the solar panels of the new Fish Markets' roof, or onto existing and future parks.

I support revitalising Blackwattle Bay to deliver a vibrant and sustainable place that maintains public access to Sydney's iconic harbour that will help stimulate the economy and aid our recovery from Covid-19.

However, this is already a densely populated area. Any new development should be sensitive to and enhance the character of Pyrmont and prioritise employment growth with clear public benefits. Re-opening of the Glebe Island Bridge cannot be left to deteriorate anymore and should also be incorporated as part of this plan.

Equally concerning about this proposal is that Infrastructure NSW is also asking the Minister to:

- Declare Blackwattle Bay a "public authority precinct" like Barangaroo and Darling Harbour. That means future public domain areas would be designed, delivered, managed, and controlled by the NSW Government outside normal planning processes, even if the development is completed and owned by private interests.
- Make changes to multiple State Environmental Planning Policies (SEPPs) and Sydney Regional Environmental Plans (SREPs) to allow, amongst other things, the design and delivery of open space and public domain to be exempt development, requiring no approvals and public consultation.

- Declare any subsequent development applications with a value of more than \$10 million as 'state significant'. This would mean that future private developers would be excused from important processes and scrutiny that would normally occur if an application was assessed by the City of Sydney.
- Seek to avoid the City's long-standing design excellence requirements and propose an adequate response to affordable housing.
- Postpone identifying what infrastructure will be provided to support the redevelopment until after the planning controls are changed, which is unlike what is expected of every other developer.

I am also concerned that plans for the redevelopment of Blackwattle Bay are proceeding before work is completed on the Pyrmont Peninsula Place Strategy.

Consultation

The package of information currently on public exhibition includes over forty technical studies on which the City, agencies and the community are invited to provide comment.

On 6 July 2021, I wrote to the Minister asking for the public exhibition period to be extended until 10 September 2021. This would allow time for the community to more thoroughly review the proposal and give feedback to the Department of Planning, Industry and Environment.

Disappointingly, the Minister has extended the public exhibition period by just two weeks, until 20 August 2021. This leaves very little time for the City to share its analysis with the community and to encourage residents and businesses to make their own submission.

Recommendation

It is resolved that:

(A) Council note:

- (i) the NSW Governments' State Significant Precinct Study and proposed planning controls for the redevelopment of Blackwattle Bay has been released for public consultation;
- (ii) following a written request by the Lord Mayor, the Minister for Planning and Public Spaces granted a two-week extension to the public exhibition period until 20 August 2021;
- (iii) there are significant concerns about the scale of the proposal and resultant amenity impacts on the existing character of Pyrmont and the communities that live and work there;
- (iv) there are also serious concerns about requests being made by Infrastructure NSW to:
 - (a) declare Blackwattle Bay as a public authority precinct meaning future public domain areas would be designed, delivered, managed, and controlled by the NSW Government even if the development is completed and owned by private interests;

- (b) make changes to multiple state planning policies to allow the design and delivery of open space and public domain to be exempt development, requiring no approvals or public consultation processes;
 - (c) declare any subsequent development applications with a value of more than \$10 million as 'state significant' meaning that future private developers would be excused from important processes and reviews that would normally occur if an application was assessed by the City of Sydney;
 - (d) avoid the City's long-standing design excellence requirements and propose an adequate response to affordable housing; and
 - (e) postpone identifying what infrastructure may be required to support the redevelopment until after the planning controls are changed; and
- (v) the proposal for the redevelopment of Blackwattle Bay is proceeding before strategic planning work has been completed to guide growth and change under the Pymont Peninsula Place Strategy;
- (B) the Chief Executive Officer be requested to:
- (i) prepare a submission on the State Significant Precinct Study and proposed planning control changes for Blackwattle Bay to the Department of Planning, Industry and Environment that identifies and strongly opposes redevelopment that is out of keeping with the character of Pymont, that does not protect and maintain high quality access to the Harbour foreshore and that is without clear public benefits;
 - (ii) undertake a design review for the consideration of Council via the CEO Update identifying improvements that can be made to this renewal project; and
 - (iii) before the submission deadline, share the City's key concerns about the proposal to community and business leaders from The Bays Precinct to inform their submissions to the Department of Planning, Industry and Environment; and
- (C) the Lord Mayor be requested to write to the NSW Premier and the Minister for Planning and Public Spaces about Council's concerns with the proposal for Blackwattle Bay outlined in (A) above.

COUNCILLOR CLOVER MOORE

Lord Mayor

Item 3.3

Infrastructure Contributions

File No: S051491

Minute by the Lord Mayor

To Council:

The City of Sydney strongly opposes the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021 that was introduced in June 2021 as part of the budget legislation with no public consultation or detail and that will radically change the way local infrastructure is planned, funded and delivered.

This Bill is an attack on the living conditions and amenity of the people of New South Wales. Currently, we have a system where developer contributions are used by councils to provide community infrastructure in the areas where development occurs.

This Bill will have far-reaching consequences, including in the City of Sydney, which hosts over 1.3 million people each day and generates over 20 per cent of the State's economy.

The proposed changes would see developers pay up to half their contributions to the State Government instead of councils, to spend on opaquely defined "regional" infrastructure.

Sydney's success over the last two decades, and its future success, depends very much on what the city does to make it liveable, workable and a desirable destination for global companies.

The changes risk curtailing our ability to deliver the infrastructure essential to supporting Australia's global city, which is a major contributor to the State economy. Infrastructure contributions from developers should be spent locally. Developer contributions should be spent on infrastructure that relates to the development of the local neighbourhood.

It is critical to delivering parks, open spaces, community facilities, roads and footpaths. The bill filches funding from the areas of greatest infrastructure need and puts it into a pot that can be disbursed anywhere, with little or no accountability on where or what it is spent on.

To compensate, the State Government has said it will allow councils to charge higher rates. This is blatant cost shifting and could seriously impact the ability of councils to provide vital improvements to neighbourhood amenity associated with development.

This could result in urban blight or councils having to raise rates to provide essential infrastructure to improve neighbourhoods, where development occurs.

Regardless, our communities will be far worse off.

Based on the information in the Bill, there is no requirement for a clear plan for the allocation of regional contributions and no commitment to transparent reporting on how they are spent.

In effect, the State Government is proposing to take infrastructure dollars from each community, and in the City of Sydney's case one of Australia's densest communities with rapidly changing needs, with no guarantee the money would be spent on infrastructure to support those neighbourhoods.

Developers will also be granted a "payment holiday", to delay contributions until after construction is completed. Infrastructure will inevitably lag behind new development and people will be moving into homes without adequate associated civic improvements for access, safety, and amenity.

It is clear that councils will be significantly worse off financially and the ultimate cost will be borne by ratepayers who will lose the benefits of adequate infrastructure or will have to pay for it through significant rate increases.

We have not yet seen the detail but what we do know from the NSW Productivity Commission Report is that the State may take half of our development infrastructure contributions. For the City that is estimated to be lost revenue of at least \$35 million a year – or \$350 million over our 10-year long term financial plan. To make this up in rates revenue, the City would need to raise rates by 13 per cent per year instead of the annual increase stipulated by rate pegging for all local councils – usually around 2 per cent.

Of the \$1.57 billion allocated towards new infrastructure in the City's current 10-year capital works program, around \$400 million is currently budgeted through development contributions. A 50 per cent reduction puts significant projects at risk. We would have to plead to the State Government to fund critical flood mitigation, essential new sport facilities to meet population growth, or planned park and playground upgrades.

As it is, the State Government is still playing catch-up on delivering essential state services in the City, despite having collected an estimated \$11 billion in stamp duty from our local government area since 1994. If the State Government wants to establish a regional infrastructure fund, that should be funded from its own revenue sources, such as stamp duty, rather than robbing local government revenue.

This is nothing short of a State Government tax rise by stealth – using local government as its proxy. It also robs developers of the valuable contributions they make to support the areas they're building in, diverting money to fund State Government infrastructure in other areas of Sydney.

At its core, the Bill represents a diffusion of valuable infrastructure funding from areas of greatest infrastructure demand, putting the financial viability of local councils at risk with no discernible benefit to either the community or industry, and no likely improvement to housing affordability.

The Bill has been nefariously introduced in the middle of a major crisis, and on the eve of pre-Local Government election caretaker period.

Recommendation

It is resolved that:

- (A) Council note:
 - (i) the City's submission to the Parliamentary Inquiry on the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021; and
 - (ii) on 16 July 2021, the Lord Mayor and Chief Executive Officer gave evidence at the Parliamentary Inquiry into the proposed Bill in relation to the City's serious concerns with the draft legislation;
- (B) Council endorse calls for the NSW Government to not proceed with the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021; and
- (C) the Lord Mayor be requested to write to the Premier and Minister for Planning and Public Spaces seeking them to withdraw the Environmental Planning and Assessment Amendment (Infrastructure Contributions) Bill 2021.

COUNCILLOR CLOVER MOORE

Lord Mayor

Item 4

Memoranda by the Chief Executive Officer

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

Item 5

Matters for Tabling

5.1 Disclosures of Interest

Disclosure of Interest returns that have been lodged in accordance with the City of Sydney Code of Conduct 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) New Public Square at Waterloo, Fitzroy and Corben Streets, Surry Hills

Councillor Scully gives notice that, at the meeting of Council on Monday, 26 July 2021, she will table and speak to a petition (with 16 households in support) with the following terms:

Further to your letter August 13, 2020, and with the help of neighbour Tara Morice, we have sought a community response to our vision of creating a new public square by part road closure of Fitzroy Street.

The plan and artist's sketches were letter box dropped to 20 households in the immediate area of the intersection of Waterloo, Fitzroy, Little Riley and Corben streets, and a further number were distributed by email.

A summary of replies is attached, with many supportive, and with comments to consider. We consider there is sufficient local support to encourage the Council to pursue this proposal.

The basis of our original concepts for this area was the local community street gardens created by the local residents and my proposal to remove as many bins as possible from the heritage streetscape. We consider that this local community pride should be supported by this endeavour.

(b) Request for Upgrade Lighting off the Paths at Joynton Park and Review of the City's Current Lighting Code

Councillor Scott gives notice that, at the meeting of Council on Monday, 26 July 2021, she will table and speak to a petition (containing 134 signatures) with the following terms:

Petitioners request that the City of Sydney upgrade lighting off the paths at Joynton Park and review the City's current lighting code to ensure that it provides for a safe community for all.

(c) Paddington Reservoir

Councillor Scott gives notice that, at the meeting of Council on Monday, 26 July 2021, she will table and speak to a petition (containing 76 signatures) with the following terms:

I am on a sub-committee representing the owners and residents of Paddington Central Apartments (47 apartments). We are writing to you to ask for additional signage and patrols in the Paddington Reservoir Gardens as per the following:

1. Drones prohibited
2. No amplification
3. Please respect our neighbours and others enjoying the park by keeping noise to a minimum

As you are probably aware, the Paddington Reservoir Gardens is completely unique in terms of attraction, its proximity to residents just metres from the reserve, and the acoustics, amplifying even just general chatter much louder than that of normal parks.

In particular, we are having specific problems, especially on weekends, with the issues described below which are all violating our right to “quiet enjoyment” of our homes:

1. Amplification of music from photographers and people filming dance routines for tik tok
2. Loud cheering and screaming from large bridal parties, encouraged by wedding photographers. This is particularly bad in peak wedding season (from September to May) where there can be up to 5 bridal parties taking over the western chamber at any one time, sometimes up to 20 bridal parties in the space over a few hours.
3. Illegal drone usage – mostly by wedding photographers

The conditions sign at the Strong Memorial Reserve include words to the effect of “no amplification” and “please respect our neighbours by keeping noise to a minimum”. Does that CoS have a policy or protocol governing the use of sound equipment applicable to a park like the Paddington Reservoir in terms of acoustics and proximity to residents?

Given the attraction of the Reservoir to wedding photographers who insist on using drones, we believe additional signage regarding drones is also required and appropriate. The rules for flying drones according to the Civil Aviation Safety Authority indicate that drones would not be permitted in a park such as the Paddington Reservoir given that other people and residents are always within 30 metres.

Please note that we don't want to stop people using the park, and we accept a certain level of background noise (which is already amplified due to the acoustics), but since the start of Covid-19 our right to “quiet enjoyment” has been completely violated and the trend is getting worse. People are increasingly working from home with work hours becoming less defined.

Hopefully additional appropriate signage, and additional ranger patrols, will be a great start for the residents being able to regain their “quiet enjoyment” which is their right.

(d) Love Letters to KU Laurel Tree House

Councillor Scott gives notice that, at the meeting of Council on Monday, 26 July 2021, she will table and speak to a petition (containing 33 testimonials) with the following terms:

The “love letters” that follow were written by Laurel Tree House parents and children past and present, in response to the news that KU Children’s Services intend to close the KU Laurel Tree House Children’s Centre at the end of 2021. This incredibly disappointing decision was triggered by notification from the landlords (the Land and Housing Corporation) of their intent to sell the property at 61 Arundel St, Glebe, where Laurel Tree House has nurtured and educated generations of children for nearly 40 years. These testimonials were collected by members of the “Save Laurel Tree House Parents’ Action Group” with the encouragement of Councillor Linda Scott, whose support, and that of Jamie Parker MP, we very gratefully acknowledge.

Our stories speak to the enormous, positive difference that the Laurel Tree House team has made in our lives, demonstrating what will be lost when KU close the doors at Laurel Tree House.

These are stories about children. Children welcomed and valued. Children treated with unflinching kindness and respect. Children happy and thriving, paid attention to and loved. Children forming friendships. Children exploring the world through play. Children given the best start in life – growing and learning to become strong, independent, curious, inquisitive, self-motivated and active participants in the world. All of this thanks to the hard work, skill and dedication of the wonderful team at KU Laurel Tree House and the highest quality early learning experience they deliver.

They are also stories about families and family wellbeing. Families helped and families heard. Families shown true generosity and care. Expat families and isolated families, families struggling with the bewildering demands of new babies and of caring for little people growing in the world, women returning to the workforce – all of supported in our lives, in our professions, and as parents because the KU Laurel Tree House team was there for us as for our children.

KU Laurel Tree House is much more than a building in need of maintenance, much more than small centre offering too few “places” to be worth saving. It is a team of caring, professional women all doing an amazing job guided by Sharmila’s expert and committed leadership. It is a shining example of just how great – just how transformative – an early childhood education centre can be. It is a foundation for our children’s lives and futures, and for our own. It is a community in the best and fullest sense of the word. For many of us and for our children, it is a second family. We value it beyond words. For our children, and for future generations, it must not be allowed to close.

Recommendation

It is resolved that the Petitions be received and noted.

S044250

Item 6**Report of the Corporate, Finance, Properties and Tenders Committee - 19 July 2021****Item 6.1****Disclosures of Interest**

Councillor Linda Scott made the following disclosures:

- a less than significant, non-pecuniary interest in Item 6.6 on the agenda, in that Mr Graham Brecht made a non-reportable donation to the City of Sydney Labor team in 2016 of \$100, and has also previously been a candidate for the Labor team for the City of Sydney Council. Councillor Scott stated that Mr Brecht has resided in a property adjacent to Edie Ward Park, but has not met or spoken with her about this item.
- a less than significant, non-pecuniary interest in Item 6.6 on the agenda, in that she has received representations from residents of Olivia Gardens, the property that was forcibly acquired by the State Government, regarding Wimbo Park and the surrounding areas in the past.

Councillor Christine Forster disclosed a pecuniary interest in Item 6.7 on the agenda, in that she is employed as the Senior Media Advisor in the Corporate Affairs department of Woodside Energy, the largest Australian natural gas production company. Councillor Forster stated that she would not be participating in the vote on this 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 Corporate, Finance, Properties and Tenders Committee recommends the following:

Item 6.2

Investments Held as at 30 June 2021

It is resolved that the Investment Report as at 30 June 2021 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

Item 6.3**Public Exhibition - Naming Proposal - Dr Margaret Harper Avenue**

The Corporate, Finance, Properties and Tenders Committee decided that consideration of this matter shall be deferred to the meeting of Council on 26 July 2021.

Following the Corporate, Finance, Properties and Tenders Committee, Item 6.3 was withdrawn in order to further consider the matters raised.

X082506

Speakers

Ms Yvonne Weldon (Chair – Metropolitan Local Aboriginal Land Council) and Mr Nathan Moran (Chief Executive Officer – Metropolitan Local Aboriginal Land Council) addressed the meeting of the Corporate, Finance, Properties and Tenders Committee on Item 6.3.

The Corporate, Finance, Properties and Tenders Committee recommends the following:

Item 6.4

Lease Approval - Part Ground Floor and Part Forecourt, Customs House, 31 Alfred Street, Sydney

It is resolved that:

- (A) Council approve the granting of a five-year lease with a five-year option to AVC Operations Pty Limited for Part Ground Floor and Part Portico Customs House, 31 Alfred Street, Sydney;
- (B) Council approve the granting of a five-year licence to AVC Operations Pty Limited for the eastern and western parts of the Customs House Forecourt area; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the terms of the lease and licence in accordance with Confidential Attachment A to the subject report.

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

S099079

The Corporate, Finance, Properties and Tenders Committee recommends the following:

Item 6.5

Draft Project Development Deed - Green Square Town Centre Integrated Community Facility and School

It is resolved that:

- (A) Council note the previous approval in December 2017 to enter into a Project Development Deed with the NSW Department of Education, the changes since made, and the need to approve an amended Deed;
- (B) Council approve a Project Development Deed with the NSW Department of Education for the Green Square Town Centre Integrated Community Facility and School substantially on the terms contained in Confidential Attachment C to the subject report;
- (C) authority be delegated to the Chief Executive Officer to negotiate, finalise and execute the Project Development Deed with the NSW Department of Education for the Green Square Town Centre Integrated Community Facility and School, noting that the final Deed must be substantially in accordance with the document contained at Confidential Attachment C to the subject report; and
- (D) Council note that if the terms contemplated by (B) above are changed, Council approval will be required for those changes.

(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.)

S100177.012

The Corporate, Finance, Properties and Tenders Committee recommends the following:

Item 6.6

Transport for NSW - Light Rail - Section 29 Land Acquisition Agreement and Land Transfers to the City

It is resolved that Council:

- (A) note that the City and Transport for NSW have agreed that no compensation will be payable under the Land Acquisition (Just Terms Compensation) Act 1991 for land or property interests acquired by Transport for NSW for the CBD and South East Light Rail Project;
- (B) note that Transport for NSW have agreed to transfer land surplus to the CBD and South East Light Rail for no consideration to the City;
- (C) in respect of 'Eddie Ward Park', corner of Marlborough and Devonshire Streets, Surry Hills, endorse:
 - (i) Transport for NSW acquiring proposed Lot 2 in, plan of acquisition, Deposited Plan 1260627 (Acquisition Land) from the City pursuant to section 29 of the Land Acquisition (Just Terms Compensation) Act 1991;
 - (ii) Transport for NSW dedicating to the City as Public Road proposed Lots 11 and 12 in, plan of subdivision, Deposited Plan 1266757 (Compensation Land); and
 - (iii) the pre-existing easements over proposed Lot 12 in Deposited Plan 1266757 for electricity and water;
- (D) in respect of 'Wimbo Park', Surry Hills, endorse:
 - (i) Transport for NSW acquiring the following land from the City pursuant to section 29 of the Land Acquisition (Just Terms Compensation) Act 1991:
 - Part 560-576 Bourke Street, Surry Hills, being community land shown as proposed Lot 2 affecting Lots 6 and 7 in Deposited Plan 456577, (Acquisition Land);
 - Part of Olivia Lane, being road and shown as proposed Lot 4, (Acquisition Land); and
 - Part of Parkham Place being road and shown as proposed Lot 5, (Acquisition Land);
 - (ii) Transport for NSW:
 - transferring land forming part of 3 Olivia Lane and part 625-629 South Dowling Street, Surry Hills being proposed Lots 2, 3, 4, 5, 6 and 8 in the proposed plan of subdivision (PPN 1272206) being part of Lot 10 in Deposited Plan 817603 and Lot 12 in Deposited Plan 1194942 for community purposes (Compensation Land); and
 - dedicating as road, pursuant to the Roads Act 1993, and forming part of 3 Olivia Lane, proposed Lot 9 at the corner of Parkham Place and Nobbs Lane and proposed Lot 10 at the corner of Parkham Lane and Parkham Place in the proposed plan of subdivision of Lot 10 in Deposited Plan 817603 and Lot 12 in Deposited Plan 1194942 (Compensation Land);

- (iii) the grant by the City of a 25-year licence for carparking to South Eastern Area Health Service over proposed Lots 4,5 and 6 in proposed plan of subdivision(PPN.1272206) as part of the conditions inherited from Transport for NSW from the Sydney Light Rail Project consent; and
 - (iv) the grant of various easements benefitting Transport for NSW as described within the report for the purpose of the Sydney Light Rail Project;
- (E) in respect of 'Anzac Parade', Moore Park endorse:
- (i) Transport for NSW acquiring from the City a stratum below part of Anzac Parade, Lot 2 in Plan of Acquisition, Deposited Plan 1266334 pursuant to section 29 of the Land Acquisition (Just Terms Compensation) Act 1991 (Acquisition Land); and
 - (ii) Transport for NSW dedicating as road, pursuant to the Roads Act 1993, proposed Lots 5 and 6 in the proposed plan of subdivision (PPN 1271476) being part of Lot 2 in Deposited Plan 739594 (Compensation Land);
- (F) delegate authority to the Chief Executive Officer to finalise the negotiation of any terms and conditions of the Section 29 Land Acquisition Agreement and Land Transfer Agreements and any other documents required to support these transactions, and to execute any documentation necessary to give effect to the transactions approved by these resolutions;
- (G) endorse the proposed resolution: 'It is resolved to classify the City acquired property being a subdivision of Lot 10 in Deposited Plan 817603 and Lot 2 in Deposited Plan 1194942, and further described as proposed Lots 2, 3, 4, 5, 6 and 8 in proposed plan of subdivision no.1272206, as operational land in accordance with section 31 of the Local Government Act 1993' be publicly notified for a period of 28 days prior to or following the completion of the acquisition; and
- (H) note that a further report, to inform the outcomes of public notification and recommendation on land classification, will follow any notification period.

(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.)

X081018

Item 6.7**Exemption from Tender - Renewable Gas Certification Pilot**

The Corporate, Finance, Properties and Tenders Committee decided that consideration of this matter shall be deferred to the meeting of Council on 26 July 2021.

Officer's Recommendation

The officer's recommendation to the Corporate, Finance, Properties and Tenders Committee was as follows –

It is resolved that:

- (A) Council endorse entering into discussions with Jemena Limited, Sydney Water and other relevant related parties under a non-binding Memorandum of Understanding to investigate the City's participation in a Renewable Gas Certification Pilot;
- (B) Council approve an exemption from tender to enter into an agreement with Jemena Limited, Sydney Water or appropriate related entities in relation to the Renewable Gas Certification Pilot for a timeframe that will be determined during implementation of the Memorandum of Understanding;
- (C) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
 - (i) the Renewable Gas Certification Pilot is a unique inter-industry partnership which cannot be replicated and hence there are no other suppliers which can offer a similar competitive / reliable alternative; and
 - (ii) there are no other suppliers currently, so there are no competitors with which to run a tender process;
- (D) authority be delegated to the Chief Executive Officer to enter into the Memorandum of Understanding;
- (E) authority be delegated to the Chief Executive Officer to determine if the Renewable Gas Certification Pilot commences and is considered to be feasible and, if feasible, negotiate, execute and administer the contracts relating to the Renewable Gas Certification Pilot; and
- (F) Council note that if the City enters into an agreement with Jemena Limited, details of this agreement will be provided via CEO Update.

Officer's Report

The officer's report on this matter can be found at Item 7 on the agenda of the meeting of the Corporate, Finance, Properties and Tenders Committee on 19 July 2021.

S084740.016

The Corporate, Finance, Properties and Tenders Committee recommends the following:

Item 6.8

Cancellation of Tender - Sustainability Programs - Panel of Suppliers

It is resolved that Council:

- (A) decline to accept any of the tenders received in response to the tender for Sustainability Programs – Panel of Suppliers;
- (B) cancel the tender for the Sustainability Programs – Panel of Suppliers; and
- (C) note that a new tender will be released for a revised scope of services.

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

X021078.006

The Corporate, Finance, Properties and Tenders Committee recommends the following:

Item 6.9

Property Matter (Confidential)

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

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

X025359

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

Item 6.10

Grants and Sponsorship - Commercial Creative Business Events 2021, 2022 and 2023

It is resolved that:

- (A) Council approve a cash sponsorship of \$85,000 (excluding GST) per annum for two years to International Management Group of America Pty Limited (IMG) for Australian Fashion Week 2022 and 2023;
- (B) Council approve a cash sponsorship of \$150,000 (excluding GST) and \$20,000 value in kind for the use of civic spaces and City venues for one year, to Vogue Australia (News Corp Australia Pty Limited) for Vogue Fashion's Night Out 2021; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer sponsorship agreements with each of the applicants above.

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

S104486.012

Speakers

Ms Diana Kay (Vogue Australia) and Ms Susie Lorback (David Jones) addressed the meeting of the Corporate, Finance, Properties and Tenders Committee (Economic Development and Business Sub-Committee) on Item 6.10.

Item 7**Report of the Environment Committee - 19 July 2021****Item 7.1****Disclosures of Interest**

Councillor Christine Forster disclosed a pecuniary interest in Item 7.2 on the agenda, as she is employed as the Senior Media Advisor in the Corporate Affairs department of Woodside Energy, the largest Australian natural gas production company. Councillor Forster stated that she would not be present at, nor in sight of, the meeting at any time this matter is being considered, discussed or voted on by the Environment Committee.

Councillor Linda Scott disclosed a less than significant, non-pecuniary interest in Item 7.4 on the agenda, as her husband is the Secretary of the Marrickville Cricket Club which has in the past used City of Sydney grounds and facilities. Councillor Scott stated that she considered this non-pecuniary conflict of interest was not significant and does not require further action in the circumstances because the role is voluntary and supports the public interest.

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

The Environment Committee recommends the following:

Item 7.2

Post Exhibition - Environmental Strategy 2021-2025

It is resolved that:

- (A) Council note the submissions and feedback received through the public exhibition period as shown at Attachment D to the subject report;
- (B) Council adopt the Environmental Strategy 2021-2025, incorporating amendments as shown at Attachment A to the subject report;
- (C) Council adopt the Environmental Sustainability Policy, as shown at Attachment B to the subject report;
- (D) Council rescind the Sustainable Events Management Policy, as shown at Attachment C to the subject report, which is superseded by the Environmental Sustainability Policy;
- (E) authority be delegated to the Chief Executive Officer to make minor editorial amendments to the Environmental Strategy 2021-2025 and the Environmental Sustainability Policy; and
- (F) Council note that people and organisations who made submissions will be notified of the adoption of the Environmental Strategy 2021-2025 and the City responses as shown at Attachment D to the subject report.

(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.)

X027797.008

The Environment Committee recommends the following:

Item 7.3

Post Exhibition - Greening Sydney Strategy

It is resolved that:

- (A) Council note the results and responses to the public exhibition of the Greening Sydney Strategy, as shown at Attachment B to the subject report;
- (B) Council adopt the Greening Sydney Strategy, as shown at Attachment A to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to undertake minor editorial amendments to the Greening Sydney Strategy.

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

X025479

The Environment Committee recommends the following:

Item 7.4

Project Scope - Harry Noble Reserve Playground, Erskineville

It is resolved that Council:

- (A) endorse the scope for improvement works to Harry Noble Reserve Playground as described in the subject report and shown in the Draft Concept Plan at Attachment B to the subject report for progression to relevant approvals, landowners consent, preparation of construction documentation, tender and construction; and
- (B) note the estimated project forecast as outlined in Confidential Attachment D to the subject report.

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

X038100

The Environment Committee recommends the following:

Item 7.5

Knowledge Exchange Sponsorship - 2021 Impact X Climate Growth Sydney Summit Sponsorship

It is resolved that:

- (A) Council approve a cash sponsorship of \$15,000 (excluding GST) to Impact X Pty Ltd for the 2021 Impact X Climate Growth Summit Sydney; and
- (B) authority be delegated to the Chief Executive Officer to negotiate, execute and administer a sponsorship agreement with Impact X Pty Ltd in relation to the sponsorship described in (A) above.

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

X081463

Item 8

Report of the Cultural and Community Committee - 19 July 2021

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 Community Committee recommends the following:

Item 8.2

Revised Project Scope - Pymont Community Centre Upgrade

It is resolved that:

- (A) Council endorse the revised project scope for the Pymont Community Centre Upgrade as 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) Council note the financial implications detailed in Confidential Attachment C to the subject report;
- (C) Council approve that the additional funds required for this project are sourced from the future year provisions for Community and Recreational Facilities included in the City's current approved Long Term Financial Plan, as set out in the City's Resourcing Strategy (2021);
- (D) Council approve an exemption from tender for additional contingency for the Head Design Consultant works by reason of extenuating circumstances, noting that a satisfactory result for the City would not be achieved by inviting tenders at this time;
- (E) Council note the reasons that a satisfactory result would not be achieved for inviting tenders for this work are:
 - (i) the expanded scope of works (from part to all of the Community Centre) is best carried out by the current head design consultant on the basis the consultant is already engaged, and work is well underway, thereby resulting in efficiency in program design and costs and transfer of existing project knowledge associated with the expanded scope of works; and
 - (ii) the proposed services can be provided by a company already engaged by Council. Hence a natural advantage, such as efficiency in program, costs, and transfer of existing knowledge will be achieved by using the existing company;
- (F) Council approve the increased contract contingency to the existing Head Design Consultant contract to cover extended design work, as described in Confidential Attachment C to the subject report; and
- (G) authority be delegated to the Chief Executive Officer to negotiate, execute and administer variations to the Head Design Consultant Contract relating to Pymont Community Centre Upgrade.

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

X038734

Item 9**Report of the Transport, Heritage and Planning Committee - 19 July 2021****Item 9.1****Disclosures of Interest**

Councillor Jess Miller disclosed a pecuniary interest in Item 9.2 on the agenda, in that an immediate family member owns property within the area on which the planning controls are proposed to change. Councillor Miller advised that she would not be present at, or in sight of, the meeting at any time this matter is being considered, discussed or voted on by the Council or Committee.

Councillor Linda Scott made the following disclosures:

- a less than significant, non-pecuniary interest in Item 9.2 on the agenda, as in 2021, the City of Sydney Labor team received a donation of \$20 from Zach Alexopolous who resides within the Botany Road Precinct.
- a less than significant, non-pecuniary interest in Item 9.2 on the agenda, as in 2016, the City of Sydney Labor team received a donation of \$95 from Danielle Bevins who resided within the Botany Road Precinct at the time of donation.
- a less than significant, non-pecuniary interest in Item 9.2 on the agenda, as in 2016, the City of Sydney Labor team received a donation of \$95 from Anthony Byrne who resided within the Botany Rd Precinct at the time of donation.
- a less than significant, non-pecuniary interest in Item 9.2 on the agenda, as in 2016, the City of Sydney Labor team received two donations of \$120, totalling \$240, from Rachel Durrant who resided within the Botany Road Precinct at the time of donation.

Councillor Scott advised that she has had no engagement with these individuals on this matter and no representations were made.

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 Transport, Heritage and Planning Committee recommends the following:

Item 9.2

Public Exhibition - Planning Proposal – Botany Road Precinct – Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal - Enterprise Area Review, shown at Attachment A to the subject report, for submission to the Department of Planning, Industry and Environment with a request for a gateway determination;
- (B) Council approve Planning Proposal - Enterprise Area Review, for public authority consultation and public exhibition in accordance with any conditions imposed under the gateway determination;
- (C) Council approve draft Sydney Development Control Plan 2012: Southern Enterprise Area Amendment, shown at Attachment B of the subject report, for public exhibition concurrent with the planning proposal;
- (D) Council seek authority from the Department of Planning, Industry and Environment to exercise its delegation under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the amending Local Environmental Plan; and
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal - Enterprise Area Review and draft Sydney Development Control Plan 2012: Southern Enterprise Area Amendment 2021 to correct any drafting errors or inconsistencies, or to ensure consistency with any condition of the gateway determination.

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

X031159

Speakers

Ms Yvonne Weldon (Chair – Metropolitan Local Aboriginal Land Council) and Mr Nathan Moran (Chief Executive Officer – Metropolitan Local Aboriginal Land Council) addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.2.

The Transport, Heritage and Planning Committee recommends the following:

Item 9.3

Public Exhibition - Planning Proposal - Enterprise Area Review - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal - Enterprise Area Review, shown at Attachment A to the subject report, for submission to the Department of Planning, Industry and Environment with a request for a gateway determination;
- (B) Council approve Planning Proposal - Enterprise Area Review, for public authority consultation and public exhibition in accordance with any conditions imposed under the gateway determination;
- (C) Council approve draft Sydney Development Control Plan 2012: Southern Enterprise Area Amendment, shown at Attachment B of the subject report, for public exhibition concurrent with the planning proposal;
- (D) Council seek authority from the Department of Planning, Industry and Environment to exercise its delegation under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the amending Local Environmental Plan; and
- (E) authority be delegated to the Chief Executive Officer to make any minor variations to Planning Proposal - Enterprise Area Review and draft Sydney Development Control Plan 2012: Southern Enterprise Area Amendment 2021 to correct any drafting errors or inconsistencies, or to ensure consistency with any condition of the gateway determination.

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

X025568

Speakers

Mr Brendan Hoskins (Ethos Urban) addressed the meeting of the Transport, Heritage and Planning Committee on Item 9.3.

Item 10

Support for Our Community - 2021 Lockdown Response

Document to Follow

Item 11

Questions on Notice

1. Lighting in the City of Sydney

By Councillor Scott

Question

1. Has the lighting review of on and off path areas at Waterloo Park been completed? If not, what is the timeline for its completion?
2. Has more on and off path lighting been installed in Waterloo Park? If not, what is the timeline for its installation?
3. Has the lighting review of on and off path areas at Joynton Park been completed? If not, what is the timeline for its completion?
4. Has lighting been installed at Joynton Park? If not, what is the timeline for its installation?
5. Has the review of the City's lighting policy been completed? If not, what is the timeline for its completion?

S129275

2. Safer Cladding in the City of Sydney

By Councillor Scott

Question

1. How many fire safety notices for either the removal and replacement of flammable cladding has the City issued? Can this data be provided broken down by:
 - (a) Suburb; and
 - (b) Year.
2. How many plans of management relating to the removal and replacement of flammable cladding are currently in place?
3. How many plans of management relating to the removal and replacement of flammable cladding are currently required?
4. How many disputes over the replacement of flammable cladding are currently in progress?
5. How many buildings have had their flammable cladding removed or replaced?

S129275

3. Racism Not Welcome

By Councillor Scott

Question

1. Since the passing of a Notice of Motion to endorse the #RacismNotWelcome campaign in February 2021 how many street signs have been installed? Where have those signs been installed?
2. What other actions has the City taken to support the #RacismNotWelcome campaign?

S129275

4. Green Square Post Office

By Councillor Scott

Question

1. Has a suitable space in Green Square and Redfern/Waterloo for a future post office been located?
2. What is the current timeline for a post office opening in Green Square or Redfern/Waterloo?

S129275

5. Youth Employment

By Councillor Scott

Question

In July 2020, the Chief Executive Officer was requested to investigate opportunities for the City to employ additional numbers of school leavers and unemployed young Australians in apprenticeships and traineeships through a Notice of Motion passed unanimously at Council.

Since that request how many young people has the City employed broken down by:

- (a) Number of school leavers;
- (b) Number of unemployed young Australians;
- (c) Number employed in apprenticeships;
- (d) Number employed in traineeships;
- (e) Number employed in casual positions;
- (f) Number employed in permanent positions;
- (g) Number employed in full-time positions; and
- (h) Total number of young people employed.

S129275

6. Pandemic Leave and Stand Downs for City Staff and Contractors

By Councillor Scott

Question

1. Broken down by year, how many City staff have been stood down under the Splinter Award, and for how long?
2. Please detail how many City of Sydney staff have accessed vaccination leave in 2021.
3. In 2020 and 2021, please detail how many staff of City contractors have been stood down as a result of Covid-19 lockdowns, and for how long? Please detail a breakdown by the City's top three contractors (by quantum) and the remainder.

S129275

7. Belgravia Leisure

By Councillor Scott

Question

1. What would the cost to the City of Sydney be, per week, to pay Belgravia staff, broken down by casuals and other employees?
2. Please attach a copy of all current City contracts with Belgravia Leisure, and detail the actual annual quantum expended by the City, broken down by year under these agreements.

S129275

8. Green Square School

By Councillor Scott

Question

1. When was the last valuation of the site to be entered into the proposed Project Development Deed? What was the valuation quantum?
2. Please detail the compensation (in kind or otherwise) the City will be provided for this land, proposed to be provided to Department of Education under the Project Development Deed.
3. Please detail, broken down by year, other land transfers to the NSW Government for public benefit uses, since 2011, and the monetary or in-kind public benefit or otherwise that the City has received.
4. Please detail, broken down by year, land transfers from the NSW Government to the City of Sydney for public benefit uses, since 2011, and the monetary or in-kind public benefit or otherwise that the City has received.
5. Is there asbestos present in the site of the proposed new Green Square primary school site? If so, please detail how this will be removed and remedied safely, noting the early education and care centre in close proximity.

S129275

9. Community Consultation for the Botany Road Precinct

By Councillor Phelps

Question

In July 2021, the City of Sydney considered a planning proposal which aims to incentivise commercial development to strengthen the economic role of the Botany Road Precinct.

This is a particularly significant precinct to local communities, particularly to the inner city First Nations community. It is important that thorough community consultation and engagement occurs throughout the finalisation of the proposal, and in the approval of future Development Applications in the area.

Could the Chief Executive Officer please advise:

1. What community consultation has been done on this proposal?
2. What community consultation will be done on this proposal?
3. How will the community be notified that the proposal is on public exhibition?
4. Which community stakeholders will be engaged by the City during the exhibition and finalisation of this proposal?
5. Will there be any mandatory community engagement requirements for developers as part of this proposal?
6. Will there be any mandatory First Nations engagement requirements as part of this proposal?

S129272

10. Greening Sydney Strategy

By Councillor Phelps

Question

The Greening Sydney Strategy 2021 aims to achieve a “greener, cooler, more resilient city” and will do so by planting trees to cover 40 per cent of the city in greenery by 2050.

In previous efforts to green Sydney, the City of Sydney has planted hundreds of Plane Trees. While this species provides effective canopy, they have been banned in the City of Melbourne since 2019 due to their impacts on the native ecosystem, inability to withstand increasingly hot temperatures and negative health effects.

Professor Tim Flannery stated in a Sydney Morning Herald article that Plane Trees are “foreign weeds ... about as much use to our wildlife as concrete posts” and the “Which Plant Where” research points to native trees as more effective in withstanding rising temperatures.

The community response to this strategy included over 20 submissions requesting Council to discontinue the planting of Plane Trees and embrace more native species.

Could the Chief Executive Officer please advise:

1. How has the Council previously selected which trees will be planted in the City of Sydney Local Government Area?
2. How will the City of Sydney decide upon which tree species are to be planted throughout the City?
3. Which external Arborists has the City consulted in the past to determine which tree species to plant? Which of these experts were First Nations people?
4. Of the new trees planted, how many will be Plane trees?
5. Of the new trees planted, how many will be native trees?
6. What consideration is being given to native animal and bird species in the selection of trees?

S129272

Item 12

Supplementary Answers to Previous Questions

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

Item 13.1

Notices of Motion

State Government Changes to Bus Routes

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) the NSW Government has released details on an integrated network plan for Sydney's South East that will affect key bus routes for the City of Sydney;
- (ii) residents in the City of Sydney suburbs of Alexandria, Botany, Redfern, Rosebery, Surry Hills, Waterloo and Zetland will be directly impacted by the proposed changes;
- (iii) a number of routes will be changed or lost altogether significantly impacting vulnerable City of Sydney residents including:
 - (a) 301, 302 and 303 services will be lost completely affecting Redfern, Waterloo, Zetland and Rosebery residents;
 - (b) 309 will no longer operate between Redfern and Central;
 - (c) Surry Hills residents will lose a number of bus services including routes 309, 338, 372, 376, 391, 393 and 395;
 - (d) 370 route – used to run from Coogee to Leichardt via the University of Sydney – will no longer operate from University of Sydney to Leichardt impacting residents who used to travel to Coogee from Glebe and Newtown and residents who also want to travel between Glebe and Newtown easily;
 - (e) 418 – will no longer operate between Sydenham and Kingsford impacting residents in Alexandria; and
 - (f) 389 route no longer services the Pyrmont Bay Ferry Wharf nor the West end of the Pyrmont Bridge;
- (iv) these changes to bus routes will drastically decrease accessibility in the local area, leaving many people, including the most vulnerable, increasingly isolated and disconnected;
- (v) an integrated transport network, including regular bus services, is crucial to creating a sustainable city and accommodate the high growth in residents, workers and visitors to the local area in the future; and
- (vi) a key role for the City is to make representations on behalf of residents to other levels of government; and

- (B) the Lord Mayor be requested to write to the NSW Premier Gladys Berejiklian and Minister for Transport Andrew Constance:
- (i) reiterating Council's support for stronger public transport links in the City of Sydney;
 - (ii) requesting funding for Green Square Light Rail, an additional Green Square rail stop be committed to and key and key bus routes preserved;
 - (iii) detailing concerns about the impact the changes to the bus routes will have on City of Sydney residents and visitors;
 - (iv) calling for the 301, 302 and 303 services affecting Roseberry, Zetland, Waterloo and Redfern residents to be retained;
 - (v) calling for the 309 service to continue operating between Redfern and Central;
 - (vi) calling for the 309, 338, 372, 376, 391, 393 and 395 services affecting Surry Hills residents to be retained;
 - (vii) calling for the 418 service to continue operating between Sydenham and Kingsford via Alexandria;
 - (viii) calling for the 389 service to continue servicing the Pyrmont Bay Ferry Wharf and the West end of the Pyrmont Bridge;
 - (ix) calling for the 370 route to continue operating from Coogee to Leichhardt via Glebe;
 - (x) calling on the NSW Government to extend the community consultation period for the changes due the significant impact on the community;
 - (xi) calling for bus frequency on all routes be increased to provide a better level of service for City of Sydney residents; and
 - (xii) asking the NSW Government to listen to the community and reconsider the proposed changes.

S129266

Item 13.2

Meanwhile Use of Student Housing for Transitional Housing and Crisis Accommodation

Notices of Motion

By Councillor Scully

It is resolved that:

(A) Council note:

- (i) under normal circumstances, more than 178,000 international students study in Sydney each year, enhancing global connections in our local communities, contributing to the life and vibrancy of the city and increasing the diversity of our city. They contribute \$5.8 billion per year to the Australian economy, with significant spend by students in our local City of Sydney economy in addition to their contributions as workers in local businesses;
- (ii) as a result of the Covid-19 pandemic, many international students returned home in 2020 and fewer have arrived this year due to continued border closures. Student housing in the City of Sydney has been dramatically impacted, with four out of the top five areas with the greatest reduction in international students in NSW being in our Local Government Area. It may be some time before international student numbers return to pre-pandemic levels, with impacts for our education sector, student housing providers, and the many businesses connected to the international education sector;
- (iii) there is evidence that domestic and family violence increases post disaster, as discussed at the City of Sydney's Domestic and Family Violence Forum in May. In the Sydney Local Government Area, there are on average three incidents of reported abuse per day. Services are reporting that there is an increased need for affordable transitional housing for women experiencing domestic violence or at risk of homelessness as a stepping stone to permanent, safe and affordable housing;
- (iv) vacant student accommodation in our Local Government Area presents one potential solution to this increased need for transitional and affordable housing, however, some barriers exist to the "meanwhile use" of student housing to meet this need, such as the need for new models to ensure commercial viability and planning approval conditions which limit use in some cases; and
- (v) discussions with members of the Student Accommodation Association, Women's Community Shelters and City West Housing have led to a proposal for an innovative arrangement to trial the "meanwhile use" of a property in the Local Government Area, for women in need of transitional affordable housing. This may be the prototype of a new model to unlock more student housing for transitional housing and crisis accommodation; and

- (B) the Chief Executive Officer be requested to:
- (i) consider how the City may be able to support this proposed “meanwhile use” of student housing for transitional housing and crisis accommodation, and to assess whether this project is appropriate to be supported with seed funding from the City of Sydney’s Affordable and Diverse Housing Fund;
 - (ii) work with partners to evaluate the viability and impact of this transitional “meanwhile use” housing model and investigate how this model might be replicated, to support the student housing sector while also providing affordable housing for people in need; and
 - (iii) consider whether planning changes or exemptions may be required and desirable to enable “meanwhile use” for other student accommodation sites in our Local Government Area.

S129264

Item 13.3

Notices of Motion

Closing the Gap

By Councillor Scott

It is resolved that:

- (A) Council note:
- (i) the City of Sydney is keenly committed to Reconciliation and addressing the disproportionate disadvantage experienced by Aboriginal and Torres Strait Islander peoples;
 - (ii) a National Agreement on Closing the Gap has been developed to enable Aboriginal and Torres Strait Islander people and governments to work together to overcome the inequality experienced by Aboriginal and Torres Strait Islander people, and achieve life outcomes equal to all Australians;
 - (iii) the National Agreement requires each jurisdiction (state and territory) to have an implementation plan in place to Close the Gap by July 2021;
 - (iv) the NSW Coalition of Aboriginal Peak Organisations and NSW Government have been developing a NSW Implementation Plan for Closing the Gap which is currently Cabinet-in-confidence and not publicly available;
 - (v) councils across Australia are highly engaged in the priority reform areas and socio-economic targets referred to throughout the National Agreement on Closing the Gap including early childhood care and development; social and emotional wellbeing initiatives; housing, health, disability inclusion, social cohesion, inclusion and anti-racism initiatives; prevention of family and domestic violence and community infrastructures;
 - (vi) Local Government engagement will be crucial to ensuring the success of Closing the Gap initiatives; and
 - (vii) all councils have a role to play and should develop their own strategies to close the gap; and
- (B) the Chief Executive Officer be requested to develop a Closing the Gap Strategy for Council endorsement at the first Council meeting following the September 2021 Local Government election that:
- (i) is developed in partnership with local Aboriginal stakeholders and organisations;
 - (ii) builds on and links to the existing City Reconciliation Action Plan, outlining how Council can contribute and is contributing to the priority reform areas and socio-economic targets in the National Agreement on Closing the Gap; and

- (iii) considers how Closing the Gap reform areas and targets could be considered as part of the review of the Community Strategic Plan (which has to be endorsed by Council by 30 June 2022).

S129266

Item 13.4**Notices of Motion****Disability Access Hollis Park**

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) the City of Sydney's ongoing commitment to making Sydney truly inclusive and welcoming as embodied in the A City for All: Inclusion (Disability) Action Plan;
- (ii) key actions in the A City for All: Inclusion (Disability) Action Plan include:
 - (a) continue to improve the accessibility of the public domain for people with a disability and older people, through renewal programs, upgrades and new capital projects; and
 - (b) continue to deliver inclusive sport and recreation activities through the City's recreation facilities and open spaces; and
- (iii) concerns have been raised in relation to the turning angle on the disabled access at Hollis Park on the corner of Fitzroy and Wilson Streets; and

(B) the Chief Executive Officer be requested to:

- (i) investigate the concerns in relation to Hollis Park and report back to Council with a proposal and solution to improve disability access including timeframe and budget; and
- (ii) include an audit on accessibility of Council open spaces as part of the review of the Inclusion (Disability) Action Plan.

S129266

Item 13.5**Notices of Motion****Save Laurel Tree House**

By Councillor Scott

It is resolved that:

- (A) Council note:
- (i) the City of Sydney needs and supports quality and affordable childcare services for the community;
 - (ii) KU Laurel Tree House provides quality childcare services to the Glebe community;
 - (iii) KU Laurel Tree is much loved by the Glebe community as detailed in the Love Letters to KU Laurel Tree House detailing the experiences of generations of children and parents who have used the Centre;
 - (iv) the Glebe community want to see the KU Laurel Tree House continue to operate in Glebe; and
 - (v) KU Laurel Tree House have advised parents they are closing their doors at the end of the year as the NSW Government is selling the building they are operating in;
- (B) the Lord Mayor be requested to write to the NSW Minister for Water, Property and Housing, the Hon Melinda Pavey:
- (i) confirming the City's support for retaining the State-owned buildings in Glebe in public hands; and
 - (ii) requesting the NSW Department of Housing undertake the necessary repairs to the Laurel Tree House building so that it can continue to operate as a childcare centre.

S129266

Item 13.6

Notices of Motion

Illegal Dumping in Darlinghurst

By Councillor Forster

It is resolved that:

(A) Council note:

- (i) Cleansing Operations is among the City's largest and most complex frontline services with approximately 230 staff operating across three depots servicing more than 700,000 runs across the local government area each year;
- (ii) the service includes servicing city streets and civic spaces, street litter bins and removing illegal dumps (non-booked) and hazardous waste;
- (iii) service levels across the local government area are designed to balance service outcomes against available resources, however these service levels are flexible and can be adjusted based on factors including spikes or changes in demand, for example, the ongoing Covid-19 pandemic;
- (iv) between January and November 2019, the City received 15,740 reports of illegal dumping, which increased 62 per cent to 25,537 reports between January and November 2020;
- (v) a further breakdown of the City's data by village shows illegal dumping in areas with more transient populations in east Sydney, Redfern and Glebe accounting for the majority of complaints;
- (vi) to combat illegal dumping the City's Waste Education team works and engages with the community on more responsible and sustainable waste practices;
- (vii) the City also offers a free 'book a pick-up' service, which provides residents with an unlimited number of pick-ups and removal of bulky household waste items. Demand for this service increased by 31 per cent in 2020;
- (viii) the City also has multiple rapid response crews operating in each area to immediately respond to high priority or urgent requests. These requests are generally closed off within 24 hours;
- (ix) over the past few weeks my office has received an increasing number of complaints about illegal dumping in the Darlinghurst area with some reports of waste remaining on the street for multiple weeks; and
- (x) my office has also received feedback that illegally dumped rubbish is only dealt with once it has been reported by residents and that the City could be more proactive in addressing this issue; and

- (B) the Chief Executive Officer be requested to:
- (i) increase illegal dumping patrols in the Darlinghurst area and identify illegal dumping hotspots; and
 - (ii) investigate and identify additional proactive actions that the City can implement to ensure illegal dumping across the local government area can be minimised and is dealt with in a timely manner.

S129260

Item 13.7

Notices of Motion

Fenced Off-Leash Dog Exercise Area

By Councillor Forster

It is resolved that:

(A) Council note:

- (i) taking pets outdoors to a dog-friendly space is important, especially in inner-city areas with high-density dwellings where dogs do not as have much space to exercise;
- (ii) regular off-leash training and exercise in designated off-leash parks helps dogs relieve boredom and release pent-up energy and may also reduce unwanted behaviour such as excessive barking;
- (iii) outdoor exercise also benefits pet owners and builds a sense of community by bringing people together in dog friendly parks;
- (iv) the City of Sydney has a large number of off-leash parks located throughout the local government area, however there are no fenced off-leash dog exercise areas;
- (v) neighbouring local government areas including Inner West, Burwood and Canterbury-Bankstown, have several popular designated fenced off-leash dog exercise areas; and
- (vi) fenced off-leash dog exercise areas provide a safe environment for not only dogs, but other park users including families with small children;

(B) the Chief Executive Officer be requested to:

- (i) investigate the installation of a fenced off-leash dog exercise area located in an appropriate location within the local government area as soon as practicable; and
- (ii) consult with the community over the next 12 months about the possibility of the installation of additional fenced off-leash dog exercise areas in locations with the greatest demand.

S129260

Item 13.8

Notices of Motion

Legal Matters Quarterly Update

By Councillor Chung

It is resolved that:

- (A) Council note:
 - (i) Council spends approximately \$3.3 million per year on legal services and legal consultancies. The complexity of legal matters ranges at breadth from prosecutions through to civil litigation; and
 - (ii) Councillors need to be aware of matters afoot recognising the complex and confidential nature of the material; and
- (B) the Chief Executive Officer be requested to provide Councillors an ongoing quarterly update of legal matters via the CEO Update. This update will include:
 - (i) an update of all court proceedings that Council is currently engaged in broken down by Court and type of matter (for example but not limited to class 1-5 appeals, local court prosecutions, NCAT proceedings, Supreme Court proceedings, IRC proceedings);
 - (ii) in table form, a summary of each court matter, costs to date, proceedings number and parties to the matter and status of each matter;
 - (iii) year to date costs for each type of matter broken down by costs for consultants, external lawyers and other costs; and
 - (iv) the current and year to date summary of matters finalised by matter including outcome and costs for each matter.

S129259

Item 13.9

Notices of Motion

Parking Assessment for Hansard Street, Zetland

By Councillor Phelps

It is resolved that:

- (A) Council note:
- (i) the requests of residents detailed in two petitions tabled at Council on 28 June 2021, including:
 - (a) that the existing and currently approved proposal for unrestricted parking on the Northern side of Hansard Street, Zetland, between Portman Street and Joynton Avenue be maintained and not be revised to 2P from 8am to 10pm; and
 - (b) that the revised proposal for all two hour metered parking on both sides of Hansard St, Zetland, between Dunning Avenue and Portman Street revert from 2P 8am to 10pm back to the currently approved time of 2P 8am to 6pm;
 - (ii) residents who have signed the petition oppose the proposed changes listed in (A)(i)(a) and (b) due to:
 - (a) these changes resulting in a net loss of 32 parking spaces on Portman Street for residents; and
 - (b) residents of City West Housing community housing development located at 50 Hansard Street, and 130-132 Portman Street, Zetland, being ineligible for resident parking permits, and not having the same access to visitor parking vouchers; and
 - (iii) the Neighbourhood Parking Policy should benefit all residents equally and not result in a disadvantage to residents who are not entitled to parking exemptions through a residents parking permit scheme; and
- (B) the Chief Executive Officer be requested to:
- (i) reconsider the proposed parking changes in Hansard Street, Zetland;
 - (ii) meet again with residents to hear their concerns; and
 - (iii) report findings back to Councillors via the CEO Update.

S129263

Item 13.10

Notices of Motion

City Architect and Landscape Architect Works Heritage Study

By Councillor Thalís

It is resolved that:

(A) Council note:

- (i) the importance of the work of City Architect Albert Smillie and City Landscape Architect Ilmar Berzins in the design of post-war Sydney;
- (ii) Albert Smillie joined the Sydney Municipal Council as an architectural draftsman in 1924, was appointed Chief Architect in 1949 and became the Council's Principal Architect in 1953, a position held to 1969;
- (iii) the period following World War Two was characterised by economic prosperity and a full job market. Albert Smillie's appointment as Council's head architect in 1949 coincided with a period of intense post-war reconstruction, which was accompanied by a boom in the construction of community facilities including baby health centres, libraries and welfare centres;
- (iv) Albert Smillie oversaw many public projects while at Council such as; sports facilities including Victoria Park Pool, welfare centres, kindergartens, baby health centres, Council housing including in Pyrmont and Glebe and libraries including Anthony Doherty in Surry Hills, Catherine Sloss in Woollahroomooloo and Florence Bartley in Kings Cross (awarded the Sulman Medal and now demolished);
- (v) Ilmar Berzins was the first qualified landscape architect to be employed in local government in Australia when he was employed by the City in 1951 and became Director of Parks and Gardens in 1984;
- (vi) in 1946, the City Engineer A H Garnsey and Alderman Ernest Marks had produced a major report to Council which recommended a program of increasing the City's parks, open spaces, children's playgrounds and street tree planting. The scheme was adopted by Council as a 'master plan to prevent haphazard development' for the next 30 years. Ilmar Berzins was recruited to this team;
- (vii) Ilmar Berzins designed many existing public spaces while at Council including; Arthur McElhone Reserve in Elizabeth Bay, Sandringham Gardens in Hyde Park, Fitzroy Gardens in Kings Cross (much altered), Chessboard Garden in Hyde Park and others which have been demolished including; Fragrance Garden in Cook and Phillip Park;
- (viii) there is a risk that other public works by Albert Smillie and Ilmar Berzins could be lost if they are not identified and if necessary protected;
- (ix) the City commissioned a Heritage Study Review in 2019 into Modern Movement Architecture in Central Sydney;

- (x) Council endorsed the planning proposal for the Modern Movement Heritage Items in June 2020. The report told Council that:

"Central Sydney contains one of the greatest concentrations of post-war Modern Movement buildings in New South Wales. The Modern Movement represents one of the most significant and far-reaching twentieth century design aesthetics. For Sydney, 1945 to 1975 was an exciting and challenging architectural period that determined much of the present physical form of the city centre. The dominance of modern office buildings from this period records the changing role of Australia in an international context and Sydney's new-found role as a major world financial centre during the 'Long Boom'" and

- (xi) a further heritage study could be expanded to include important works under Albert Smillie and Ilmar Berzins in the City of Sydney Local Government Area; and

(B) the Chief Executive Officer be requested to:

- (i) investigate the commissioning of a heritage study of City projects under Albert Smillie and Ilmar Berzins in the Local Government Area; and
- (ii) report back to Council via the CEO Update on which items could be considered for heritage listing.

S129265

Item 13.11**Notices of Motion****Local Health District Representative on the Local Pedestrian, Cycling and Traffic Calming Committee**

By Councillor Thalís

It is resolved that:

(A) Council note:

- (i) the Local Pedestrian, Cycling and Traffic Calming Committee (LPCTCC) considers the needs of pedestrians, cyclists and motorists in the City of Sydney;
- (ii) Transport for NSW is responsible for the control of vehicular traffic on all roads in NSW. However, in order to deal with the large number and range of traffic-related matters effectively, they have delegated certain aspects of traffic control on local roads to councils;
- (iii) there are four formal voting members of the Local Pedestrian, Cycling and Traffic Calming Committee:
 - (a) City of Sydney;
 - (b) NSW Police;
 - (c) Transport for NSW; and
 - (d) Local State Members of Parliament;
- (iv) there are also informal (non-voting) members of the Local Pedestrian, Cycling and Traffic Calming Committee who provide advice from the State Transit Authority, the Transport Workers Union, a cycling representative and a pedestrian representative;
- (v) the Heart Foundation has called on local governments to ensure all Australian have safe streets for walking and cycling;
- (vi) Transport for NSW are reviewing their Road Safety Action Plan 2026 which aims to:
 - (a) reduce drink and drug driving;
 - (b) increase speed compliance and safer speed choice;
 - (c) create safer urban roads; and
 - (d) reduce other unsafe road behaviour (such as driver fatigue);

- (vii) one of the priorities in the City's Community Safety Action Plan 2019-2023 and the Walking Strategy and Action Plan 2015-2030 is to improve road and pedestrian safety;
 - (viii) the City has developed an internal Speed Reduction Implementation Plan to reduce the speed limit on all local roads in the Local Government Area to 40km/h. The Plan also includes investigation for 30km/h opportunities;
 - (ix) as a result of the Lord Mayor's advocacy to the NSW Government to reduce roads speeds, around 75 per cent of all streets in the City of Sydney are now proposed to be 40km/h or less;
 - (x) traffic movement, noise and barriers to active mobility are serious and costly population health issues;
 - (xi) in 2021 alone (at 21 June 2021), 139 lives have been lost on NSW roads;
 - (xii) in the past 12 months (at 9 April 2021), there have been 10,029 serious injuries on NSW roads; and
 - (xiii) Local Pedestrian, Cycling and Traffic Calming Committee members would benefit from obtaining advice from health professionals; and
- (B) the Chief Executive Officer be requested to:
- (i) commence the process of recruiting a health care representative from the Sydney or South Eastern Local Health District as a non-voting member of the Local Pedestrian, Cycling and Traffic Calming Committee; and
 - (ii) report back to Council the outcome of the recruitment process via CEO Update.

S129265

Item 13.12

Notices of Motion

Signing on to the Better Futures Australia Declaration

By Councillor Scully

It is resolved that:

- (A) Council note:
- (i) Australia has not adopted a net zero emissions by 2050 target. Australia is out of step with other advanced economies on this point: at the recent G7 meeting, leaders committed to achieving net zero “by 2050 at the latest” as well as more ambitious targets for 2030;
 - (ii) the Better Futures Australia initiative is part of a global action supported by Climate Action Network Australia. It is the work of a network of partners who are amplifying climate work already underway by bringing together private and public sector leaders to scale success stories and demonstrate Australia’s readiness for an ambitious national response to climate change;
 - (iii) Better Futures Australia is inviting all Australians, including local governments, to join a growing community of climate champions in advocating for a national response that will reach zero emissions by 2050 or sooner;
 - (iv) Better Futures Australia have invited local governments around the country, including the City of Sydney, to become a signatory to the call for Australia to reach net zero emissions by 2050. The declaration currently has 61 signatories including the City of Adelaide, Moreland City Council and the Town of Gawler;
 - (v) the City of Sydney is far advanced in our commitment to climate action, and we are leading by example when it comes to our ambitious and bold net zero goal by 2035; and
 - (vi) this commitment and action puts the City of Sydney in a good position to show other local governments and businesses that climate action can be delivered from the bottom up to support the delivery of the Paris Agreement; and
- (B) the Lord Mayor be requested to sign on to the Better Futures Australia Declaration for net zero emissions by 2050 on behalf of the City of Sydney, to encourage other governments across Australia to follow suit.

S129264

Item 13.13

Notices of Motion

Property Development

By Councillor Scott

It is resolved that:

- (A) Council note that:
- (i) councils in NSW have an important role in land use planning and development approval;
 - (ii) councils assess local development and are able to grant approval, with or without conditions, or refuse an application for development. Local planning controls regulate densities, height, external design and siting, building materials, open space provisions, and the level of developer contribution required to cover physical and/or community infrastructure costs arising from the proposed development;
 - (iii) in 2020, NSW Minister for Energy and Environment Matt Kean likened allowing property developers to be elected as local councillors to “putting Dracula in charge of the bloodbank” due to the planning decisions taken by councils;
 - (iv) in 2017, the City of Sydney put forward a motion to the Local Government NSW (LGNSW) annual conference that LGNSW adopt a policy which prohibits property developers from holding office as local councillors in NSW;
 - (v) in June 2021, the NSW Legislative Council voted to ban property developers from running for local councils; and
 - (vi) property developers have an innate bias in planning decisions and allowing them to serve as local councillors erodes the ability of councils to make independent decisions on planning matters;
- (B) Council oppose those working as, or close associates of, property developers, running to be elected to the City of Sydney Council (property developer and close associate are as defined in the Electoral Funding Act 2018); and

- (C) the Lord Mayor be requested to:
- (i) submit this motion in support of the adoption of a policy which prohibits property developers from holding office as local councillors in NSW to the LGNSW conference for consideration; and
 - (ii) write to the NSW Premier, NSW Opposition Leader, NSW Local Government Minister, NSW Shadow Local Government Minister, and NSW Members for Sydney, Wagga Wagga and Lake Macquarie seeking their commitment to support the Local Government Amendment (Prohibition of Election of Property Developers) Bill 2021 which is currently before the parliament which seeks to prohibit property developers from holding office as local councillors in NSW.

S129266

Item 13.14

Notices of Motion

Walkability Metrics

By Councillor Thalís

It is resolved that:

(A) Council note:

- (i) the Department of Planning, Industry and Environment's Design and Place State Environmental Planning Policies (SEPP) Review foreshadows a number of new initiatives and benchmarks for public space;
- (ii) key new metrics in the SEPP focus on walkability, which are determined by block size and street connectivity;
- (iii) the City's Walking Strategy and Action Plan outlines how we encourage walking by improving footpaths, lighting, wayfinding, shade and seating, reducing pedestrian waiting times at crossings, creating lively interesting streets, improving ramps and footpaths, slowing down traffic;
- (iv) creating a safe, high-quality, connected and inviting walking environment is a key City priority and important to workers, visitors, residents and businesses as evidenced by our ongoing investment to pedestrian and active transport improvements;
- (v) many areas in the City of Sydney Local Government Area perform particularly well on such metrics; such as established areas Surry Hills and Newtown as well as areas undergoing positive redevelopment including Pymont, Ashmore Precinct, Lachlan Precinct and Green Square that create new and connected street networks;
- (vi) a few areas in the Local Government Area do not perform as well; such as along the broad railway corridor that restricts movement between Surry Hills and Chippendale and between Alexandria/Waterloo and Newtown/Darlington. Similarly fenced enclaves like Moore Park Golf Course frustrate free pedestrian movement;
- (vii) a particular area that is challenging for pedestrians in the Local Government Area is Elizabeth Bay, with its large block sizes and limited connections to Potts Point/Kings Cross/Darlinghurst/Woolloomooloo; and
- (viii) the Lord Mayor and Councillors have been contacted by parents requesting improvements to pedestrian accessibility to Plunkett Street Public School and the Juanita Nielson centre that runs after school care in Woolloomooloo; and

- (B) in order to assess and potentially improve the walkability and legibility of the network of public spaces, the Chief Executive Officer be requested to:
- (i) conduct a study in the form of a spatial audit of block sizes and intersection frequency in Elizabeth Bay and the limited connections to adjacent areas of Potts Point/Kings Cross/Darlinghurst; and
 - (ii) draw on the study in future planning reviews to inform potential solutions to improve walkability and pedestrian connectivity in this area that could have applicability across the Local Government Area; such as:
 - (a) new linkages that can be created through the redevelopment of key sites under current controls as well as potentially introducing development uplift, tied to future planning reviews; and
 - (b) any new or expanded mechanisms for the creation of public space linkages.

S129265

Item 13.15

Notices of Motion

Paddington Reservoir

By Councillor Scott

It is resolved that:

(A) Council note:

- (i) the petition lodged with 76 signatures from local residents calling for the prohibition of drone use, noise amplification and the limitation of noise in Paddington Reservoir;
- (ii) the concerns expressed by local residents regarding the increasing use of Paddington Reservoir for private and commercial purposes including exercise classes and photography;
- (iii) the increase in popularity of social media platforms such as tik tok has led to increasing use of Paddington Reservoir for the creation of social media content often involving significant amplification of music; and
- (iv) since March 2020 Paddington Reservoir has seen significant increase in usage by private exercise classes moving outside to limit the spread of Covid-19, taking up large areas of Paddington Reservoir and limiting the quiet enjoyment of this public space;

(B) the Chief Executive Officer be requested to:

- (i) conduct a noise survey for a minimum period of a month after stay at home orders have been lifted and activity levels have returned to typical levels and report the outcomes of this via the CEO Update;
- (ii) expedite the Paddington Reservoir Plan of Management review and revision due to the drastic change in the nature of use of this space, to ensure it returns to Council with appropriate noise and use limitations to reflect resident feedback; and
- (iii) undertake to increase the regularity of ranger patrols to support enforcement of this updated Plan of Management; and

(C) the Lord Mayor be requested to write to:

- (i) the Federal Member for Wentworth Dave Sharma MP to seek support for Paddington residents to reduce illegal drone activity via the Civil Aviation Safety Authority; and
- (ii) the NSW Member for Sydney Alex Greenwich MP to seek support for residents to have noise and other inappropriate activities better regulated by NSW Police.

S129266