

Council

Meeting No 11

Monday 15 November 2021

Notice No 11/1636

Notice Date 11 November 2021

minutes

Index to Minutes

ITEM	PAGE NO
1. Confirmation of Minutes	5
2. Disclosures of Interest	6
3. Minutes by the Lord Mayor	7
3.1 Vale Myra Demetriou	7
3.2 City of Sydney Council Achievements 2016-2021	10
4. Memoranda by the Chief Executive Officer	22
4.1 End of Term Report 2017-2021	22
4.2 Extension of Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link and Post-Election Arrangements	23
4.3 Local Pedestrian, Cycling and Traffic Calming Committee - Appointment of Interim Chairperson	26
5. Matters for Tabling	30
5.1 Disclosures of Interest	30
5.2 Petitions	30
6. Report of the Corporate, Finance, Properties and Tenders Committee	38
6.1 Disclosures of Interest	38
6.2 2021/22 Quarter 1 Review - Delivery Program 2017-2021	39
6.3 Public Presentation of the 2020/21 Financial Statements and Audit Reports to Council	40
6.4 Investments Held as at 31 October 2021	40
6.5 Land Classification - Part 15 O'Riordan Street, Alexandria	40
6.6 Land Classification - Various Properties - Transport for NSW Light Rail Land Transfers to the City	41
6.7 Land Classification (Confidential)	41
6.8 Part Closure and Sale - Jones Street, Pyrmont	41
7. Report of the Environment Committee	43
7.1 Disclosures of Interest	44
7.2 Project Scope - James Watkinson Reserve, Pyrmont	45
7.3 Project Scope - Michael Kelly Rest Area, Newtown	45

8.	Report of the Transport, Heritage and Planning Committee	45
8.1	Disclosures of Interest	47
8.2	Post Exhibition - Planning Proposal - 600-660 Elizabeth Street, Redfern - Sydney Local Environmental Plan 2012 and Draft Design Guide.....	47
8.3	Public Exhibition - Planning Proposal - 2 Chifley Square, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment	49
8.4	Fire Safety Reports.....	50
9.	Post Exhibition - Planning Proposal - 30-62 Barcom Avenue, Darlinghurst - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment.....	50
10.	Central Sydney Development Contributions Plan.....	51
11.	Questions on Notice.....	52
12.	Supplementary Answers to Previous Questions	56
13.	Notices of Motion	57
13.1	Residential Reminder to Vote	57
13.2	Timing of Lighting Upgrades in Joynton Park.....	59
13.3	Vale Myra Demetriou.....	61
13.4	Vale Alan Davidson AM MBE	62
13.5	Traffic Calming in Rainford Street, Surry Hills.....	63
13.6	Pedestrian Safety Audit for School Zones	64
13.7	Air Purifiers in Schools	66
13.8	Creating Space for Recreational Mountain Biking in the City of Sydney	67
13.9	Median Tree Planting	69
13.10	Maybanke Community Centre	70
13.11	Hydropanels Trial at the City of Sydney.....	73
13.12	Oxford Street Planning Proposal Cultural and Creative Precinct.....	75

Present

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

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

At the commencement of business at 5.05pm, those present were:-

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

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

Councillor Scott left the meeting of Council at 7.19pm, prior to discussion on Item 6.7, and returned at 7.20pm, after the vote on Item 6.7. Councillor Scott was not present at, or in sight of, the meeting of Council which was held remotely during discussion or voting on Item 6.7.

Councillor Scott left the meeting of Council at 7.44pm, prior to discussion on Item 8.3, and returned at 7.45pm, after the vote on Item 8.3. Councillor Scott was not present at, or in sight of, the meeting of Council which was held remotely, during discussion or voting on Item 8.3.

Councillor Phelps left the meeting of Council at 9.50pm, during discussion on Item 13.12, and returned at 10.09pm, after the vote on Item 13.12.

Remote Meeting

The Chair (the Lord Mayor) advised that the meeting of Council was being held via audio visual links, with Councillors (and relevant staff) attending the meeting remotely.

Opening Prayer and Acknowledgement of Country

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

Webcasting Statement

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

Livestream Interruption

Due to technical difficulties there was an interruption to the livestream of the meeting of Council between 7.25pm and 7.28pm.

Item 1 Confirmation of Minutes

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

That the Minutes of the meeting of Council of Monday, 18 October 2021, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 2 Disclosures of Interest

Councillor Linda Scott made the following disclosures:

- a less than significant, non-pecuniary disclosure in Items 6.7 and 8.3, in that she is the Deputy Chair of CareSuper, an industry superannuation fund run to benefit members. Councillor Scott stated that she had no knowledge of the planning proposal but would step out of the meeting for this item for an abundance of caution.
- a less than significant, non-pecuniary interest in Item 6.8 on the agenda, in that Megan Slinning, a resident of Jones Street, made two donations totalling \$400 to the City of Sydney Labor team in 2021 and a donation of \$100 to the City of Sydney Labor team in 2018.

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

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

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

Item 3 Minutes by the Lord Mayor**Item 3.1 Vale Myra Demetriou****Minute by the Lord Mayor**

To Council:

I inform Council of the death of Myra Demetriou on 23 October 2021. Myra was mother to Ruth and Jim and will be remembered as an integral member of the Millers Point community and the face of the 'Save Our Sirius' campaign.

Myra Demetriou lived in the Millers Point area for over six decades. In 1959 when Sydney was a port town with a working harbour, with shipyards, docks, and factories, Myra rented a terrace with her husband Nick in Erskine Street, Millers Point, from the Maritime Services Board. While Nick ran a business, Myra had secretarial skills and began working at the advertising firm, J. Walter Thompson just weeks after her son Jim was born. She later said leaving her children Ruth and Jim was the hardest thing about the job.

Nick's business thrived because the Balmain ferry docked close to his shop. A sudden decision to change where the ferries docked saw their business collapse. When Myra and Nick found it difficult paying rent to Maritime Services, the government moved them to a rundown Victorian terrace in Trinity Avenue, a kilometre away.

Tragically in 1991 Nick passed away, and soon after Myra's eyesight began to diminish. She had discovered that she had macular degeneration, and there was no cure.

That did not slow Myra. She became the deaconess at the Garrison Church, and she volunteered as curator of its military and historical museum. She also became the senior vice-president of the Darling Harbour branch of the Australian Labor Party, where she would often speak about the need for more social housing in the city.

In time, Myra had grandchildren, then great-grandchildren and despite the fact she could barely see, she knew the Millers Point area well, and could get around.

In 2008 Myra moved into Sirius. The Sirius building was built in the 1970s to provide social housing for low-income residents displaced by the redevelopment of The Rocks. Designed by commission architect Tao Gofers, it is a prominent example of Brutalist architecture.

Over her decade at Sirius, Myra's neighbours became good friends. They described her as tenacious and generous and as "the glue that held her community together". Myra once purchased 88 pounds of dried fruits and nuts and spent weeks baking Christmas cakes for her fellow residents despite her poor eyesight. When asked for her most cherished memory from her life at Sirius, she would say "It's the people around me. All of them."

In 2014, the then State Government made the shocking announcement that it was going to sell the Sirius building along with the rest of the social housing in Millers Point, claiming it would use the proceeds to build more housing elsewhere. The State Government's decision was a betrayal of Myra and the many families who called Millers Point, one of Australia's most historic communities, home. Many residents had connections to the area going back generations.

There was public outcry, marches, and protests against the decision. I saw the sale of Sirius as a symbol of the State Government's shocking inaction on providing social and affordable housing in the inner-city. That is why the City supported the Millers Point public housing community's 'fighting fund' for its ongoing eviction battle with the State Government, and gave over \$400,000 to the Redfern Legal Centre to provide tenants support, advocacy and advice for the Millers Point public housing community.

When heritage experts, government officials, and community groups cried out against the government's decision, Myra stood with them.

She would say, "There has to be room in the city for everyone. Nobody wants a city just for rich people. Public housing gives people with less money a chance to live close to jobs and people they have known."

As her neighbours were relocated one by one, Myra refused to move. She called for the Government to recognise the building's architectural and social significance and joined forces with local advocacy group 'Save Our Sirius', spoke at State Parliament, gave media interviews, and opened her home to 2,000 Sirius supporters who toured the building and were eager to show their solidarity.

Myra said: "They have come from all over and they tell me how much they love Sirius. There are so many young people I have met, and they give me hope for the future."

Every night Myra would also turn on a set of lights which flashed a message across Sydney Harbour and The Rocks: 'SOS, Save Our Sirius'. Myra became a symbol of hope and determination and the public face of the fight to save the Sirius complex. In 2018 Myra was named "Sydney electorate woman of the year".

When the State Government had first told the building's 400 residents in 2014 that they would need to leave, the decision prompted a fight that has lasted four years. But at the end of 2017 the building slowly emptied. When Myra finally agreed to move to a unit in Pyrmont, she was the last tenant to leave.

Myra would say, "it was never about me – I want to live here, I like it here. It was this place; this community should have working class people in it".

For the past few years Myra was a resident in Aged Care at the Terraces Retirement Village at Paddington. Her friends say that when she was there, she was as positive and cheerful as she had always been.

Which is why Myra's legacy is not just about her activism and commitment to fight for her community, it is her values which inspire us. As Alex Greenwich MP has said: "It is women like Myra that make the city so great and so strong".

Recommendation

It is resolved that:

- (A) Council observe a minute's silence to mark the passing of Myra Demetriou noting her significant contribution to her community and her commitment to upholding justice for social housing residents in Millers Point; and
- (B) the Lord Mayor be requested to write to Myra's children expressing Council's condolences.

COUNCILLOR CLOVER MOORE

Lord Mayor

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

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

Carried unanimously.

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Note – All those present at the meeting, held remotely, observed a minute's silence as a mark of respect to Myra Demetriou.

Item 3.2 City of Sydney Council Achievements 2016-2021

Minute by the Lord Mayor

To Council:

Tonight's meeting is the last of an extraordinary five-year term on Council. During this term we have achieved some great outcomes – for those who live in our area now as well as those who will live, work, run their business or visit here in the future.

This is despite the challenges caused by the 2019/20 climate-induced bushfire catastrophe and Covid-19. In each instance the City responded.

To help Australians affected by the bushfire crisis, we worked with the NSW Government to establish the Office of Emergency Management. This office matched council staff from metropolitan councils with regional councils in need of assistance. City staff did everything from clearing felled trees in Wollondilly, to assisting south coast communities access emergency houses and rebuild their businesses. We supported people staying with relatives in the City with free parking permits throughout the crisis and we raised over \$13 million throughout the New Year's Eve period for the Red Cross disaster relief and recovery fund.

Supporting our community through Covid

The two Covid lockdowns were really challenging for Sydney, and are estimated to have cost the economy of our local government area about \$250 million per week. Council focused on helping our communities survive the worst of the pandemic and we now stand ready to help our city recover.

Since the start of the pandemic we have provided:

- \$557,000 waived for inspection, registration, application and administrative fees for compliance activities to over 5,000 businesses.
- Over \$3.2 million in footway dining fees waived
- Rent relief on commercial properties is forecast at over \$7.8 million
- Over \$2.1 million in rent relief for childcare centre providers
- Over \$2.9 million in rent relief for social, cultural and creative spaces
- In this quarter we provided \$199,000 in grants to 21 organisations for programs which address food security, community cohesion projects and digital inclusion.
- Foregone over \$2.1 million in parking fees and provided 366 parking permits for essential workers.
- Distributed 11,500 cloth masks to residents
- And, in July 2021, we announced our lockdown support package which included \$5 million in grants and donations to support vulnerable communities, plus an additional \$7.8 million in estimated revenue foregone each month to provide relief through fee waivers, rent reduction, quick response grants and food security.

- And we will be opening up another \$4 million business support grant program in February 2022.

We also fast-tracked construction projects where possible, supported the contractors, and are working closely with organisations like OzHarvest to deliver food relief.

Throughout the pandemic, our Council has also played a vital advocacy role for our City. We rallied behind sole traders and small businesses with less than \$75,000 in turnover, that were initially excluded from the NSW Government's Business Support grants – but that changed following a 12,000 signature petition to call on the Government to financially support Sydney's smallest businesses.

We added our voice to the campaign to bring back JobKeeper and we continue to advocate for the State Government to underwrite pandemic insurance for our events sector to provide a viable and enduring boost to business and sector confidence.

As part of our initial post-Covid recovery at the end of 2020 and start of 2021, the City partnered with the NSW Government to establish the \$20 million AI Fresco Summer program. Grants up to \$50,000 were made available to artists, musicians and performers to activate our CBD.

Our Sunset Piazza program also brought 32 nights of pop, comedy, hip-hop, jazz and opera on an Italo-themed outdoor summer stage in the shadow of St Mary's cathedral.

More than 260 new outdoor dining applications have been approved across our City. Feedback shows that 90 per cent of businesses involved say it has been beneficial or even crucial to their business; 45 per cent have employed an extra two or more staff a week, and 41 per cent have increased staff hours by 10 hours or more a week. Fifty-eight per cent have had their turnover increased.

After a slow start to the national vaccine rollout, the City worked with the Sydney Local Health District (SLHD) to explore ways in which we can increase the accessibility of vaccinations within the City of Sydney Local Government Area for social housing tenants and our local Aboriginal communities in particular.

The City worked with the Sydney Local Health District to establish vaccine clinics in the following locations:

- Peter Forsyth Auditorium, Franklyn Street, Glebe
- Ultimo Community Centre, William Henry Street, Ultimo
- Green Square Library, Botany Road, Zetland
- National Centre of Indigenous Excellence, George Street, Redfern
- Northcott Community Centre, Devonshire Street, Surry Hills
- Flourish Australia, Buckingham Street, Surry Hills
- Ozanam Learning Centre, Forbes Street, Woolloomooloo

The City's Harold Park Community Hall was also used as a vaccine clinic and our East Sydney Community Arts Centre hosted a testing clinic.

Our action on climate change

Under Sustainable Sydney 2030, the City has become an environmental leader with bold targets and action on waste, water, energy and greenhouse emissions.

We became carbon neutral in 2007 and we were the first government in Australia certified in 2011.

In 2019, we declared a climate emergency and in February 2020, we brought our net-zero target forward by a decade, to net zero across our Local Government Area by 2040.

In May of 2021, we brought this target forward again; to net-zero by 2035. The City's net-zero targets are backed up with real, tangible plans. We have reduced city-wide emissions by 22 per cent while Sydney's economy has grown by 53 per cent since 2006. Had it been business as usual, emissions would have increased by 57 per cent in that time.

Since July 2020, the City of Sydney's operations have been powered by 100 per cent renewable electricity. 73 per cent of our City's emissions are produced via energy consumption.

In 2021, we met our 2008 Sustainable Sydney 2030 goal to reduce operational emissions by 70 per cent by 2030 - nine years early in 2021. Across the City's operations, our greenhouse emissions targets were met by retrofitting 45 of our major buildings with energy savings measures, replacing 6,604 street and park lights with energy efficient LED lights, installing solar panels on almost every viable City-owned rooftop. We installed Tesla batteries at the Alexandra Canal in 2018 to store the power from its 1,600 strong rooftop solar array.

We were the first Australian city to install energy-efficient LED streetlights on a large scale as part of a \$7 million, three-year project, which reduced emissions by 2,000 tonnes and saved \$800,000 a year in electricity bills and maintenance costs. In August 2018, Council agreed to pay Ausgrid to fast-track replacement of the remaining 9,500 Ausgrid streetlights. When this project is complete it will save over \$1 million in energy and maintenance costs, and 3,400 tonnes of carbon a year. So far over 2,000 fittings have been replaced.

The City has also reduced our fleet emissions through procuring electric vehicles and bicycles. Our parks team now operate 100 per cent electric leaf-blowers, mowers, whipper snippers and hedge trimmers, even an electric truck. The City has also trialled electric garbage trucks with Cleanaway on the narrow streets of Glebe and Elizabeth Bay. We look forward to adding these trucks to our fleet as soon as possible.

This term, the Council started an important trial involving the separate collection and recycling of food scraps from residential properties. Food waste typically makes up one third of our residents' red lid rubbish bins. By collecting and recycling food scraps separately, we can reduce waste to landfill. We can then convert the food scraps into green electricity and fertiliser for use on gardens and farms. Phase 1 of the trial started in July 2019, and from September 2020 we began expanding the project into phase 2. Currently the trial involves over 1,000 houses and 180 apartment buildings across the city, comprising more than 15,000 households.

Across the Local Government Area, we've worked successfully with the business community to improve energy efficiency and reduce emissions with programs such as the Better Buildings Partnership, CitySwitch Green Office, Environmental Upgrade Agreements and Smart Green Business.

Better Building Partnership members have reduced their emissions by 55 per cent and are tracking towards a massive 83 per cent reduction. They have also reduced their water use by 26 per cent and saved over \$30 million a year in costs. In 2018, Lendlease, Dexu, AMP, Investa, and GPT announce ambitious new goals to achieve net zero emissions well before 2050.

Our Smart Green Apartments program now covers about 14,000 dwellings, and in 2018 we launched our Sustainable Destinations Partnership. This new partnership brings together key entertainment venues and hotels in our City to collaborate on bringing emissions down.

The City's potable water use has been maintained at 2006 levels by watering our parks more efficiently, connecting some parks to recycled water supplies and retrofitting our properties with efficient fixtures and fittings. We also delivered precinct-scale stormwater harvesting schemes at Green Square Town Centre and Sydney Park. During light rail construction, the City installed a water pipe along George Street to connect buildings in our CBD to a recycled water network. We have now gone to tender to find an operator.

After years of advocacy, the NSW Government installed a CBD air quality monitor in September 2019. This monitor is providing invaluable data to our planners by providing a reliable baseline with which to measure the negative health impacts of major road projects and the improvements made by new cycleways, public transport and urban greening.

The City of Sydney is one of only a few Councils in Australia that has consistently increased canopy cover, and the only capital city to do so. This year we introduced our new Greening City strategy which will see us aim for 27 per cent canopy cover by 2050 and 40 per cent vegetation and greenery cover at floor level across the city by 2050. Over this term, the City has planted 375,900 plants. The City has planted more than 15,000 trees since 2005 and our new plan will see us plant another 700 trees each year.

Effective action requires collaboration and partnerships across Federal, State and Local Government. We've continued to advocate for improved minimum standards for new homes and regulatory reform where change is needed to achieve a sustainable future for our city including energy market reform.

Continuing our Long Term Vision

Our ongoing achievements are the direct result of having a long term plan for the future – Sustainable Sydney 2030 – and outstanding financial planning and management which has allowed us to deliver on priorities while remaining debt free and keeping rates among the lowest in the metropolitan area, with free rates for pensioners.

In 2008, Sustainable Sydney 2030 was adopted following the most extensive engagement program the City had ever undertaken. It included talking to tens of thousands of residents, businesses and visitors. We held roundtable discussions, major community workshops, forums with the Indigenous community and primary school children and recorded 18,854 website hits and 157,000 visitors to Customs House during the exhibition period. The majority told us they wanted Council to take action to address climate change.

Sustainable Sydney 2030 defined key issues and set out 10 strategic directions to take our city forward. Over the years, staff have turned the vision of Sustainable Sydney 2030 into reality.

In 2019, we started the process of developing the next iteration of our 2030 long term strategic plan - Sustainable Sydney 2050, which will build on Sustainable Sydney 2030 and guide the work of our City in the coming decades.

As part of this development, the City again undertook extensive consultation, talking to tens of thousands of residents, businesses and visitors. We held roundtable discussions, major community workshops, forums with the Indigenous community and 23 workshops with young people and surveyed over 5,000 people on our Sydney Your Say website and our 33 pop-up exhibitions. Covid will continue to cast a long shadow and likely change the shape of Sustainable Sydney 2050 and it's big ideas before it is adopted by the next Council.

Supporting our growing city

Between 2010 and 2020, our local area population increased by 27.3 per cent or 68,988 people. In contrast, Greater Sydney grew by 15.1 per cent while NSW grew by 12.5 per cent over the same period. By 2031, the local population is projected to increase to more than 320,000.

In this term, we've invested \$319 million to maintain and renew local roads, footpaths, plazas and laneways in the city centre. This work has brought previously underused spaces to life, the results of which are available for all to see.

In 2018, we opened the Waranara Early Education Centre in Green Square. It provides an 84-place early learning centre inside a 1920s heritage-listed hospital outpatients building that was given new life by architects Fox Johnston.

In our ever growing city, the provision of parks, playgrounds and open space is more important than ever.

Since 2004 we've added over 24 hectares of open space to our city. Key projects include Pirrama Park, Pyrmont; Harmony Park, Surry Hills; Harold Park, Glebe; Chippendale Green and Sydney Park.

Sydney Park is now one of Sydney's best loved regional parks, with at least one million people a year enjoying it. We've invested \$23 million transforming the former tip into a 40 hectare park with lush grass, gardens, hills, meandering pathways and wetlands. This includes an \$11.3 million water reuse scheme – the largest in Sydney - that will provide water to the parks four wetland areas which are an important part of the park's ecosystems as well as playing a role in flood mitigation.

In the last 17 years, we've upgraded 132 neighbourhood parks and delivered 61 new or upgraded playground facilities. In the last term, these have included:

- Renwick Street Playground, Alexandria
- Nita McCrea Park, Millers Point
- Bowden Playground, Alexandria
- Jack Shuttleworth Playground, Erskineville
- Amy Street Reserve, Erskineville
- Jessie Street Gardens, Sydney
- Foveaux Street, Surry Hills upgrade
- Elizabeth McCrae Playground, Redfern
- Harold Park, Forest Lodge
- Matron Ruby Grant Park, Green Square
- Frances Newtown Reserve, Palmer Street Darlinghurst
- Shannon Reserve Playground, Surry Hills
- Ross St Park, Forest Lodge
- Hollis Park, Newtown
- Strickland Park, Chippendale

- Cardigan Reserve, Glebe

And we've built the four-court Perry Park indoor recreation centre and delivered new swimming centres including the Gunyama Park Aquatic Centre, the largest aquatic centre built in metropolitan Sydney since the Olympics. And it recently won the most prestigious architecture prize in Australia – the National Australian Institute Award for public architecture.

We've also delivered major skate facilities at Federal Park in Annandale/Glebe and one in Sydney Park which features the largest flow-bowl in the southern hemisphere.

The Centenary Extension of the Hyde Park Anzac Memorial was completed in November 2019 and included the City-funded \$3.6 million upgrade of the Pool of Reflection.

The City has also called on the Minister for Planning and Public Spaces to open up 20 hectares of Moore Park Golf Course for public recreational use. 45 hectares of public land – roughly the size of Sydney Park – remains fenced off to a small group of golfers. When the City consulted residents near the course, 77 per cent agreed that some or all of the course should become public open space. Opening up Moore Park Golf Course would make a profound difference to the mental health and wellbeing of those living in the high-density neighbourhoods that are adjacent to this parkland.

The City has also worked with residents and the community to protect Moore Park from the threats posed by creeping commercialisation of the park, the Sydney Football Stadium redevelopment and parking on the precious green space.

The \$13 billion Green Square development has been facilitated by the City's planning work and a \$1.3 billion infrastructure plan. When complete, Green Square will be home to 61,000 people and 22,000 jobs.

Our commitment of \$540 million over ten years for Green Square is delivering quality infrastructure as well as new community facilities. This term we've opened the innovative library and plaza; Gunyama Park Aquatic and Recreation Centre; as well as the Green Square Community and Cultural Precinct on the former South Sydney Hospital site.

The community and cultural precinct houses the Peter Stutchbury designed Joynton Avenue Creative Centre. The Centre which is managed by 107 projects provides an accessible place for creative practice, a gallery space suitable for an artist-run initiatives, opportunities for emerging artists to hire low cost spaces, as well as incubator office space. The precinct also houses the Warana Early Education Centre and the Banga Community Shed with tools, equipment and other resources for the local community to use – dedicated to the reuse and repair of household electronics.

Between 2016 and 2018 we worked with Sydney Water to build a \$140 million, 2.4km trunk drain below Green Square, which takes in storm water and directs it to Botany Bay via our water recycling plant. Today it's moving around 300 bathtubs of water per second to reduce the risk of flooding in Green Square. This critical infrastructure has been transformational. Without it, flood risks would prevent any development in the area going ahead. It has made the area a better, safer place to live, visit and work – free from flash-flooding.

After years of community campaigning, the NSW Government agreed to fund in the 2021 budget to build a new primary school in Green Square on land made available by the City. The City has contributed \$25 million to this project so community facilities can be used by the wider community outside of school hours. The school will sit on the old South Sydney hospital site, on land specially reserved by the City for this project.

Work is continuing on the Drying Green park, an important civic space that will connect the library plaza with the creative centre, primary school and early learning centre and will be completed in 2022 – all part of the Town Centre.

In Glebe, we opened the Harold Park Community Centre inside the old Tramsheds in 2018.

The Minister for Planning and Public Spaces' current proposal to change the Developer Contributions system in NSW threatens the ability of every Council to deliver much-needed new community facilities, and transfers that burden onto our ratepayers. That's why the City is collaborating with other metropolitan councils to lobby the NSW Government to ensure this legislation does not proceed.

Maintaining a globally competitive and innovative city

Our Central Sydney Planning Strategy has been endorsed by Council and we're already approving developments consistent with it that will add to our 2030 employment targets. This plan lays the foundations for future economic growth, unlocking up to 2.9 million square metres of floor space while protecting heritage, public views and sun access to special public places.

By re-balancing incentives between residential and commercial floor space in the City, it will provide for 133,000 jobs and 10,000 more dwellings, and with the introduction of an affordable housing levy could deliver 300-520 new affordable housing units.

The Strategy is the first major reform of Central Sydney planning controls in 45 years and will ensure that Central Sydney maintains its role as Australia's most productive location and export-orientated services centre.

We've made design excellence a priority. Design excellence standards are now applied across all city development, not just the large commercial developments. During the last five years, the city has approved development applications valued at \$16 billion and we have approved 1.1 million square metres of commercial development applications.

In response to the devastating effect the NSW Government's lockout laws had on our City's nightlife, the City established the Creative Sector and Nightlife Advisory Panel in 2018 and released the Open and Creative City discussion paper. This outlined planning controls to make it easier for shops and businesses to extend trading from 7am to 10pm in key retail areas.

Our Late Night Development Control Plan was endorsed by Council the same year, allowing for 24-hour trading across the entire CBD, and until 2am on village high-streets, creating new late-night trading areas in some of the city's fastest-growing neighbourhoods, as well as a new cultural precinct in Alexandria, and rewarding venues holding live performances and creative events with an extra hour of trading.

In 2018, we partnered with the State and Federal Government to deliver the Inaugural Visiting Entrepreneur Program, exposing over 2,000 Sydney based start-ups to global tech entrepreneurs, like artificial intelligence expert Liesl Yearsley and social entrepreneur Mark Brand.

The City has worked with Lendlease to establish a 3800 square metre innovation and technology hub for climate related tech start-ups in their 180 George Street development. Over its first 10 years, we hope to see more than 100 green start-ups and scale-ups get the support they need to grow and create more than 1,500 jobs.

Building a connected city

Inadequate public transport and transport congestion has cost our economy around \$6.6 billion per annum and is consistently identified in global surveys as one of the major factors affecting our competitiveness and liveability.

The City worked in partnership with the NSW Government to deliver light rail through the CBD and George Street to reduce congestion and transform George Street into a world-class main street. We contributed \$220 million to support CBD public domain works paving, tree planting, street furniture and including the creation of pedestrianised zones.

The pedestrianisation of George Street proved so successful that in 2021 we began permanently pedestrianising George Street between Town Hall and Rawson Place, Central. This work, also with new seats, trees, room for outdoor dining and more space for people is now complete between Town Hall and Goulburn Street. We look forward to seeing the rest of this project completed in the new term.

Sydneysiders told us they would start riding bikes if we had safe, separated cycleways. We listened and acted. To date 25 kilometres of new separated cycleways have been completed in our local area, including a safe separated cycleway stretching from Newtown all the way into the City centre.

Some of the cycleways included in the current council term include:

- Wilson and Burren Streets, Newtown
- Miller and Saunders Streets, Pyrmont
- Epsom Road, Rosebery
- Lawson Street, Redfern
- Liverpool Street, Sydney
- Chalmers Street, Sydney

As workers made a cautious return to the city centre, the City worked with the NSW Government to establish pop-up cycleways as an additional means of transport. Our cycleways and footpath extensions gave people more room to physically distance, as well as safe and efficient ways to travel around the City.

The State and Federal Governments have also committed to funding a safe, separated cycle link on Oxford Street from Hyde Park to the Paddington Gates of Centennial Park. There are over 2,000 bike trips on Oxford Street every day, and the most reported bike accidents of any street in our area. Adding a separated cycleway will lead to substantial safety improvements for cyclists and will be a great for commuters and great for the fabulous strip.

The City is continuing to advocate for 40km/hour streets across the Local Government Area. In mid-2020, Transport for NSW agreed to lower speed limits at Oxford Street, Moore Park Road, Pyrmont Bridge Road and within the villages of Pyrmont, Ultimo, Darlington, Camperdown and west Paddington.

To mitigate traffic impacts of the WestConnex project, the City worked with the Alexandria community to develop a comprehensive local area traffic management plan. Transport for NSW provided in-principal approval to 17 out of 20 treatment measures. The City has progressed a number of these measures and will continue to look for other ways to calm traffic and reduce rat-running as further sections of the WestConnex toll-road open.

Creating a fairer city

Although housing is the responsibility of the State, the City takes action in every way we can. Our affordable housing levies have resulted in 859 completed dwellings since 2015, 12 per cent of which are Aboriginal tenancies, with 135 in the pipeline.

The NSW Government has now agreed to the City expanding these levies across the Local Government Area, which will deliver another 1,950 affordable dwellings by 2036.

City West will deliver around 400 dwellings for people on very low, low and moderate incomes in Waterloo, Green Square and Alexandria over the next five years with approximately \$200m in funding we collected from the affordable housing levies in Pyrmont/Ultimo and Green Square.

Council introduced innovative planning controls in the Southern Employment Lands and Botany Road Precinct to enable affordable housing in areas zoned for mixed business.

The City has sold land to Community Housing Providers at a discounted rate to develop affordable housing which has resulted in the development of 122 homes at Harold Park, Green Square, and Redfern with 332 more homes to come.

Council established the Affordable and Diverse Housing Fund, which has issued more than \$10 million in grants to support new social and affordable housing projects, resulting in 115 new dwellings, including Hammond Care in Darlinghurst for homeless people especially older women and St. George Community Housing in Chippendale for youth at risk, and 160 social and affordable houses in Gibbons St Redfern, where there is 43 per cent Aboriginal and Torres Strait Islander residents, and there are 324 more dwellings to come. Last year, Council contributed a further \$10 million to the Fund.

The City of Sydney has also contributed over \$350,000 to support a dedicated Aboriginal Affordable Housing Engagement Coordinator to work with the three major Community Housing Providers operating in our area. This officer supports and helps attract new Indigenous tenancies. To date, the three providers have reported that 265 of their tenancies are now leased to Indigenous tenants.

We have also played an important role in advocating for social housing residents. We stood against the sale of houses in Millers Point and the Sirius building, a building purpose-built with 79 social housing units.

We're also continuing to advocate for the needs of social housing residents in the Waterloo Estate. The Land and Housing Corporation (LAHC) originally proposed nine 40 storey towers and poor urban design that would have seen a tripling of the area's density with only 28 additional social housing dwellings. We put forward an alternative proposal that created a liveable environment with lower scale development, a park the size of Redfern Park and a significant increase in social and affordable housing. The proposal is now down to 3,000 dwellings (from 6,800) with just three towers and contains wider streets with more sunlight, provides improved amenity and requires a minimum 30 per cent social and 20 per cent affordable housing in perpetuity (including 10 per cent for First Nations) and 50 per cent market housing.

The City continues to work to support homeless people in our area. We invest more than \$2.2 million in reducing homelessness and its impacts each year and were the first council in Australia to establish a dedicated homelessness unit. During this term, we have assisted 1,194 people exit homelessness into long term housing and we've prevented an additional 1,466 from becoming homeless.

We've partnered with NSW Family and Community Services, NSW Police, St Vincents Homeless Health, Mission Australia, Neami National, Launchpad Youth Services and other specialist homelessness services to reduce homelessness in key areas including Woolloomooloo, Wentworth Park and Belmore Park.

Standing up for our community

The City continues to play an important role in advocating on behalf of our community for better outcomes at a State and Federal level.

In 2019 after fierce community resistance, the 237 metre Star Casino Ritz Carlton tower was rejected. This tower would have caused significant overshadowing of public spaces and change the character of Pyrmont forever.

The City is working with communities surrounding Blackwattle Bay to demand sensitive development of the Fish Market that promotes job growth, rather than development that squeezes as many people as possible between the Fish Market and free-flowing highway traffic.

The City has also worked with other capital cities to demand action from the Federal Government on housing affordability and to oppose oversized digital payphone billboards from Telstra being installed on City streets without consent.

I'm also particularly proud of the City's support for the YES campaign during the awful and unnecessary Marriage Equality plebiscite in 2017. We provided retail space for the YES campaign shop, flew rainbow flags from City buildings, flew banners encouraging Sydneysiders to vote yes and hosted thousands at Prince Alfred Park to celebrate when we heard the news that a majority of Australians supported Marriage Equality.

We then offered 100 days of free wedding bookings of City venues to same-sex couples following the passage of Marriage Amendment Act in the Federal Parliament.

The City has permanently marked that moment by naming the section of parkland where the community gathered to hear results "Equality Green" and earlier this year the City partnered with the Surry Hills Creative Precinct to establish a Rainbow Footpath on the site.

Supporting our cultural life

I am proud that our strong financial position has enabled Council to continue investing \$35 million each year to the cultural and creative life of our city.

Direct funding through our grants and sponsorship – over \$100 million in the last decade – is only one lever at our disposal. We know that the leadership we provide through our city planning, regulatory reform and the management of our property portfolio is also critical.

In 2017 we opened the East Sydney Community Arts Centre, a \$10 million transformation of the former Heffron Hall into a creative hub with space for cultural and community uses designed by Lahz Nimmo Architects.

In the next term of Council, we look forward to opening the City of Sydney Creative Studios, a \$25 million state-of-the-art creative centre for dance, theatre, music, film and visual arts facilities will be completed in the city centre following an agreement negotiated by the City and developer, Greenland Australia – it's a 99 year lease at a peppercorn rate.

A major rejuvenation of Oxford Street is on the way after the City of Sydney agreed to lease three blocks of properties for 99 years to Ashemorgan group. Ashemorgan will provide 11,000 square metres of new creative and cultural space, night time options and rooftop bars.

This work will complement our investment in the Foley Street retail spaces, launched in 2017 as a part of the Oxford Street Creative Spaces program.

In 2019 we introduced a new policy adopted which focuses on the impact of busking acts, rather than their type. This included separate protocols adopted for First Nations cultural practice in the public domain - no longer treated as busking which means approvals from the City are not required.

Public art is an important element of any city. In the last five years, we've installed Tracy Emin's The Distance of Your Heart on Bridge Street, renewed Reiby Place with the piece Patchwork of Life, While I Live I Grow, a Green Square public artwork by Maria Fernanda Cardoso and temporary artworks like Maurice Goldberg and Matthew Aberline's 40 Years of Love in Taylor Square and 12 Art and About projects.

Events delivered by the City – Lunar New Year, Christmas, New Years Eve and Art and About – continue to evolve and have grown significantly under this Council's leadership. At the same time, we've been able to provide significant support for some of Sydney's major festival and events such as Sydney Festival, Sydney Film Festival, Sydney Writers Festival and The Biennale.

In 2019, we worked in partnership with the Minister for the Arts, Don Harwin and the Fringe Festival to support a trial of Fringe HQ, a multi-level arts and performance space in the former World Bar in Kings Cross.

The City of Sydney continued its long-standing support of Sydney Mardi Gras this term as they adapted to ever-changing Covid restrictions. In 2019 we were also able to open the Rainbow Crossing at Taylor Square and support Sydney Gay and Lesbian Mardi Gras with a \$50,000 cash to support their successful bid for World Pride 2023.

We want to make sure that our libraries play a central role in the community and respond to changes in population and technology, so we've upgraded our existing libraries and are building new ones. Green Square Library Plaza opened in early 2018 and Darling Exchange Library is part of a new building designed by Japanese Architect Kengo Kuma and Associates that opened in 2019.

To keep the iconic Customs House in public hands, the City purchased the 174 year-old building from the Federal Government.

The City purchased 119 Redfern Street for an Aboriginal and Torres Strait Islander cultural hub in 2018. The fitout is underway and we look forward to opening this facility during the next term of Council.

The City is in the midst of creating a 9-kilometre harbour foreshore walk that highlights Aboriginal history and culture. Named "Yananurala" – which translates to Walking on Country – the signposted walk will include audio and text-based installations and public artworks that recognise and celebrate local Aboriginal community, language, culture, resilience and connection to Country and the harbour.

The key artwork 'bara' by Judy Watson will sit on the Tarpeian Lawn above Dubbagullee (Bennelong Point). It will be a tribute to the resilience of Aboriginal and Torres Strait Islander cultures and will become one of the most significant artworks in Sydney's history. We look forward to unveiling this artwork with the community when Covid restrictions allow.

The City is deeply committed to Reconciliation in partnership with its Aboriginal and Torres Strait Islander peoples and in 2015 adopted our inaugural Innovate Reconciliation Action Plan. In 2016, the Eora Journey Economic Development Plan was adopted. The City's three-year Stretch Reconciliation Action Plan (RAP) was adopted in November 2020.

Working in Partnerships

I would like to thank the many members of our advisory panels and reference groups who have worked with Councillors and City staff to achieve these remarkable outcomes.

This includes the Aboriginal and Torres Strait Islander Advisory Panel, Better Building Partnership, Central Sydney Planning Committee, Chinese New Year Advisory Panel, City Switch National Steering Group, Curatorial Advisory Panel, Cycling Advisory Committee, Design Advisory Panel, Eora Journey Public Art Working Group, Green Living Centre Reference Committee, Inclusion (Disability) Advisory Panel, Late Night Premises Reference Group, Live Music Live Performance Taskforce, Mid-Tier Industry Reference Group, Night Time City Operations Group, Night Time City Transport Working Group, Public Art Advisory Panel, Residential Apartment Sustainability Reference Group, Retail Advisory Panel, Safe Space Steering Group, Social Sustainability Taskforce and Sustainability Strategy Reference Group.

I would also like to thank the tens of thousands of people – residents, workers, business owners, representatives of the not for profit and business sectors and Government representatives – who have shared their knowledge and advice and who have been active and engaged contributors to our city. The important feedback from across our community shapes our policy and informs the detail of how projects are designed and implemented.

I would also like to acknowledge the importance of the City's participation in international collaborations such as the C40 Climate Leadership Group and the 100 Resilient Cities Program.

Sydney was announced as a member of the 100 Resilient Cities network in late 2014. This initiative pioneered by the Rockefeller Foundation helps cities around the world become more resilient to the physical, social and economic challenges of the 21st century. We are now working collaboratively with Councils from across metropolitan Sydney, as well as the NSW government, to develop the Resilient Sydney strategy.

I want to thank Councillors for your contributions and especially those Councillors not seeking re-election – Councillors Craig Chung and Kerry Phelp, and Councillor Christine Forster who has served for two terms.

Importantly, I want to acknowledge the outstanding efforts of City staff over this term. We have benefitted from having dedicated and expert staff, led by our effective and inspiring Chief Executive Officer Monica Barone and our committed and talented group of Directors.

Thank you to the Chief Executive Officer, Directors and all staff for all your hard work and expert advice and commitment to our common goals of Sustainable Sydney 2030 and 2050.

Recommendation

It is resolved that Council acknowledge the contributions of all City Councillors, City of Sydney staff, partners, community members, and all who have worked constructively to achieve a better city.

COUNCILLOR CLOVER MOORE

Lord Mayor

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

It is resolved that Council acknowledge the contributions of all City Councillors, City of Sydney staff, partners, community members, and all who have worked constructively to achieve the great outcomes for our city and for our community.

Carried unanimously.

S051491

Note – During discussion on Item 3.2, the Chair (the Lord Mayor) invited Councillors to address the meeting, it being the last Council meeting of the current term. Each Councillor then addressed the meeting of Council on their term in office.

Adjournment

At this stage of the meeting, at 6.25pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Thalys –

That the meeting be adjourned for approximately 15 minutes.

The motion was carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 6.44pm.

Item 4 Memoranda by the Chief Executive Officer

Item 4.1 End of Term Report 2017-2021

Memorandum by the Chief Executive Officer

To Council:

The City of Sydney is governed by the Local Government Act 1993, Local Government (General) Regulation 2021, the City of Sydney Act 1988 and other relevant legislation.

The Local Government Act 1993 includes principles for local government that councils need to consider when carrying out their responsibilities. These include integrated planning and reporting which incorporates a range of plans and reports, including this End of Term report.

This End of Term report is an update on the progress in implementing the City's Community Strategic Plan - Sustainable Sydney 2030, over the 2017-2021 Council term.

The End of Term Report 2017-2021 provided at Attachment A to the subject memorandum fulfils the requirement to present to Council an update on the progress in implementing the City's Community Strategic Plan - Sustainable Sydney 2030, over the current Council term. This report summarises the progress towards the objectives and community outcomes and describes the activities undertaken and key measures and trends.

An End of Term report is usually prepared every four years and is required to be presented at the last council meeting before the Local Government elections. Local Government elections scheduled for 2020 were delayed until 2021 due to the Covid-19 pandemic. This end of term report covers the extended five-year Council term.

Recommendation

It is resolved that Council note the End of Term report for the period 2017-2021 as shown at Attachment A to the subject memorandum.

MONICA BARONE

Chief Executive Officer

Attachments

Attachment A. End of Term Report 2017-2021

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

It is resolved that Council note the End of Term report for the period 2017-2021 as shown at Attachment A to the subject memorandum.

Carried unanimously.

X025796.017

Item 4.2 Extension of Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link and Post-Election Arrangements

Memorandum by the Chief Executive Officer

To Council:

On 17 May 2021, Council approved Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link - Covid-19 Pandemic (Temporary Procedures) to 31 December 2021, following amendments to the then Local Government (General) Regulation 2005 to temporarily exempt councils from complying with the requirement under codes of meeting practice for councillors to be personally present at meetings in order to participate in them. The exemption has recently been extended and now expires on 30 June 2022.

The Temporary Procedures enable the Lord Mayor to determine requests for attendance at meetings by councillors by audio visual link and to determine that all councillors may attend meetings remotely in circumstances of increased public health risks relating to Covid-19 cases in the Sydney area.

On 29 October 2021, the Office of Local Government released circular 21-35 "2021 Model Code of Meeting Practice for Local Councils in NSW" advising that the new Model Code of Meeting Practice for Local Councils in NSW (Model Meeting Code) has been finalised. The Model Meeting Code contains new non-mandatory provisions that allow councils to permit individual councillors to attend meetings by audio-visual link and to hold meetings by audio-visual link in the event of natural disasters or public health emergencies.

Councils must adopt a Code of Meeting Practice within 12 months of the local government elections. An updated Code of Meeting Practice will be prepared for Council consideration in early 2022 to meet this requirement. This will include provisions relating to attendance via audio-visual link.

The repeal date for section 237 of the Local Government (General) Regulation 2021, which exempts councils from the requirement for councillors to be personally present at meetings in order to participate, has been extended to 30 June 2022. The new Model Meeting Code has been published in the Government Gazette and prescribed by the Local Government (General) Regulation 2021.

In order to provide flexibility, particularly in the post-election recess period (subject to swearing in of Councillors), extending the Temporary Procedures will enable remote meetings to be held over the recess period and to 30 June 2022 if required, while a new Code of Meeting Practice is considered, exhibited and adopted. It is anticipated that Council will resume in-person meetings in 2022, subject to any public health requirements.

It is recommended that minor amendments are made to the Temporary Procedures to also enable attendance at meetings by audio visual link to due to a natural disaster event such as bushfires or flooding and to enable a determination that all councillors attend a meeting using audio visual links in the event of a natural disaster impacting the Sydney area. This is in accordance with the provisions of the new Model Meeting Code.

This memorandum recommends that Council approve the extension of, and minor amendments to, the Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link and delegate authority to the Lord Mayor to determine requests for attendance at meetings by councillors by audio visual link and to determine that all councillors may attend meetings remotely in circumstances of increased public health risks relating to Covid-19 cases in the Sydney area or in the event of a natural disaster impacting the Sydney area.

Post 2021 Election Arrangements

On 24 July 2021, the Minister for Local Government announced that the September 2021 local government elections would be postponed to address the risks posed by the Delta outbreak of Covid-19 in Greater Sydney. A new date for the local government elections has been set for Saturday 4 December 2021.

The NSW Electoral Commission and the Office of Local Government have advised that the declaration of election results will not occur before 21 December 2021 and will most likely occur between 21 and 23 December 2021.

Section 233A of the Local Government Act 1993 requires that a councillor must take an oath of office or make an affirmation oath in person before the Chief Executive Officer, an Australian legal practitioner or a justice of the peace. If taken outside of a meeting, the oath must be “publicly recorded”.

A councillor is able to exercise their functions once a poll is declared, but is not able to attend Council meetings until they take their oath or affirmation.

The City of Sydney post-election extraordinary meeting of Council is currently scheduled to be held in-person on 23 December 2021, subject to the declaration of election results.

Recommendation

It is resolved that:

- (A) Council note circular 21-35 2021 Model Code of Meeting Practice for Local Councils in NSW as shown at Attachment A to the subject memorandum;
- (B) Council approve the extension of and amendments to the Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link as shown at Attachment B to the subject memorandum, to 30 June 2022 or the adoption of a new Code of Meeting Practice (whichever is sooner);
- (C) authority be delegated to the Lord Mayor to determine requests for attendance at meetings by councillors by audio visual link and to determine that all councillors may attend meetings remotely in circumstances of increased public health risks relating to Covid-19 cases in the Sydney area or in the event of a natural disaster impacting the Sydney area; and
- (D) Council note that an updated Code of Meeting Practice, incorporating the mandatory provisions of the Model Meeting Code will be considered early in 2022.

MONICA BARONE

Chief Executive Officer

Attachments

Attachment A. Circular 21-35 2021 Model Code of Meeting Practice for Local Councils in NSW

Attachment B. Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link

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

- (A) Council note circular 21-35 2021 Model Code of Meeting Practice for Local Councils in NSW as shown at Attachment A to the subject memorandum;
- (B) Council approve the extension of and amendments to the Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link as shown at Attachment B to the subject memorandum, to 30 June 2022 or the adoption of a new Code of Meeting Practice (whichever is sooner);
- (C) authority be delegated to the Lord Mayor to determine requests for attendance at meetings by councillors by audio visual link and to determine that all councillors may attend meetings remotely in circumstances of increased public health risks relating to Covid-19 cases in the Sydney area or in the event of a natural disaster impacting the Sydney area; and
- (D) Council note that an updated Code of Meeting Practice, incorporating the mandatory provisions of the Model Meeting Code will be considered early in 2022.

Amendment. Moved by Councillor Chung, seconded Councillor Forster –

It is resolved that:

- (A) Council note circular 21-35 2021 Model Code of Meeting Practice for Local Councils in NSW as shown at Attachment A to the subject memorandum;
- (B) Council approve the extension of and amendments to the Temporary Procedures for Attendance by Councillors at Meetings by Audio-Visual Link as shown at Attachment B to the subject memorandum, with the following exceptions:
 - (i) Clause 5 is deleted; and
 - (ii) Clause 14 will read “Where it is required by a Public Health Order involving Covid-19 cases impacting the Sydney area or in the event of a declared natural disaster impacting the Sydney area, the Lord Mayor may determine a need for all councillors to attend the meeting remotely. In such situations, the Lord Mayor will advise that the meeting will be held entirely remotely using audio visual links”,

to 30 June 2022 or the adoption of a new Code of Meeting Practice (whichever is sooner);
- (C) where it is required by a Public Health Order, the Lord Mayor may determine requests for attendance at meetings by councillors by audio visual link and may determine that all councillors may attend meetings remotely in circumstances of increased public health risks relating to Covid-19 cases in the Sydney area or in the event of a declared natural disaster impacting the Sydney area; and
- (D) Council note that an updated Code of Meeting Practice, incorporating the mandatory provisions of the Model Meeting Code will be considered early in 2022.

The amendment was lost on the following show of hands –

Ayes (3) Councillors Chung, Forster and Vithoukias

Noes (7) The Chair (the Lord Mayor), Councillors Kok, Miller, Phelps Scott, Scully and Thalís.

Amendment lost.

The substantive motion was carried unanimously.

S051923-02

Item 4.3 Local Pedestrian, Cycling and Traffic Calming Committee - Appointment of Interim Chairperson

Memorandum by the Chief Executive Officer

To Council:

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

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

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

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

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

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

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

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

- Transit Systems representative;

- Transport Workers Union representative;
- Cycling Representative appointed by the Lord Mayor;
- Pedestrian Representative appointed by Council; and
- Local Health District Representative appointed by Council.

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

At the Council meeting of 21 September 2021, Councillor Philip Thalys and Councillor Linda Scott were appointed Chairperson and alternate Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee respectively for a term of office ending on the day appointed for the next ordinary election of Council, namely 4 December 2021.

Arrangements for the Post-2021 Local Government Election Period

On 24 July 2021, the Minister for Local Government announced that the September 2021 local government elections would be postponed to address the risks posed by the Delta outbreak of Covid-19 in Greater Sydney. A new date for the local government elections has been set for Saturday 4 December 2021.

The NSW Electoral Commission and Office of Local Government have advised that the finalisation of election results will most likely be between 21 and 23 December 2021.

There will be no councillors in office between at least 4 December 2021 and 21 December 2021 (which is the first day on which the polls may be declared).

There are currently no meetings of the Local Pedestrian, Cycling and Traffic Calming Committee scheduled for December 2021 or January 2022. However, in order to facilitate any extraordinary meetings of the Local Pedestrian, Cycling and Traffic Calming Committee during this period, it is considered prudent that an interim Chairperson be appointed. It is noted that matters may need to be urgently considered in this period in relation to, for example, traffic control arrangements for New Year's Eve and other events being held over the summer period. These arrangements may need to be considered at short notice should public health orders or concerns require a variation to currently anticipated traffic control measures.

In order to ensure that there will be capacity to hold a Local Pedestrian, Cycling and Traffic Calming Committee during this period should one be required, it is recommended that the Chief Executive Officer be appointed as interim Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee for the period 4 December 2021 to the day of the post-election extraordinary meeting of Council, when a Councillor Chairperson and alternate Chairperson will be appointed.

Recommendation

It is resolved that Council:

- (A) note the Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee, as shown at Attachment A to the subject memorandum;
- (B) note the informal (non-voting) representatives to the Local Pedestrian, Cycling and Traffic Calming Committee, as outlined in the subject memorandum;
- (C) appoint the Chief Executive Officer as the Interim Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee for a term commencing 4 December 2021 and ending on the day of the post-election extraordinary meeting of Council; and
- (D) note that a CEO Update will be provided in relation to any matters dealt with by the Local Pedestrian, Cycling and Traffic Calming Committee during this period.

MONICA BARONE

Chief Executive Officer

Attachments

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

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

It is resolved that Council:

- (A) note the Policies and Procedures of the Local Pedestrian, Cycling and Traffic Calming Committee, as shown at Attachment A to the subject memorandum;
- (B) note the informal (non-voting) representatives to the Local Pedestrian, Cycling and Traffic Calming Committee, as outlined in the subject memorandum;
- (C) appoint the Chief Executive Officer as the Interim Chairperson of the Local Pedestrian, Cycling and Traffic Calming Committee for a term commencing 4 December 2021 and ending on the day of the post-election extraordinary meeting of Council; and
- (D) note that a CEO Update will be provided in relation to any matters dealt with by the Local Pedestrian, Cycling and Traffic Calming Committee during this period.

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

That clause (B) be amended by a substitution of words, such that the phrase ‘appoint the Chief Executive officer as Interim Chairperson’ be changed to ‘appoint the Lord Mayor as the Interim Chairperson’.

The amendment was lost on the following show of hands –

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

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

Amendment lost.

The substantive motion was carried unanimously.

S062388

Item 5 Matters for Tabling

5.1 Disclosures of Interest

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

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

Carried unanimously.

5.2 Petitions

(a) Oxford Street Planning Proposal for a Creative and Cultural Precinct

The following Petition, of which notice was given by Councillor Vithoukas, was tabled.

Artists, art students, architects, musicians, writers and actors have had a long association with Oxford Street from the mid-nineteenth century. As residents, lessees, frequenters and visitors with a working interest in the Oxford Street area, we support the aims and objectives, but not the formula applied in the City of Sydney Council Draft Proposal, to provide creative floorspace and support creative enterprise in a Creative and Cultural Precinct.

We are not persuaded that the Local Environment Plan controls for Oxford Street should be dramatically revised to promote commercial redevelopment in the name of a Creative and Cultural Precinct. We do not believe a token 10% allocation for Creative Space justifies the addition of 10 metres in height for two storeys of commercial floorspace to all buildings in a Heritage Conservation Zone. We believe the target of +42,500 square metres of floorspace can only be gained at the cost of the character of Oxford Street and will not result in the retention or creation of affordable Creative floorspace, nor in the revitalisation of Oxford Street businesses. The business revival of Oxford Street will depend on market conditions for ground-floor shopfront businesses and accessible first-floor or basement floorspace, not additional rooftop uses.

We do not believe that the economic, cultural, creative and heritage rationale for the Masterplan in its current form can withstand scrutiny. The case for the Masterplan is not supported by evidence of many studies commissioned by Council for this purpose.

“Given the relatively low level of demand expected, large scale changes to planning controls to facilitate new development are not required. Instead, consideration could be given to how to best utilise existing floorspace within the precinct to cater to different types of demand, and to target redevelopments to deliver new capacity while respecting the precinct’s heritage and character.”

- Oxford Street Floor Space Supply and Demand Study on Demand for Creative Floorspace, p 49, ‘SGS Economics and Planning’ March 2021. Prepared for City of Sydney.

We therefore call on Council:

- to suspend ratification of the Draft Proposals for a Creative and Cultural Precinct;
- to review the Draft Local Environment Plan controls, to revise the +10m formula and diminish the height of proposed additions by one storey, depending on development context;
- to exempt heritage-listed buildings, and those recommended for listing as heritage items by the Heritage Study, from the 10m additions under the Alternative controls;

- to support the incentive for heritage conservation with direct grants;
- to bring the heritage provisions of the Draft Development Control Plan (DCP) into line with the 2006 Heritage DCP;
- to review the proportion of Creative Space from 10% to 50% in order to qualify for additions under the Alternative controls; and
- to increase the incentive for provisions of Creative Space with rate subsidies including affordable combined studio / living spaces for artists.

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

It is resolved that the Petition be received and noted.

Carried unanimously.

Point of Order

During discussion of Item 5.2(a), Councillor Vithoukias raised a point of order in relation to the consideration by councillors of the concerns of the community.

The Chair (the Lord Mayor) did not uphold the point of order and advised Council that this planning matter is currently on public exhibition and the public can make submissions which will inform any decision of Council.

(b) Petition for the City of Sydney to Employ the Band Mojito Joe at the Saturday's King Cross Organic Food Markets

The following Petition, of which notice was given by Councillor Scully, was tabled.

Each band member is excellent in their own field, being a singer, saxophonist and guitarist. The band's presence at the Saturday's Markets in Fitzroy Gardens attracts a larger number of people. We believe that this is a great addition to the cultural life of the area. The band is a great drawcard for tourists and for residents of other areas. This band creates a climate of joy, harmony and community, which is very welcome in these difficult times.

We believe that if the City engages the services of this band on a more permanent basis it would be of a cultural and commercial benefit to the Potts Point community.

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

It is resolved that the Petition be received and noted.

Carried unanimously.

(c) Petition by the Residents of Rainford Street Surry Hills to Calm the Traffic on our Street

The following Petition, of which notice was given by Councillor Scott, was tabled.

Since the construction of the Eastern suburbs light rail, traffic volume within Surry Hills has increased substantially. Local one-way streets such as Rainford Street are now being used as a short cut or 'rat run', to avoid traffic lights and traffic congestion. Petitioners request the City of Sydney investigate traffic calming measures for Rainford Street.

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that the Petition be received and noted.

Carried unanimously.

(d) Sexualised Advertising Petition

The following Petition, of which notice was given by Councillor Scott, was tabled.

Our beautiful residential suburbs of Glebe and Forest Lodge are being impacted by a one size fits all Compliant Development Certificate that allows an 'adult only' retail chain to blast sexualised advertisements within our residential City neighbourhoods.

Development in residential areas of the City of Sydney should protect our beautiful residential suburbs from companies seeking to profit off sexualised and violent images.

Sign this important community petition to call on the City of Sydney to act on enacting planning policies that remove this advertising wherever possible, and where necessary advocate to the NSW State Government to prevent sexualised and violent advertising in our residential neighbourhoods.

Moved by Councillor Scott, seconded by Councillor Miller –

It is resolved that the Petition be received and noted.

Carried unanimously.

(e) Creatives Submission on the Oxford Street Planning Proposal

The following Petition, of which notice was given by Councillor Scott, was tabled.

The following submission details are concerns for heritage protection of Oxford Street, with the following considerations:

- Oxford Street remains a unique Heritage Conservation area that should be defended and protected by Council.
- An inclusive definition of "Heritage" should be incorporated in the "Oxford Street Heritage, Culture and Creative Precinct" and refer to LGBTQI identities informing the character, cultural and creative presence of Oxford Street.
- The marginal 10% provision and protection for creative space cannot justify the sacrifice of heritage listed buildings to become platforms for commercial redevelopment. There are no creative benefits to the sale of heritage values.
- The incentive of additional floorspace for developers irreparably compromises the integrity and conservation of heritage buildings.

- The cost of the proposed redevelopment will not yield affordable creative rental floorspace, nor commercially viable floorspace in the upper storeys without extensive internal and external modifications of fragile heritage buildings. (Lightweight timber construction for the commercial uses envisaged for roof-top additions is questionable; concrete and steel reinforcement of floors, new lift-shafts, and roof-spaces are more likely. Both will require high rental returns per sqm).
- Currently proposed safeguards in the Masterplan Development Control Plan (DCP) to assess conservation plans by developers do not prevent demolition of floors and heritage fabric behind facades or offer sufficient protection to heritage listed buildings.
- The restoration and conservation of heritage buildings should be supported by grants from Council and the NSW Government, and form the core of any plans to revitalise Oxford Street.

We do not believe that the economic, cultural, creative and heritage rationale for the Masterplan in its current form can withstand scrutiny. The case for the Planning Proposal controls is not supported by evidence of many studies commissioned by Council for this purpose.

“Given the relatively low level of demand expected, large scale changes to planning controls to facilitate new development are not required. Instead, consideration could be given to how to best utilise existing floorspace within the precinct to cater to different types of demand, and to target redevelopments to deliver new capacity while respecting the precinct’s heritage and character.”

- Oxford Street Floor Space Supply and Demand Study on Demand for Creative Floorspace, p 49, ‘SGS Economics and Planning’ March 2021. Prepared for City of Sydney.

We therefore call on Council to:

- suspend ratification of the Draft Proposal until recommendations in the Oxford Street Heritage Study, including proposed heritage listing on the Local Environment Plan (LEP), at local and State level, of Oxford Street buildings have been reviewed by an independent Heritage Committee, and a credible Oxford Street Precinct Heritage Management Plan is devised for a revised Masterplan.
- exempt heritage-listed buildings from consideration for floorspace additions under new Masterplan controls.
- review the Local Environment Plan controls and DCP provisions for contributory heritage buildings with consideration to heritage features, streetscape, amenity and capacity for additions on a case-by-case basis.
- revise the formula for +10 additions in terms of possible variations in the application provision for floorspace additions, based on heritage assessment of buildings and streetscape.
- review the criteria for Additions to Heritage buildings in the Masterplan DCP (5.X4.1) and bring these into line with the 2006 Heritage DCP. (Retain Heritage Objectives and Provisions 5.X.3.1)
- publish any redevelopment plans for the Darlinghurst Goal site of the National Art School, before endorsing any redevelopment on the site.
- devise an immediate Oxford Street Restoration Plan, funded by Council rates and proceeds from Ashe Morgan for priority rescue of stonework on heritage facades, and other features requiring immediate restoration and conservation.

- broaden the applicable definitions of Heritage character beyond architecture and streetscape to include the changing social and cultural use of buildings.

Creative Space Provisions

We support the Objectives and Provisions for Creative and Cultural Space in the Masterplan DCP (5.X.2). Our concerns regarding the Creative Space objectives of the Masterplan are as follows:

- The Floor Space Demand and Supply Study concludes that the projected demand for commercial floorspace is not sufficient to justify revision of planning controls for heritage buildings in order to increase supply.
- Many artists continue to rent floorspace in heritage properties on Oxford Street that the Masterplan is slating for commercial redevelopment (eg. Oxford House no 103-105 Oxford Street). Several occupants in Oxford House have migrated to the south side of Oxford Street, following poor management and Council's 99-year lease of its northside properties to Ashe Morgan. Others have left as a consequence of recent redevelopment (eg. 1-11 Oxford Street).
- In addition to those that have already been displaced from existing Creative floorspace, many more will not survive proposed redevelopment under Masterplan controls despite Provision 5.X2.1 of the DCP.
- The Ashe Morgan development does not provide a replicable model for commercial redevelopment that justifies the 10m to be permitted for two additional rooftop storeys on the southside.
- Replacing Creative floorspace formerly subsidised by Council, the Ashe Morgan development on the north side of Oxford Street can however serve as a commercial stimulus to small scale development on the south side that respects the heritage character of the existing streetscape.
- Capital intensive redevelopment requiring extensive consolidation of existing terrace properties will not yield outcomes consistent with small scale creative enterprise and marginal culture business within.
- Demand for Creative floorspace is cost-sensitive and mobile. Since demand for commercial floorspace will take a considerable time to recover following the impact of Covid in the CBD and adjacent areas, floorspace rental cost per sqm will remain relatively affordable to emergent creative enterprise, if the incentive for capital intensive redevelopment is restrained within requisite planning controls.
- Securing 10% for "Creative" space with long-term contracts for specified use in exchange for 90% additional commercial floorspace is not a realistic development model for a cultural precinct.
- The need for affordable combined studio / living spaces should be considered in addition to the proposed provisions for Creative Space in Oxford Street and the Neighbourhood.
- Recent Council approvals of DAs for major buildings on Oxford Street under the 2012 LEP confirm that Heritage is not a negative constraint on restoration and refurbishment of existing buildings that might justify a dramatic revision of planning controls envisaged by the Masterplan (see D/2016/217 for 113-115 Oxford Street; D/2020/1070 for 163-9 Oxford Street).
- A dual system of Controls will add to planning uncertainty and undermine existing approvals protecting heritage under the 2012 LEP.

- Planning controls (Height and FSR) are an extremely blunt tool to channel creative use of floorspace. Rate subsidies are a much more directly responsive and transparent mechanism.

Our opposition to the terms of Oxford Street LEP Planning Controls should not be misconstrued as lack of support for a Masterplan that effectively underwrites the development of creative space and enterprise on Oxford Street.

- Substantially increasing the percentage from 10% to say, 50%, is one approach to increase and change use of floorspace under Alternative controls for non-heritage listed Oxford Street buildings.
- Alternative mechanisms such as rate subsidies can more effectively target existing or additional floorspace for creative use, requiring an annual audit to monitor compliance.

We have further suggestions on measures that can be undertaken by Council to encourage creative use of existing, or additional floorspace on Oxford Street, and add to the character of a Cultural Precinct. We look forward to the opportunity of sharing our views and suggestions with Council.

Moved by Councillor Scott, seconded by Councillor Thalís –

It is resolved that the Petition be received and noted.

Carried unanimously.

(f) Change.org Mountain Biking Petition

The following Petition was tabled by Councillor Miller.

Pedal Camp originated out of a desire from a few local families in Inner Sydney to find or create places for their young kids to learn and practice mountain biking. Most of the trails in Sydney are on the outskirts and are not easily accessible for many Sydneysiders. There are some that are accessible by public transport but most require a car and a driver old enough to have a license. Mountain biking is a sport and pastime that is healthy, not only for the body of the rider but the mind also. It's a recreational activity that bonds families and communities together and effectively protects the local environment from encroaching development as appreciation for it grows. Mountain biking offers a place to engage in an active lifestyle which is essential in the modern age with its more sedentary pastimes especially for younger people playing video games and social media fixations.

For the lucky members of the public who live on the outskirts of Sydney a mountain bike ride is often only a hop skip and a jump away but for the majority of families that live in the more built-up urban areas of Sydney a trip to a trail involves a hell of a lot more effort and planning and so is often not worth the effort.

Riding on Sydney's streets even with the roll out of more separated bike paths is still not particularly attractive for younger people and their parents are often unwilling to approve commuting to school or weekend rides due to safety concerns.

Mountain biking allows for an environment for exercise that doesn't involve dealing with congested traffic or pedestrians. It's a free-flowing joy ride that inspires appreciation for our natural environments. The younger a person learns to ride a bike the more likely they are to use a bike as a form of transport as an adult which benefits all of us as a society. Knowing how to navigate obstacles and handle a bike over small hand-built jump puts the rider in good stead for negotiating the urban bike ride in traffic.

It's easily comparable to the sport of skateboarding. It took local councils and government many years to create places for young people especially to skate. In the absence of properly built skate parks, which are now a dime or a dozen in most local areas, Australian kids would find other urban environments like shopping centres and public malls to ride. The obvious downside to this was the negative interaction between skateboarders and the general public. We believe you can look at the evolution of skate parks in Australia and find a similar opportunity for mountain biking. The recently opened Skate Park at Sydney Park cost a whopping \$6,000,000. It has proved to be very popular with locals and is a brilliant addition to Sydney Park. Pedal Camp would like to see a small area of Sydney Park set aside for the pursuit of mountain biking. This area doesn't need to be very large, in fact it can be as short as a 100-metre loop. Turns, berms and some small jumps can easily coexist with other users of parklands. After all our parklands are there for the benefit and use of all community members. Currently, Sydney Park allows commercial use for Boot Camps so it's reasonable to allow access to other users especially for a non-profit activity like bike riding.

Pedal Camp has already spent time creating some trials on the Eastern side of Sydney Park out of the way of joggers and dog walkers. It's got enough elevation to create a good loop for a proper mountain bike workout. So far, the trails are "unofficial" and built with all trees protected. Recently the council has torn down some of the jumps and covered over the small cross-country loop. They have been rebuilt multiple times but it's disheartening to see all the hard work of many people destroyed. We would like to collect signatures from the local community to show the groundswell of support that exists for the trails.

We have received so much positive feedback from passers-by and increasing numbers of riders who now use the trails. But we need to show this support in numbers so that we can show the council there is a desire for a small mountain bike loop in Sydney Park.

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

It is resolved that the Petition be received and noted.

Carried unanimously.

(g) Lang Road Stop the Trucks Petition

The following Petition was tabled by Councillor Scully.

This petition is to ask the Council for action to solve a serious traffic and safety issue on Lang Road, Centennial Park.

Despite signage at both ends of Lang Road, the road is being used by numerous trucks over 3 tonnes on every day. This is creating a serious safety issue for the recently created cycle land northbound and for the large number of families, children and other users of Centennial Park who cross Lang Road. This also creates unnecessary noise and congestion on the street and residents' quiet amenity is significantly diminished by excessive sound pollution, harmful toxic fumes and vibration damage. The local police have said that they have fined 120 trucks over 2 years out of approximately 80,000 trucks and given the narrowness of Lang Road, it is not feasible for them to stop and pull over trucks on a regular basis.

Therefore we request that Council:

- upholds the law which prohibits trucks over 3 tonnes from using Lang Road,
- installs cameras to record truck traffic and obtain registration details, and
- imposes fines upon trucks, with remission only with proof of delivery to a residential premise, and uses the revenue to pay for the cameras.

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

It is resolved that the Petition be received and noted.

Carried unanimously.

S044250

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

PRESENT

The Lord Mayor Councillor Clover Moore

(Chair)

Deputy Lord Mayor Councillor Jess Scully

(Deputy Chair)

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

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

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

The meeting of the Corporate, Finance, Properties and Tenders Committee concluded at 3.07pm.

Report of the Corporate, Finance, Properties and Tenders Committee

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

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 8 November 2021 be received, with Item 6.1 being noted, the recommendations set out below for Items 6.2 to 6.6 inclusive being adopted in globo, and Items 6.7 and 6.8 being dealt with as shown immediately following those items.

Carried unanimously.

Item 6.1

Disclosures of Interest

Councillor Linda Scott disclosed a less than significant, non-pecuniary interest in Item 6.8 on the agenda, in that Megan Slinning, a resident of Jones Street, made two donations totalling \$400 to the City of Sydney Labor team in 2021 and a donation of \$100 to the City of Sydney Labor team in 2018.

Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action. She stated that she has not had any contact with this individual regarding 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 recommended the following:

Item 6.2

2021/22 Quarter 1 Review - Delivery Program 2017-2021

It is resolved that:

- (A) Council note the financial performance of Council for the first quarter, ending 30 September 2021, including a Quarter 1 Net Deficit of \$6.4M and the full year Net Surplus forecast of \$1.4M, as outlined in the subject report and summarised in Attachment A to the subject report;
- (B) Council note the Quarter 1 Capital Works expenditure of \$33.8M and a revised full year forecast of \$212.8M, and approve the proposed adjustments to the adopted budget, including bringing forward \$3.8M of funds into 2021/22 capital budget and \$1.0M from the capital works contingency as detailed in Attachment B to the subject report;
- (C) Council note the Information Services capital expenditure of \$4.4M, net of disposals, and a full year forecast of \$23.6M and approve the proposed adjustments to the adopted budget, including bringing forward \$0.6M of funds into 2021/22 capital budget and transfer of \$0.04M from the capital works contingency, as detailed in Attachment B to the subject report;
- (D) Council note the Quarter 1 Plant and Assets expenditure of \$1.4M, net of disposals, and a revised full year forecast of \$14.0M and approve an additional \$1.3M of funds from capital works contingency for the purchase of light vehicles;
- (E) Council note the Quarter 1 Property Divestment of \$19.3M, and the full year forecast net Property Acquisitions of \$131.9M;
- (F) Council note the supplementary reports, including contracts issued over \$50,000, major legal issues and the Quick Response, Banner Pole and Reduced Rate Grant Programs in Quarter 1, as detailed in Attachment C to the subject report;
- (G) Council note the first quarter Community Recovery Plan report, as shown at Attachment D to the subject report;
- (H) Council approve additional donations of:
 - (i) up to \$100,000 to OzHarvest Limited;
 - (ii) up to \$100,000 to Foodbank NSW & ACT Limited; and
 - (iii) up to \$50,000 for SecondBite;
- (I) to support vulnerable communities for the period up to 31 January 2022 upon demonstration of community need;
- (J) Council approve funding of up to \$100,000 to enable a continuation of the Community Emergency Quick Response Grants for not for profit entities to ensure support for community services to address demonstrated urgent needs for the period up to 31 January 2022;
- (K) authority be delegated to the Chief Executive Officer to allocate and donate the funds in (H) and (I), and to enter into any related agreements, upon being satisfied that there is a demonstrated community need, and to report back on grants awarded by way of CEO Update; and

- (L) Council approve an increase of \$45.0M to the CEO Contingency to offset forecast revenue shortfalls, which will decrease the budgeted Operating Surplus from \$110.0M to \$65.0M, and also increase the Capital Works Contingency from \$8.0M to \$13.0M.

Carried unanimously.

X039568

Item 6.3

Public Presentation of the 2020/21 Financial Statements and Audit Reports to Council

It is resolved that Council:

- (A) present the 2020/21 Annual Financial Statements and Auditor's Reports to the public; and
- (B) adopt the 2020/21 Annual Financial Reports subject to the receipt of any submissions over the ensuing seven day period.

Carried unanimously.

X084202

Item 6.4

Investments Held as at 31 October 2021

It is resolved that the Investment Report as at 31 October 2021 be received and noted.

Carried unanimously.

X020701

Item 6.5

Land Classification - Part 15 O'Riordan Street, Alexandria

It is resolved that Council endorse the classification of Lots 5 and 6 in proposed plan of subdivision of Lot 7 in Deposited Plan 818246 (being part of O'Riordan Street, Alexandria), as operational land in accordance with section 31 of the Local Government Act 1993.

Carried unanimously.

X025359

Item 6.6**Land Classification - Various Properties - Transport for NSW Light Rail Land Transfers to the City**

It is resolved that Council:

- (A) endorse the classification of the City acquired property being a subdivision of Lot 10 in Deposited Plan 817603 and Lot 2 in Deposited Plan 1194942, being 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; and
- (B) note that upon completion of the Wimbo Park upgrade, Lots 2, 3 and 8 in proposed plan of subdivision 1272206 will be re-classified to community land with a categorisation of park and included within a plan of management for Wimbo Park for public exhibition and adoption by Council.

Carried unanimously.

X081018

Item 6.7**Land Classification (Confidential)**

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

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

Carried unanimously.

X073031

Item 6.8**Part Closure and Sale - Jones Street, Pyrmont**

Moved by Councillor Scully, seconded by Councillor Thalís –

It is resolved that:

- (A) Council note that the City has entered into agreements with Landream (Pyrmont) Pty Limited (Landream) for the acquisition and redevelopment of the City owned land at 14-26 Wattle Street, Pyrmont including the transfer to Council of freehold strata comprising community facilities to be delivered by Landream;
- (B) Council note that as a condition of the Stage 1 Development Consent a Voluntary Planning Agreement has been entered into based on the public benefit offer from Landream to acquire part of the Jones Street Road Reserve and combined with part of 14-26 Wattle Street deliver a new Jones Street footpath along the frontage to the future development;

- (C) Council endorse the closure of that part of Jones Street required to form the new footpath, and subject to survey, the sale and transfer of the land to Landream (Pymont) Pty Limited for the price set out in Confidential Attachment A to the subject report, subject to the conditions of the executed Voluntary Planning Agreement to be registered on the title of 14-26 Wattle Street, Pymont;
- (D) Council note that an easement and covenant for public access and maintenance will be granted to the City by Landream as a condition of the Voluntary Planning Agreement;
- (E) Council note a closure of road under section 38 of the Roads Act 1993 classifies the land operational land as defined in the Local Government Act 1993; and
- (F) authority be delegated to the Chief Executive Officer to complete the road closure, sale and transfer of part of the Jones Street Road Reserve, including entering into documentation to progress the subdivision and transfer of the land consistent with the terms and conditions of the Voluntary Planning Agreement, and entering into all necessary documentation to complete the sale.

Carried unanimously.

Speaker

Mr Mark Girgis addressed the Corporate, Finance, Properties and Tenders Committee on Item 6.8.

X083720

Item 7 Report of the Environment Committee**PRESENT**

The Lord Mayor Councillor Clover Moore
(Chair)

Councillor Jess Miller
(Deputy Chair)

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

At the commencement of business at 3.06pm those present were -

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

The meeting of the Environment Committee concluded at 3.18pm.

Report of the Environment Committee

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

That the report of the Environment Committee of its meeting of 8 November 2021 be received, with Item 7.1 being noted and Items 7.2 and 7.3 being dealt with as shown immediately following those items.

Carried unanimously.

Item 7.1**Disclosures of Interest**

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

The Environment Committee recommended the following:

Item 7.2

Project Scope - James Watkinson Reserve, Pyrmont

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

It is resolved that Council:

- (A) endorse the scope for improvement works to James Watkinson Reserve 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.

Carried unanimously.

X038110

Item 7.3

Project Scope - Michael Kelly Rest Area, Newtown

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

It is resolved that Council:

- (A) endorse the scope for improvement works to Michael Kelly Rest Area 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.

Carried unanimously.

X038120

Item 8 Report of the Transport, Heritage and Planning Committee**PRESENT**

The Lord Mayor Councillor Clover Moore
(Chair)

Councillor Prof Philip Thalís
(Deputy Chair)

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

At the commencement of business at 3.18pm those present were -

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

Councillor Scott left the meeting of the Transport, Heritage and Planning Committee at 4.23pm, prior to the vote on Item 8.3, and returned at 4.28pm, after the vote on Item 8.3. Councillor Scott was not present at the meeting, which was held remotely, during voting on Item 8.3.

Adjournment

At 3.52pm, it was moved by the Chair (the Lord Mayor) seconded by Councillor Scully –

That the meeting of the Transport, Heritage and Planning Committee be adjourned for approximately 15 minutes.

Carried unanimously.

At the resumption of the meeting of the Transport, Heritage and Planning Committee at 4.15pm, those present were –

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

Councillor Phelps returned at 4.24pm, during discussion and before the vote on Item 8.3.

The meeting of the Transport, Heritage and Planning Committee concluded at 4.29pm.

Report of the Transport, Heritage and Planning Committee

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

That the report of the Transport, Heritage and Planning Committee of its meeting of 8 November 2021 be received, with Item 8.1 being noted, and Items 8.2 to 8.4 inclusive being dealt with as shown immediately following those items.

Carried unanimously.

Item 8.1

Disclosures of Interest

During discussion on Item 8.3, Councillor Linda Scott disclosed a less than significant, non-pecuniary disclosure in that she is the Deputy Chair of CareSuper, an industry superannuation fund run to benefit members.

Councillor Scott stated that she had no knowledge of the planning proposal other than what was included in the Committee papers, but as the applicant mentioned they invest on behalf of superannuation funds she would step out of the meeting for this item for an abundance of caution.

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.

Item 8.2

Post Exhibition - Planning Proposal - 600-660 Elizabeth Street, Redfern - Sydney Local Environmental Plan 2012 and Draft Design Guide

Note – The Transport, Heritage and Planning Committee decided that consideration of this matter shall be deferred to the meeting of Council on 15 November 2021.

At the meeting of Council, it was moved by Councillor Thalys, seconded by the Chair (the Lord Mayor) –

It is resolved that:

- (A) Council note that in a statement to the Lord Mayor, the Minister for Water Property and Housing has confirmed that she is dedicated to growing the number of homes available to the Aboriginal and Torres Strait Islander community within the City of Sydney and across the State. As has been the case in Waterloo where a commitment was made to deliver 10 per cent of the estate as homes for Aboriginal and Torres Strait Islander peoples, the Minister will also ensure a certain proportion of the social housing product is provided for Aboriginal and Torres Strait Islander peoples in this development;
- (B) Council note matters raised in response to the public exhibition of the Planning Proposal – 600-660 Elizabeth Street, Redfern and draft Design Guide – 600-660 Elizabeth Street, Redfern, as detailed in this report and as shown in Attachment A to the subject report;
- (C) Council approve the Planning Proposal – 600-660 Elizabeth Street, Redfern, with amendments in response to submissions, as shown at Attachment B to the subject report, to be sent to the Department of Planning, Industry and Environment to be made as a local environmental plan;

- (D) Council approve the draft Design Guide – 600-660 Elizabeth Street, Redfern, with amendments in response to submissions, as shown at Attachment C to the subject report, to be sent to the Department of Planning, Industry and Environment for approval and subject to the following amendments to clause 3.8(4): Consideration should be given to allocating 10 per cent or more of the total number of dwellings to be provided for Aboriginal and Torres Strait Islander housing; and
- (E) authority be delegated to the Chief Executive Officer to make any minor amendments to Planning Proposal – 600-660 Elizabeth Street, Redfern and draft Design Guide – 600-660 Elizabeth Street, Redfern to correct any minor errors or omissions prior to finalisation.

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

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

- (C) Council approve the Planning Proposal – 600-660 Elizabeth Street, Redfern, with an amendment to increase the Indigenous Housing to at least 30 per cent of the proposed social housing, and other amendments, in response to submissions, as shown at Attachment B to the subject report, to be sent to the Department of Planning, Industry and Environment to be made as a local environmental plan;

The amendment was lost on the following show of hands –

Ayes (4) Councillors Chung, Phelps, Scott and Vithoukas

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

Amendment lost.

The substantive motion was carried unanimously.

X011236

Speakers

John Engeler (Shelter NSW) and Cathy Callaghan (Shelter NSW) addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.2.

Point of Order

During discussion of Item 8.2, Councillor Scott raised a point of order in relation to the amendment she had moved that was subsequently lost.

The Chair (the Lord Mayor) did not uphold the point of order.

Item 8.3**Public Exhibition - Planning Proposal - 2 Chifley Square, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

Note – the recommendation of the Transport, Heritage and Planning Committee was not adopted. The following alternative recommendation was adopted (as contained in the memorandum dated 12 November 2021 from the Director City Planning, Development and Transport, circulated prior to the meeting).

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

It is resolved that:

- (A) Council approve Planning Proposal – 2 Chifley Square, Sydney, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination, subject to amendments to reduce the maximum floor space ratio to 20.3:1 applying to the site, to be consistent with an amended planning envelope in the planning proposal to achieve a minimum 6m tower setback to Chifley Square;
- (B) Council approve Planning Proposal – 2 Chifley Square, Sydney, as shown at Attachment A to the subject report, as amended to reflect (A) above, for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Minister for Planning and Public Spaces to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and to put into effect Planning Proposal – 2 Chifley Square, Sydney;
- (D) Council approve the Draft Sydney Development Control Plan 2012 – 2 Chifley Square, Sydney Amendment, shown at Attachment B to the subject report, as amended to reflect (A) above, for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal – 2 Chifley Square, Sydney, following receipt of the Gateway Determination;
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 2 Chifley Square, Sydney Amendment to correct any drafting errors or ensure it is consistent with the Planning Proposal following the Gateway Determination; and
- (G) authority be delegated to the Chief Executive Officer to prepare a draft planning agreement in accordance with the letter of offer dated 27 October 2021 at Attachment C to the subject report and the requirements of the Environmental Planning and Assessment Act 1979, to be exhibited concurrently with the Planning Proposal.

Carried unanimously.

X038910

Speakers

Mark Stante (Charter Hall) addressed the meeting of the Transport, Heritage and Planning Committee on Item 8.3.

Item 8.4

Fire Safety Reports

Moved by Councillor Thalys, seconded by Councillor Kok –

It is resolved that Council:

- (A) note the contents of the Fire Safety Report Summary Sheet, as shown at Attachment A to the subject report;
- (B) note the inspection reports by Fire and Rescue NSW, as shown at Attachments B to D of the subject report;
- (C) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 94-96 Union Street, Pyrmont as detailed in Attachment B to the subject report;
- (D) not exercise its power to issue a Fire Safety Order under the Environmental Planning and Assessment Act 1979 at this time but note the compliance action as recommended by the City's Investigation Officer at 229-231 Darlinghurst Road, Darlinghurst as detailed in Attachment C to the subject report; and
- (E) exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order as recommended by the City's Investigation Officer to address the identified fire safety deficiencies at 50-54 York Street, Sydney as detailed in Attachment D to the subject report.

Carried unanimously.

S105001.002

Item 9 Post Exhibition - Planning Proposal - 30-62 Barcom Avenue, Darlinghurst - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

Moved by Councillor Thalís, seconded by Councillor Scully –

It is resolved that:

- (A) Council note the requirements of the Gateway Determination issued by the Department of Planning, Industry and Environment to amend the contents of Planning Proposal: 30-62 Barcom Avenue, Darlinghurst prior to exhibition, as shown at Attachment D to the subject report;
- (B) Council note the matters raised in response to the public exhibition of Planning Proposal: 30-62 Barcom Avenue, Darlinghurst and Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst, as shown at Attachment E to the subject report;
- (C) Council approve Planning Proposal: 30-62 Barcom Avenue, Darlinghurst, shown at Attachment A to the subject report and amended in response to submissions, to be made as a local environmental plan under Section 3.36 of the Environmental Planning and Assessment Act 1979;
- (D) Council approve Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst, as shown at Attachment B to the subject report and amended in response to submissions, noting that the approved development control plan will come into effect on the date of publication of the subject local environmental plan; and
- (E) authority be delegated to the Chief Executive Officer to make minor variations to Planning Proposal: 30-62 Barcom Avenue, Darlinghurst and Draft Sydney Development Control Plan 2012 - 30-62 Barcom Avenue, Darlinghurst to correct any minor drafting errors prior to finalisation.

The motion was carried on the following show of hands –

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

Noes (1) Councillor Scott.

Motion carried.

X018299

Item 10 Central Sydney Development Contributions Plan

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

It is resolved that:

- (A) Council note the advice from the Department of Planning, Industry and Environment as to the proposed wording of the amendment of Clause 25K of the Environmental, Planning and Assessment Regulation 2000 to allow for a contribution levy of up to three per cent to new development, with a transitional introduction levy of two per cent applying for new development applications made on or before 30 June 2022 with a cost of more than \$1 million as shown at Attachment B to the subject report;
- (B) Council note the draft amended Central Sydney Development Contributions Plan 2020 at Attachment A as shown at Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to provide a written request to the Minister for Planning and Public Spaces, via the Department of Planning, Industry and Environment, to amend the Central Sydney Development Contributions Plan 2020 as set out in Attachment A to the subject report;
- (D) Council note that, subject to the Minister making the requested Direction, the amended Central Sydney Development Contributions Plan 2020 will commence upon the publication of the amended Clause 25K on the NSW Legislation website; and
- (E) authority be delegated to the Chief Executive Officer to make any minor amendments, correct drafting errors or make necessary changes to implement the requirements of Clause 25K prior to the issue of any Ministerial Direction to amend the Central Sydney Development Contributions Plan 2020.

Carried unanimously.

S064204

Item 11 Questions on Notice

1. Railway Parade, Erskineville

By Councillor Chung

Question

Staff recently advised that the current expected reopening of Railway Parade to two-way traffic is early-mid 2022:

1. Could the Chief Executive Officer please advise why there has been a delay to reopen Railway Parade?
2. Could the Chief Executive Officer please confirm that the decision to reopen Railway Parade to two-way traffic is final and it will be reopened in early-mid 2022?

S129268

Answer by the Chief Executive Officer

1. In May 2021, Council resolved to adopt the shared path solution at Railway Parade. This change in scope has required additional design and approvals from external authorities.
2. Yes, reinstatement to two-way has now been approved by both Council and the Local Pedestrian, Cycling and Traffic Calming Committees (LPCTCC).

2. Outstanding Rubbish Collections

By Councillor Scott

Question

1. Broken down by type of collection how many outstanding collections do the Cleanaway contractors have?
2. What is the average awaiting time between reporting a hard rubbish collection and it being collected by Cleanaway?
3. How much, if any, overtime have City of Sydney staff had to work to assist Cleanaway staff with outstanding collections since June 2021?

S129275

Answer by the Chief Executive Officer

1. As of Monday 15 November 2021, the following booked collections were outstanding:

Scheduled Collection Date and Waste Stream	Number of requests
Book Clean Up - Bulky Household	0
Book Clean Up - Metals	0
Grand Total	0

256 Booked Bulky Waste Collections have been scheduled for 15 November 2021.

As of Monday 15 November 2021, the following reported illegally dumped waste collections were outstanding:

Reported Date	Number of requests
12/11/2021	
Illegally Dumped Waste	1

As of Monday 15 November 2021, the following missed services were reported to Customer Service over weekend 13/14 November 2021:

Missed Services	Number of requests
Bulky Waste Collections	
Mattresses	1
Bulky Household	5
Metal/Whitegoods	3
Bin Collections	
General Waste – Red Bin	6
Green Organics – Green Bin	1
Recycling – Yellow Bins	1
Grand Total	17

All reported missed services will be investigated and collections made as required on 15 November 2021.

2. Booked bulky waste collections have a set collection day each week depending on the suburb. The time difference between booking a collection and the scheduled collection day will vary from one day up to one week; depending on when the collection is booked. The average time for illegally dumped waste to be collected after reporting is two business days.

3. The City's Cleansing Operations team were offered the opportunity to work an additional four hours of overtime on Thursday, 16 September 2021 and Friday, 17 September 2021. This coincided with five Cleanaway staff members contracting Covid-19, therefore reducing the number of staff available for collections.

Overtime was offered to Cleansing Operations staff to assist with bulky waste collections in the Local Government Area. There were six staff (three trucks) on Thursday, 16 September 2021 and two staff (one truck) on Friday, 17 September 2021 that elected to work an additional four hours. This totalled 32 hours of staff overtime across the two afternoons and a total of 111 bookings were collected.

3. Pandemic Leave and Stand Downs for City Staff

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. Broken down by month, how many City staff have had their hours reduced since lockdown began in June 2021?

S129275

Answer by the Chief Executive Officer

3. No City of Sydney employee was stood down under the Splinter Award in 2020. In July 2021, as a result of public health restrictions, 292 employees were stood down with pay under the 2021 Splinter Award. As at 10 November 2021, all employees have returned to their usual work or suitable alternative work.
4. No employees had their hours reduced in June 2021. In July 2021, one part time employee had their hours reduced, with the hours not worked being paid as Covid-19 Special Paid Leave as per the 2021 Splinter Award. This employee remained on this arrangement during August and September 2021 and returned to their normal working hours on 11 October 2021.

In August 2021, 70 employees in Infrastructure Maintenance worked on a roster basis which included a portion of their ordinary pay being paid as Covid-19 Special Paid Leave as per the 2021 Splinter Award. This arrangement remains in place. On 11 October 2021, 131 City Rangers also commenced working a revised roster which included a portion of their ordinary pay being paid as Covid-19 Special Paid Leave as per the 2021 Splinter Award.

4. Plastic Garbage Bags

By Councillor Forster

Question

Why does the City use plastic garbage bags to line its bins throughout the Local Government Area?

S129269

Answer by the Chief Executive Officer

It is not standard practice for the City's Cleansing Operations team to use plastic bin liners in street litter bins across the Local Government Area. However, they are sometimes used to line temporary street litter bins to improve hygiene and cleanliness of bins deployed to CBD and high traffic areas. The Cleansing Operations team are working to phase out this practice to reduce unnecessary plastic usage in the City.

Item 12 Supplementary Answers to Previous Questions

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

Item 13 Notices of Motion

Item 13.1 Residential Reminder to Vote

Moved by Councillor Scott, seconded by Councillor Kok –

It is resolved that:

- (A) Council note:
- (i) at the 2016 Local Government Election the City of Sydney had 59.98 per cent turnout of eligible voters;
 - (ii) in 2016, 55.8 per cent of residents in the City of Sydney were renters. The nature of renting leads to great mobility amongst tenants meaning that people are often moving into, out of and within the City of Sydney, leading to electoral addresses commonly being out of date;
 - (iii) the City's website has information on the 2021 election, as well as links to the NSW Electoral Commission (NSWEC) and Australian Electoral Commission (AEC) to enable residents to check their enrolment details, noting that help in a range of languages is available on the page;
 - (iv) that prior to the delay of the 2021 local government election, a flyer encouraging residents to check their enrolment details with the AEC, and reminding non-residents to apply online, has been distributed to every property in the Local Government Area; and
 - (v) that the NSWEC/AEC are responsible for the maintenance of the residential electoral roll;
- (B) the Chief Executive Officer be requested to:
- (i) continue to provide information about the 2021 Local Government Election (reminder that voting is compulsory/links to appropriate NSWEC/AEC material) via the City's communication channels;
 - (ii) distribute a further flyer reminding residents that voting in the 2021 local government election is compulsory and informing residents of where they can find information about postal voting, iVote, pre-poll and polling day booths; and
 - (iii) translate this flyer into community languages; and
- (C) Council approve up to \$35,000 from the 2021/22 General Contingency Fund for this distribution and translation.

The motion was carried on the following show of hands –

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

Noes (3) Councillors Chung, Forster and Phelps.

Motion carried.

S129266

Adjournment

At this stage of the meeting, at 8.11pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís –

That the meeting be adjourned for approximately 15 minutes.

The motion was carried on the following show of hands –

Ayes (9) The Chair (the Lord Mayor), Councillors Chung, Kok, Miller, Phelps, Scott, Scully, Thalís and Vithoukás

Noes (1) Councillor Forster.

All Councillors were present at the resumption of the meeting of Council at 8.29pm.

Item 13.2 Timing of Lighting Upgrades in Joynton Park

Moved by Councillor Scott, seconded by Councillor Thalís –

It is resolved that:

(A) Council note:

- (i) the City has 368 parks and reserves and 14 sports fields. The majority of iconic and neighbourhood parks have lighting schemes allowing them to be used at night;
- (ii) lighting is provided in the City's parks in accordance with the Sydney Lights Public Domain Design Code (Sydney Lights Code) adopted by Council in 2015;
- (iii) the City has received approximately 200 community enquiries regarding lighting in parks over the past 12 months. These vary considerably in content from not enough light, too much light, lights coming on too late/early, lights not working, lights in the wrong location, lights attracting anti-social behaviour and more;
- (iv) the City is currently undertaking a review and assessment of park lighting levels in Joynton Park;
- (v) a CEO Update, circulated on 16 July 2021 outlined the methodology staff were to take to investigate lighting at Pirrama Park, Joynton Park, Waterloo Park. The investigation will include design and consultation;
- (vi) the City has advised that an installation date is not yet available as outcomes of the investigation process are unknown;
- (vii) the City has committed to investigate lighting options for "off path" areas at Joynton Park;
- (viii) the City is currently analysing all park lighting enquiries received in the past 12 months to identify key issues;
- (ix) the City is currently undertaking a review of the Sydney Lights Code to see if it reflects community expectations regarding park lighting, parks use and safety and will update the Sydney Lights Code if required;
- (x) the outcome of the current City enquiries is not expected to be reported back to Councillors until Quarter 3 2021/22;
- (xi) the City does not expect to be undertaking any upgrade works until 2023/24;
- (xii) residents have expressed concerns about the length of the timeframe in which upgrade works will take place;
- (xiii) the 2019 population estimate for Green Square was 32,910 and this population is expected to grow exponentially to 63,050 by 2026. Joynton Park will be major green spaces for the expanding Green Square community and must be able to be safely enjoyed by all residents at all times; and
- (xiv) Joynton Park operates as a dog park allowing dogs to be off leash at all times. This is a great amenity to the local community but does pose a risk to residents at night when off leash dogs are less visible; and

- (B) the Chief Executive Officer be requested to investigate expediting lighting upgrade work in Joynton Park so it can be completed prior to winter 2022.

Carried unanimously.

S129266

Item 13.3 Vale Myra Demetriou**Procedural Motion**

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

That Item 13.3 be withdrawn as the matter had already been dealt with at Item 3.1.

Carried unanimously.

Item 13.4 Vale Alan Davidson AM MBE

Moved by Councillor Scott, seconded by Councillor Thalís –

It is resolved that:

(A) Council note:

- (i) the passing of former cricketer and long term South Sydney resident Alan Davidson on 30 October 2021 at the age of 92;
- (ii) Alan Davidson was born at Lisarow in 1929, moving to Sydney at the age of 19;
- (iii) Alan Davidson played 44 Tests for Australia between 1953 and 1963;
- (iv) Alan Davidson was a left-arm paceman taking 186 Test wickets with an average of 20.53 during his career;
- (v) Alan Davidson was also an accomplished batsman, hitting five centuries during his Test career;
- (vi) Alan Davidson was the first male cricketer to score 100 runs and take 10 wickets during a single test;
- (vii) Alan Davidson went on to be an Australian Test selector between 1979 and 1984;
- (viii) Alan Davidson spent 33 years as President of Cricket NSW and 20 years as a Trustee of the Sydney Cricket Ground;
- (ix) Alan Davidson was inducted into both the Sport Australia and ICC Hall of Fames;
- (x) Alan Davidson was made a member of the Order of the British Empire in 1964 and awarded the Order of Australia in 1987; and
- (xi) Alan Davidson Oval in Sydney Park was named for the cricketing legend;

(B) all persons attending this meeting of Council observe one minute's silence to commemorate the life of Alan Davidson and his significant contribution to Australian sport;

(C) Council expresses its condolences to Alan Davidson's family; and

(D) the Lord Mayor be requested to convey Council's condolences to Alan's family. Vale Alan Davidson AM MBE.

Carried unanimously.

S129266

Note – All those present at the meeting, held remotely, observed a minute's silence as a mark of respect to Alan Davidson AM MBE.

Item 13.5 Traffic Calming in Rainford Street, Surry Hills

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) residents have reported that since the construction of the Eastern Suburbs and CBD Light Rail, traffic volumes within Surry Hills have changed, with residents reporting increased use of “rat-runs” in laneways;
- (ii) residents report that in particular, one-way streets in Surry Hills, such as Rainford Street, are now being heavily used as a short cut to avoid traffic lights;
- (iii) increased volumes of traffic on narrow one-way streets such as Rainford Street pose safety concerns to pedestrians and local residents;
- (iv) a petition of 41 Rainford Street residents, from approximately 83 per cent of the households, requesting traffic calming measures be investigated for Rainford Street was tabled before Council;
- (v) City staff will arrange for traffic counts in early 2022 once traffic patterns return to normal;
- (vi) the City rejected Transport for NSW’s proposal to ban Right Turns into Bourke Street for eastbound vehicles on Cleveland Street resulting in potential increased traffic in Rainford Street; and
- (vii) the City is currently investigating a Continuous Footpath Treatment (CFT) at various intersections (including Rainford Street) along Crown Street as part of streetscape improvement projects for Crown Street; and

- (B) the Chief Executive Officer be requested to investigate traffic calming measures for Rainford Street and report back to Councillors via the CEO Update.

Carried unanimously.

S129266

Item 13.6 Pedestrian Safety Audit for School Zones

Moved by Councillor Scott, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) there are 36 schools in the City of Sydney with school zones associated with them;
- (ii) that the definition and implementation of school zones are the responsibility of Transport for NSW, however all levels of government have a role in increasing road safety and reducing the road toll;
- (iii) the City prioritises road safety reviews for schools that have recorded crash data on the Centre of Road Safety database;
- (iv) road safety reviews for schools follow the Road Safety Audit Guidelines, but are tailored to focus primarily on safety issues affecting school students;
- (v) the City is currently working on a Road Safety Action Plan for schools;
- (vi) Google mobility data shows that movement from driving in October 2021 was six per cent above baseline levels;
- (vii) between January 2021 and June 2021 driving was 40 per cent above baseline levels. A Transurban survey conducted in July found that an average of eight per cent more people in Melbourne, Sydney and Brisbane intended to travel by car following the pandemic;
- (viii) in May 2020, the City of Sydney published its Active Travel to School Toolkit, encouraging school aged students to use active transport to get to school; and
- (ix) the City supports the NSW Active Transport Charter for Children and runs programs annually targeted at children's road safety; and

- (B) the Chief Executive Officer be requested investigate conducting a pedestrian safety audit in City of Sydney school zones and report findings back to Council via the CEO Update.

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

It is resolved that:

(A) Council note:

- (i) there are 36 schools in the City of Sydney with school zones associated with them;
- (ii) that the definition and implementation of school zones are the responsibility of Transport for NSW, however all levels of government have a role in increasing road safety and reducing the road toll;
- (iii) Transport for NSW have nominated a list of school sites within the City which were recommended for upgrade by the Centre for Road Safety;
- (iv) to undertake this work, the City of Sydney received a funding offer under the Federal and State Government's Stimulus Commitment - Road Safety Program (School Zone Infrastructure) on 31 May 2021, to construct 11 raised pedestrian crossings at seven schools within the City of Sydney;

- (v) these projects are expected to be completed by 31 December 2021;
 - (vi) the City prioritises and actions road safety reviews for schools that have recorded crash data on the Centre of Road Safety database;
 - (vii) in the five years between 2014 and 2018 one incident occurred in an active school zone involving a child;
 - (viii) both the school and streetscape has since been significantly changed to enhance safety;
 - (ix) road safety reviews for schools follow the Road Safety Audit Guidelines, but are tailored to focus primarily on safety issues affecting school students;
 - (x) the City is currently working on a Road Safety Action Plan that coordinates all the work the City does for schools to include the promotion of its school road safety programs;
 - (xi) the City's Road Safety Officer works collaboratively with Parents and Citizens' Associations across the Local Government Area and responds and actions any concerns raised by residents about pedestrian safety;
 - (xii) Google mobility data shows that movement from driving in October 2021 was six per cent above baseline levels;
 - (xiii) between January 2021 and June 2021 driving was 40 per cent above baseline levels. A Transurban survey conducted in July found that an average of eight per cent more people in Melbourne, Sydney and Brisbane intended to travel by car following the pandemic;
 - (xiv) in May 2020, the City of Sydney published its Active Travel to School Toolkit, encouraging school aged students to use active transport to get to school; and
 - (xv) the City supports the NSW Active Transport Charter for Children and runs programs annually targeted at children's road safety;
- (B) the Chief Executive Officer be requested to write to the Secretary of Transport to investigate conducting a pedestrian safety audit in City of Sydney school zones; and
- (C) Council note that the City of Sydney's Road Safety Officer will provide support to Transport for NSW if a Safety Audit is undertaken.

The amendment was carried on the following show of hands:

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

Noes (1) Councillor Scott.

Amendment carried.

The amended motion was carried unanimously.

S129266

Item 13.7 Air Purifiers in Schools

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

It is resolved that:

(A) Council note:

- (i) the City of Sydney is implementing measures to reduce the spread of Covid-19, including implementing air cleaning and monitoring;
- (ii) children under the age of 12 are not currently able to be vaccinated against Covid-19 making them vulnerable to contracting the disease and experiencing severe disease;
- (iii) cleaned indoor air can reduce the spread of Covid-19 between people;
- (iv) the NSW Government has implemented measures to limit the spread of Covid-19 in schools including:
 - (a) vaccinations for staff and eligible students;
 - (b) ventilation;
 - (c) outdoor teaching;
 - (d) using masks;
 - (e) additional hygiene supplies;
 - (f) teaching in smaller groups;
 - (g) continuing enhanced cleaning;
 - (h) maintaining 1 person per 4 square metres; and
 - (i) servicing and cleaning of air conditioning systems;
- (v) the NSW Department of Education purchased 19,000 air purifiers but will not permanently install them in classrooms, instead only distributing them in air quality emergencies;
- (vi) the NSW Government's policy regarding ventilation is that schools should open their windows to create natural ventilation;
- (vii) P&C groups in NSW have raised funds to purchase air purifiers but this has been rejected by the Department of Education; and
- (viii) parents are concerned about the lack of ventilation and air purification in schools, especially as summer temperatures will limit the ability to open windows for natural ventilation; and

(B) the Lord Mayor be requested to write to the Minister for Health and the Minister for Education advocating for air purification systems to be installed in all City of Sydney schools to limit the spread of Covid-19.

Carried unanimously.

S129266

Item 13.8 Creating Space for Recreational Mountain Biking in the City of Sydney

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

It is resolved that:

(A) Council note:

- (i) the City of Sydney Active Transport Survey 2021 revealed:
 - (a) one in five (21 per cent) people surveyed cited the Covid-19 pandemic as a reason for riding a bicycle more often, and there was a growing interest in recreational rides compared to commuting to work or school/university;
 - (b) the main reasons for more regular riding in the past two years were:
 - a desire to get healthy (58 per cent) and;
 - finding out about places and routes that were good to ride (52 per cent); and
 - (c) the key reason why infrequent riders do not ride on a regular basis, is that it is too dangerous to ride on the road. More separation from car traffic and the road would encourage more riding in the City of Sydney;
- (ii) the City of Sydney Cycling Strategy and Action Plan (2018) includes the priorities to Connect the Network (Priority 1) and Support People to Ride (Priority 2). These priorities include a range of supporting actions. Those of specific relevance are:
 - (a) 1.13 Investigate opportunities for more children’s riding areas and learn to ride tracks;
 - (b) 2.2 Provide opportunities for people to build skills and capabilities; and
 - (c) 2.12 Support and work with others who are contributing to getting more people riding;
- (iii) the Sydney Park Plan of Management notes the desire for more park facilities including bike tracks. The Sydney Park Master Plan also proposes a playful, mounded landscape behind the Nursery Depot site with designated areas for bike-riders, skateboarders and rollerbladers;
- (iv) while the City continues to connect the cycling network, there is also a need to encourage more people of all ages to try riding, both in the city and the surrounding areas;
- (v) throughout the pandemic, there was a significant increase in the number of people utilising the City’s public parks and open spaces;
- (vi) specifically, there was high demand from children and teenagers in and around both Alexandria and Potts Point for more recreational biking opportunities. The demand has culminated in a Change.org petition with more than 500 signatures, calling for the City to transition the existing unapproved mountain bike and BMX ‘pump track’, jumps and loop, located on the Eastern side of Sydney Park, to something more permanent; and
- (vii) some of the informal mountain bike tracks located behind the Sydney Park café are causing environmental damage to the park’s bush regeneration areas;

- (B) the Chief Executive Officer be requested to:
- (i) investigate the feasibility of providing mountain bike/BMX track facilities, including pump tracks, loops and jumps within the local government area including:
 - (a) ongoing temporary use of the former Euston Road depot site, the adjoining informal loop and additional 'pump' track for mountain bike/BMX bike use. This is to include signage and protection of bushland, and any potential scope for rider education on how to safely care for and use the track; and
 - (b) closure and re-landscaping of the unapproved tracks causing environmental damage in Sydney Park located behind the café, and for these works to be implemented through community planting days involving the mountain bike/BMX community group;
 - (ii) investigate options for locating a permanent mountain bike/BMX track facility at Sydney Park or another suitable location; and
 - (iii) meet with members of the mountain bike/BMX community to provide input into the project feasibility of temporary and permanent facilities, as well as discuss how to best ensure the protection and care of vegetation; and
- (C) the Lord Mayor be requested to write to Minister for Planning and Public Spaces and Minister for Transport and Roads, Rob Stokes requesting that:
- (i) the remediation of the St Peters interchange site be expedited and appropriately resourced to allow for community use as agreed; and
 - (ii) the Minister provide Council with an update on potential sites where temporary or 'meanwhile use' of NSW Government-owned land might be enabled for recreational mountain and BMX bike riding and/or to meet other community demands.

Carried unanimously.

S129262

Item 13.9 Median Tree Planting

Moved by Councillor Thalys, seconded by Councillor Miller –

It is resolved that:

(A) Council note:

- (i) despite major urban renewal, the City of Sydney has increased tree canopy from 15.5 per cent cover in 2008, to 18.1 per cent in 2019;
- (ii) the City of Sydney aims to increase tree canopy to 27 per cent cover by the year 2050;
- (iii) the City's Greening Sydney Strategy 2021 indicates median tree planting is needed to increase the shading of streets. For example, in local streets wider than 15 metres, an additional row of large sized trees can be planted in a median island;
- (iv) median street tree planting not only shades the carriageway and increases canopy cover, but also reduces the width of the roadway to slow vehicles;
- (v) the City has successfully completed many median tree planting projects including in Glebe, Rosebery, Beaconsfield, Redfern and Pyrmont;
- (vi) a standard detail for medians is provided in the Sydney Streets Design Code. This detail must align with the Roads and Maritime Services Technical Direction nominating medians with kerbs, and therefore should not be flush;
- (vii) the Sydney Streets Design Code provides the following design considerations for corners and kerb radii:
 - (a) to maximise pedestrian safety and comfort by minimum kerb radii while providing adequate accommodation for vehicles; and
 - (b) that the City will review on a case by case basis the merits of any deviation from the standard materials palette to express a distinctive place; and
- (viii) a flush median (as opposed to raised), with wheel stops or sandstone blocks integrated with landscape if required, would create a less-engineered approach to street design, assist pedestrians crossing, allow for better Water Sensitive Urban Design (WSUD) and potentially reduce costs of median tree planting projects; and

(B) the Chief Executive Officer be requested to:

- (i) provide Councillors with a forward plan of future median tree planting proposed across the Local Government Area via a CEO Update; and
- (ii) investigate the addition of flush, Water Sensitive Urban Design or landscape design-led median detailing solutions into the design guidelines for the Sydney Streets Design Code.

Carried unanimously.

S129265

Item 13.10 Maybanke Community Centre

Moved by Councillor Chung, seconded by Councillor Forster –

It is resolved that:

(A) Council note:

- (i) there are currently no full-sized courts or community sports facilities in the Pymont Peninsula;
- (ii) residents have reported that the existing Maybanke Community Centre in Harris Street, Pymont, is not fit for purpose, with its upper court locked and the converted toilet block only capable of accommodating around 10 to 15 people inside;
- (iii) that in recent years developer contributions for social and physical infrastructure raised through developments in Pymont and Ultimo have been redirected to provision of facilities in Green Square and elsewhere in the Local Government Area;
- (iv) the Pymont Peninsula Place Strategy (December 2020) recommends the investigation of the redevelopment of the Maybanke site for “a new indoor community and recreation facility” which could be “linked to contributions from key site development elsewhere in the Peninsula”; and
- (v) that Council have not been provided an update on the timeframes for the Maybanke Community Centre redevelopment since May 2018; and

(B) the Chief Executive Officer be requested to:

- (i) revisit the timeframes for redeveloped community facilities at the Maybanke Community Centre and provide an update to Council via the CEO Update; and
- (ii) provide written advice to the Department of Planning, Industry and Environment (DPIE) that it supports the redevelopment of the Maybanke site in Harris Street, Pymont, as a Community Sports and Recreation Centre and will make the site available for this purpose and call on the Department of Planning, Industry and Environment to include this facility in the Pymont Peninsula Infrastructure Delivery Program.

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

It is resolved that:

(A) Council note:

- (i) as condition of sale the City has negotiated the provision of full sized multi-purpose courts at the Fig and Wattle site in Ultimo because there are currently no full-sized courts or community sports facilities in the Pymont Peninsula;
- (ii) the Ultimo Community Centre provides outdoor multi-purpose courts and the Maybanke Community Centre is used for basketball and tennis;
- (iii) residents have reported that the existing Maybanke Community Centre in Harris Street, Pymont is not fit for purpose, the site is bounded by sandstone and it is steep, which makes it challenging to excavate with its upper court locked for residents to hire and the converted toilet block only capable of accommodating around 10 to 15 people inside;

- (iv) the City of Sydney is currently undertaking an \$5 million upgrade of the Pymont Community Centre to include new toilet and shower facilities; and
 - (v) infrastructure contributions are made by developers to help deliver the infrastructure needed as communities grow, these contributions are used to deliver open space, community facilities, traffic and transport, and stormwater drainage infrastructure across the City of Sydney; and
- (B) the Chief Executive Officer be requested to:
- (i) write to the Department of Planning, Industry and Environment to seek an update on their investigation into the redevelopment of Maybanke Community Centre, as per the Pymont Peninsula Place Strategy; and
 - (ii) update Council after an updated assessment of the recreation needs of Pymont over the next few years, taking into account the delivery of the Fig and Wattle site in 2024, and feedback from the Department of Planning, Industry and Environment as to their own investigations for Maybanke and the Pymont Peninsula, with a view to redeveloping the Maybanke site in Harris Street, Pymont as a Community Sports and Recreation Centre, with an update to Council via CEO Update.

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

Ayes (5) The Chair (the Lord Mayor), Councillors Kok, Miller, Scully and Thalys

Noes (5) Councillors Chung, Forster, Phelps, Scott and Vithoukas.

The Chair (the Lord Mayor) exercised her casting vote in favour of the amendment.

The amendment was declared carried.

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

That the motion be amended to add a clause (C) to read as follows –

- (C) the Lord Mayor be requested to write to the Minister for Planning requesting that the Maybanke Community Sports and Recreation Centre be included in any list of infrastructure being provided to support the roll out of the Pymont Peninsula Place Strategy.

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

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

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

The Chair (the Lord Mayor) exercised her casting vote against the amendment.

The amendment was declared lost.

The amended motion was carried unanimously.

S129259

Points of Order

During discussion of Item 13.10, Councillor Scully raised a point of order, stating that Councillor Chung had impugned the motives of councillors.

The Chair (the Lord Mayor) upheld the point of order.

Councillor Scully raised a further point of order, stating that Councillor Chung had impugned the motives of councillors.

The Chair (the Lord Mayor) upheld the point of order.

Item 13.11 Hydropanels Trial at the City of Sydney

By Councillor Chung

It is resolved that:

(A) Council note:

- (i) SOURCE Global, PBC, is a social enterprise that manufactures Hydropanels, an advanced water technology that requires no piping or electrical infrastructure and utilises solar technology to provide clean renewable drinking water from ambient air moisture. SOURCE water technology is suitable for a variety of applications, including:
 - (a) households, farms, or businesses where there is currently no water service;
 - (b) communities where drinking water does not meet community expectations around taste, aesthetics and trust;
 - (c) emergency supply and disaster preparedness during droughts, water quality events, and fire to maintain minimum supply; and
 - (d) reduction of plastic waste in the community;
- (ii) SOURCE is interested in establishing a demonstration site within the City of Sydney to highlight and showcase their solution to sustainable drinking water; and
- (iii) the City of Sydney has committed to engage with local, national and global networks to share and develop expertise in urban sustainability as part of the Sustainable Sydney 2030 plan; and

(B) the Chief Executive Officer be requested to engage with SOURCE Global to discuss the feasibility of a pop-up demonstration site to trial and showcase the world's first water generator powered by solar, considering locations such as Sydney Park, Hyde Park, Circular Quay and Town Hall.

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

Moved by Councillor Chung, seconded by Councillor Scully –

It is resolved that:

(A) Council note:

- (i) Clean Waters Oceania is a NSW-based, part Indigenous-owned and at its core, a social enterprise that distributes and manufactures an advanced water technology that requires no piping or electrical infrastructure and utilises solar technology to provide clean renewable drinking water. The technology to be deployed will be the first in the world. The water technology is suitable for a variety of applications, including:
 - (a) households, farms, or businesses where there is currently no water service;
 - (b) communities where drinking water does not meet community expectations around taste, aesthetics and trust;
 - (c) emergency supply and disaster preparedness during droughts, water quality events, and fire to maintain minimum supply; and

- (d) reduction of plastic waste in the community;
 - (ii) Clean Waters Oceania is interested in establishing a pop-up short-term showcase demonstration site within the City of Sydney to highlight and showcase their solution to sustainable drinking water;
 - (iii) Clean Waters Oceania will share information and research of their technology with the City of Sydney whilst trailing the technology in the Local Government Area and/or allow the City of Sydney to conduct research of their own on the technology. Additionally, research will be conducted by environmental scientist Dr Jeanine Mallela. The technology and research will be fully endorsed by the Australian National University (ANU), Macquarie University and the MQ Incubator program;
 - (iv) the City of Sydney has committed to engage with local, national and global networks to share and develop expertise in urban sustainability as part of the Sustainable Sydney 2030 plan;
 - (v) temporary installations, like pop-up or demonstration projects to showcase a product or service may fall within the definition of the City's General Event Guidelines;
 - (vi) the City of Sydney has Plans of Management, which outline the appropriate uses of particular public spaces as supported by the community, and so uses must be consistent with these plans; and
 - (vii) using some City of Sydney managed parks and public spaces may require approvals or venue hire fees, and the proponent may be eligible to apply for venue hire waivers. Locations like Customs House Square and Martin Place Amphitheatre are high-traffic locations that are already approved for brand activations and marketing, and may lend themselves well to a pop-up showcase event; and
- (B) the Chief Executive Officer be requested to write to Clean Waters Oceania to explain the process for seeking approval to use sites managed by the City of Sydney for event and brand activations, and to advise about Grants and Sponsorship opportunities available through the City to support a pop-up demonstration site to showcase the world's first water generator powered by solar, considering a time-limited activation at appropriate locations which might include Martin Place Amphitheatre, Customs House Forecourt, Sydney Park, Hyde Park, Circular Quay and Town Hall.

Carried unanimously.

S129259

Item 13.12 Oxford Street Planning Proposal Cultural and Creative Precinct

Moved by Councillor Vithoukias, seconded by Councillor Thalys -

It is resolved that:

(A) Council note:

- (i) on 17 May 2021 Council endorsed the Public Exhibition - Planning Proposal Oxford Street Creative and Cultural Precinct - Sydney Local Environmental Plan 2012 and Draft Sydney Development Control Plan 2012;
- (ii) the Public Exhibition period closed on 5 November 2021;
- (iii) a Petition was tabled at Council today that:
 - (a) contains 342 signatures;
 - (b) was signed by local City of Sydney residents, members of the local creative and LGBTQI community, the local small business community, the Paddington/Darlinghurst community and friends of Oxford Street; and
 - (c) demonstrates the community of signatories are united in their support of the aims of a Cultural and Creative Precinct for Oxford Street, but have concerns for impacts of proposed LEP controls on Heritage, the economic viability of small business, the proportion and the affordability of creative space;
- (iv) the Petition states the concerns of the community, their objections and preferred outcomes regarding the Planning Proposal, including:
 - (a) the request to insert "Heritage" in reference to the "Oxford Street Heritage, Culture and Creative Precinct";
 - (b) defending and protecting the Heritage character of Oxford Street and its listed buildings with a heritage conservation strategy for the Precinct;
 - (c) opposing the LEP controls that significantly increase planning control heights;
 - (d) the request to delay ratification of the Draft Proposal for a Cultural and Creative Precinct to enable a revised planning and design approach following a robust, fair and transparent Community Consultation process;
 - (e) the request to review the Draft Local Environment Plan controls and to revise the +10m formula and diminish the height of proposed additions by one storey depending on development context;
 - (f) to exempt Heritage-listed buildings, and those recommended for listing as heritage items by the Heritage Study, from additions under the Alternative controls;
 - (g) to support the incentive for heritage conservation with direct grants;
 - (h) to bring the Heritage provisions of the Draft Development Control Plan (DCP) into line with 2006 Heritage DCP;
 - (i) to review the proportion of Creative Space from 10 per cent to 50 per cent in order to qualify for additions under the Alternative controls; and

- (j) to increase the incentive for provisions of Creative Space with Rate Subsidies including affordable combined studio/living spaces for artists; and
- (v) a copy of a submission was tabled today in Council that:
 - (a) was submitted during the Public Exhibition Planning Proposal Oxford Street Creative and Cultural Precinct - Sydney Local Environmental Plan 2012 and Draft Sydney Development Control Plan 2012; and
 - (b) was signed by 65 members of the creative community in support of creative space and in defence of the Heritage of Oxford Street; and
- (B) the Chief Executive Officer be requested to:
 - (i) take into account the petition and matters above as part of the public consultation process currently under way for this planning proposal; and
 - (ii) provide an update to Councillors on the timing and progress of the consultation process via the CEO Update by 26 November 2021.

Carried unanimously.

S129267

Extension of Time

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

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

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

Carried unanimously.

Procedural Motion

At this stage of the meeting, pursuant to clause 16.2 of the Code of Meeting Practice, it was moved by the Chair (the Lord Mayor), seconded by Councillor Thalís –

That the meeting of Council be extended by 10 minutes.

Carried unanimously.

At 10.10pm the meeting concluded.

Chair of a meeting of the Council of the City
of Sydney held on Monday 21 February 2022 at which
meeting the signature herein was subscribed.