

# Council

Meeting No 12

Monday 16 December 2024

Notice No 12/1670

Notice Date 12 December 2024

*minutes*

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**Present**

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

Members Deputy Lord Mayor - Councillor Zann Maxwell, Councillor Sylvie Ellsmore, Councillor Lyndon Gannon, Councillor Robert Kok, Councillor Jess Miller, Councillor Yvonne Weldon AM, Councillor Mitch Wilson and Councillor Adam Worling.

At the commencement of business at 5.02 pm, those present were:

The Lord Mayor, Deputy Lord Mayor Councillor Maxwell and Councillors Ellsmore, Gannon, Kok, Miller, Weldon, Wilson and Worling.

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

**Apologies**

Councillor Matthew Thompson extended his apologies for his inability to attend the meeting of Council as he was unwell.

**Acknowledgement of Country and Opening Prayer**

The Lord Mayor opened the meeting with an Acknowledgement of Country and opening prayer.

**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.

Councillor Weldon left the meeting of Council at 5.25pm, prior to discussion on Item 3.4, and returned at 5.32pm, after the vote on Item 3.4. Councillor Weldon was not present at, or in sight of, the meeting of Council during discussion or voting on Item 3.4.

**Order of Business**

Council agreed that the order of business be altered such that Item 14.2 be brought forward and considered prior to Item 4, for the convenience of the public present.

Councillor Gannon left the meeting of Council at 6.25pm, prior to discussion on Item 10.4, and was not present at, or in sight of, the meeting of Council during discussion or voting on Item 10.4. He returned 6.47pm, following the adjournment.

Councillor Worling left the meeting of Council at 6.25pm, prior to discussion on Item 10.4, and was not present at, or in sight of, the meeting of Council during discussion or voting on Item 10.4. He returned 6.47pm, following the adjournment.

Councillor Gannon left the meeting of Council at 6.55pm, prior to discussion on Item 11.3 and returned at 7.04pm after the vote on Item 11.3. Councillor Gannon was not present at, or in sight of, the meeting of Council during discussion or voting on Item 11.3.

Councillor Maxwell left the meeting of Council at 6.55pm, prior to discussion on Item 11.3 and returned at 7.04pm after the vote on Item 11.3. Councillor Maxwell was not present at, or in sight of, the meeting of Council during discussion or voting on Item 11.3.

Councillor Wilson left the meeting of Council at 6.55pm, prior to discussion on Item 11.3 and returned at 7.04pm after the vote on Item 11.3. Councillor Wilson was not present at, or in sight of, the meeting of Council during discussion or voting on Item 11.3.

**Item 1      Confirmation of Minutes**

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

That the Minutes of the meeting of Council of Monday, 25 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

## **Item 2 Statement of Ethical Obligations and Disclosures of Interest**

### **Statement of Ethical Obligations**

In accordance with section 233A of the Local Government Act 1993, the Lord Mayor and Councillors are bound by the Oath or Affirmation of Office made at the start of the Council term to undertake their civic duties in the best interests of the people of the City of Sydney and the City of Sydney Council and to faithfully and impartially carry out the functions, powers, authorities and discretions vested in them under the Local Government Act 1993 or any other Act, to the best of their ability and judgement.

### **Disclosures of Interest**

Councillor Zann Maxwell made the following disclosures:

- a significant, non-pecuniary interest in Item 11.3 on the agenda, in that former Councillor Linda Scott was a supporter of the Sydney Labor campaign, is a Labor member and also donated over the donations threshold. Linda Scott has recently been appointed to the Powerhouse Board and has had a long history of involvement with the Saving the Powerhouse Campaign as a City of Sydney Councillor.

Councillor Maxwell stated he will not be voting on this matter.

- a less than significant, non-pecuniary interest in Item 11.3 on the agenda, in that Elizabeth Elenius was a supporter of the Sydney Labor Campaign and has campaigned on the issue of the Powerhouse. Councillor Maxwell considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Elizabeth was a volunteer in a general way on the campaign, and he did not meet with her to discuss this specific issue. There have also been many campaign groups that have been emailing in relation to this item, contacting all Councillors through email campaigns in a general way.
- a less than significant, non-pecuniary interest in Item 11.3 on the agenda, in that Skye Tito was a supporter of the Sydney Labor Campaign and lives within one of the buildings included in the Modern Residential Flat Buildings in this report. Councillor Maxwell considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Skye did not approach him in relation to this matter, and he was unaware it was coming to Council. Councillor Maxwell received no representations from her in relation to this issue.
- a less than significant, non-pecuniary interest in Item 11.3 on the agenda, in that Jo Holder was a supporter of the Sydney Labor Campaign, is a Labor member and has been a known advocate of the Powerhouse Museum over the years. Councillor Maxwell considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Jo provided a submission to all Councillors on the matter of the Powerhouse as a concerned resident of the community, and he did not meet with her specifically in relation to this issue.

Councillor Sylvie Ellsmore disclosed a less than significant, non-pecuniary interest in Item 3.4 on the agenda, in that she is an ordinary member of The Settlement, who is proposed to receive funding under the Lord Mayoral Minute. Councillor Ellsmore considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she is an ordinary member and holds no decision-making role in The Settlement. She did not discuss this item with anyone at The Settlement.



Councillor Lyndon Gannon made the following disclosures:

- a significant, non-pecuniary interest in Item 10.4 on the agenda, in that he is a close associate with Alex Schuman, CEO Carla Zampatti, through their NSW Liberal Party involvement.

Councillor Gannon stated he will not be voting on this matter.

- a significant, non-pecuniary interest in Item 11.3 on the agenda, in that he is a resident within 41-49 Roslyn Gardens, Elizabeth Bay, Bayview.

Councillor Gannon stated he will not be voting on this matter.

Councillor Mitch Wilson made the following disclosures:

- a significant, non-pecuniary interest in Item 11.3 on the agenda, in that their former employer at Sydney WorldPride, former CEO Kate Wickett, and a close personal friend, Jess Hill, both own apartments in buildings subject to the planning proposal. Former Labor Councillor Linda Scott has been appointed to the Board of the Powerhouse. She also gave a reportable political donation to the City of Sydney Labor campaign in 2024.

Councillor Wilson stated they will not be voting on this matter.

- a less than significant, non-pecuniary interest in Item 11.3 on the agenda, in that Skye Tito was a member of the City of Sydney Labor Campaign in 2024 and rents in one of the modern residential flat buildings subject to the proposed heritage listings. Councillor Wilson considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Skye does not own the property.
- a less than significant, non-pecuniary interest in Item 11.3 on the agenda, in that Jo Holder is involved in the Save the Powerhouse Campaign and was also involved in the Sydney Labor Campaign in 2024. Councillor Wilson considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Jo has not contacted them about this issue.
- a less than significant, non-pecuniary interest in Item 11.3 on the agenda, in that Elizabeth Elenius is involved in the Save the Powerhouse Campaign and is also a member of the Labor Party. Councillor Wilson considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Elizabeth is a long-term active member of Save the Powerhouse and has long campaigned on this issue.

Councillor Yvonne Weldon disclosed a significant, non-pecuniary interest in Item 3.4 on the agenda, in that she is a current board member of Metropolitan Local Aboriginal Land Council, one of the nominated recipient food support providers.

Councillor Weldon stated that she will not be voting on this matter.

Councillor Adam Worling disclosed a significant, non-pecuniary interest in Item 10.4 on the agenda, in that through his work as a Fashion Publicist, he has developed a long-standing relationship with both the Australian Fashion Council and Australian Fashion Week.

Councillor Worling stated he will not be voting on this matter, out of an abundance of caution.

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

**Item 3 Minutes by the Lord Mayor****Item 3.1 Vale Leon Paroissien AM****Minute by the Lord Mayor**

To Council:

Australia's visual arts world is mourning the passing of Leon Paroissien AM on 5 November 2024. Curator and mentor to many, Leon made a significant contribution to Sydney's and Australia's cultural life, including as inaugural Chair of the City's Public Art Advisory Panel.

As with many professionals of his generation, Leon's career began with being awarded a trainee teacher's scholarship which enabled him to study at the Royal Melbourne Institute of Technology (RMIT) and Melbourne Teachers' College. After initially teaching in Victorian secondary schools, he taught art history at the Melbourne Teachers' College and subsequently became a senior lecturer at the Tasmanian School of Art in Hobart. Along the way, he completed a Bachelor of Arts at the University of Melbourne majoring in English, History and Art History, which led to his extensive research for a master's degree in the history of Australian colonial architecture pre-1850 (to be interrupted by later professional postings).

In December 1972, then Federal Minister for the Arts, Gough Whitlam revamped the Australia Council, establishing 7 independent artform boards. Leon was founding director of the Visual Arts Board, a position he held from 1974 to 1980.

In this role, Leon sought funding for artists, exhibitions, and organisations that could support the visual arts. Initiatives included founding (for support of Art History) the Art Association of Australia and New Zealand (AAANZ) in 1974, which celebrated its 50th anniversary in December. A partner organisation also initiated by the Visual Arts Board in 1974 (to support art and design schools nationally) was the Australian Association for Tertiary Art and Design Education (AATADE) – which evolved into the Australian Council of University Art and Design Schools (ACUADS, active since 1981).

Another significant achievement from those years was Leon's role in establishing the Australian Government's Exhibitions Indemnity Scheme, which today continues to enable valuable international cultural works to be seen in Australian galleries and museums, by indemnifying their owners against loss and damage to works loaned.

In late 1983, Leon and his partner Bernice Murphy were appointed as co-curators of the University of Sydney's Power Collection. In 1961, the University received a bequest of £2 million (valued at more than \$60 million today) from the estate of distinguished expatriate artist, John Wardell Power, grandson of William Wardell the architect of St Mary's Cathedral. John Power left his fortune to be used to introduce 'the latest artistic ideas', and 'the purchase of the most recent contemporary art of the world' to Australia. In 1968, the University of Sydney began to amass an extensive collection of contemporary art, and Leon and Bernice were determined that it would be more widely seen.

Negotiations with the then Premier, Neville Wran led to the former Maritime Services Building at Circular Quay being secured in 1984. Renovation designs by Andrew Andersons were confirmed in 1989, and 2 years later it opened as the Museum of Contemporary Art (MCA) with Leon as its first Director and Bernice its Chief Curator.

This was the first major public institution dedicated to collecting and exhibiting contemporary Australian and international artworks, with Leon describing it as "a facility of national cultural significance".

Leon left the MCA in 1998 to become founding director of a second Museum of Contemporary Art, this time in Taipei. It opened in 2001.

Leon maintained his involvement in Australia's cultural life. He was a strong supporter of the Biennale of Sydney, having been its Artistic Director in 1984. He chaired many boards and committees, including the Sydney Olympic Public Art Advisory Committee, and later Object: Australian Design Centre in Sydney, as well as the City's Public Art Advisory Panel from 2007 to 2019. Leon edited Art and Australia and many other publications and authored several books. The most recent was Andrew Andersons: Architecture and the Public Realm (2020) co-authored with Bernice, which reflected his longstanding interest in the relationship between the visual arts and architecture in shaping the public domain of civic experience.

In all these roles he mentored countless curators, arts administrators and others, including many City staff. Many will remember Leon for this personal support as much as his public achievements.

In a statement describing Leon's contribution, Susan Templeman, the Australian Government's Special Envoy for the Arts said, "Leon planted seeds from which towering trees have grown".

We are fortunate that many of those seeds were planted in the City of Sydney.

### **Recommendation**

It is resolved that:

- (A) all persons attending this meeting of Council observe one minute's silence to commemorate the life of Leon Paroissien and his contribution to the visual arts, Australia's cultural life, and to the City of Sydney as inaugural Chair of the Public Art Advisory Panel and in other roles;
- (B) Council express its condolences to Leon's partner, Dr Bernice Murphy, his son, David and daughter, Karen and his many friends and former colleagues; and
- (C) the Lord Mayor convey Council's condolences to Leon's partner, Bernice Murphy, his son, David and daughter, Karen and their families.

### **COUNCILLOR CLOVER MOORE AO**

Lord Mayor

Moved by the Chair (the Lord Mayor) –

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

Carried unanimously.

S051491

Note – All Councillors, staff and members of the public present stood in silence for one minute as a mark of respect to Leon Paroissien AM.

**Item 3.2 Inquiry on Essential Worker Housing****Minute by the Lord Mayor**

To Council:

In June 2024, a [NSW Select Committee](#) was established to inquire into Essential Worker Housing, which I welcome.

The Committee is tasked with establishing an appropriate definition for essential worker housing and identifying options to increase housing supply for essential workers including through planning mechanisms, developer incentives, opportunities on government-owned land and other reforms.

Essential workers keep our schools, hospitals and communities running, but without genuine rent-capped affordable housing it can be impossible for them to find suitable accommodation in the City of Sydney area. This is also an issue in regional and remote NSW, where insufficient housing supply leads to worker shortages in healthcare, law enforcement, hospitality, tourism and community services.

Affordable housing for essential workers must be included in the NSW Government's plans to increase overall housing supply.

**City of Sydney's submission**

During the consultation period, the committee received 106 unique submissions from community groups, health services, councils, community housing providers and developers. The City made a comprehensive [submission](#) that was informed by consultation with Shelter NSW, Tenants Union of NSW, the Community Housing Industry Association and the NSW Council of Social Service.

While the inquiry is focused on workers and categories of occupations, access to affordable rental housing should be determined by income and not occupation. Incomes within occupations can vary, and occupation categories may not include all people on low incomes.

The City recommends that housing providers use the City's definition and model for providing Affordable Housing. That is housing that is affordable in perpetuity, managed by a registered not-for-profit Community Housing Provider and rent-capped at 30% of gross household income not 20% below market rent.

The NSW Government is introducing planning changes to encourage more housing supply, including the affordable housing incentives, where developers can access up to 20 to 30% additional height and floor space for providing 10 to 15% Affordable Housing for 15 years. This means we could see more registered for-profit community housing providers managing housing and potentially undermining the not-for-profit sector if not carefully regulated. Any registered for-profit community housing provider must be examined and potentially restricted from this, given they are profit driven unlike registered not-for-profit community housing providers.

The City's submission recommends that where housing is not provided in perpetuity, it must be captured on a centralised register. The provider must also be required to comply with the amount of time housing must be provided as affordable. Providers will require additional government support to manage the registration, allocation and administration of affordable housing.

The NSW Government should introduce a gap funding program for developers to provide more Affordable Housing in perpetuity, like in international jurisdictions and consider a program to extend registered properties from 15 years to in perpetuity.

Importantly, the NSW Government must set Sydney Metro or statewide Affordable Housing targets as well as targets on its own land, not just general housing targets and a timeframe for reaching this target. Widespread Affordable Housing contribution schemes should then be applied in other areas to increase the delivery of housing, like the City's Local Government Area (LGA)-wide scheme.

### **Next steps**

The Select Committee is due to report back by 16 June 2025. The committee held hearings in October and December 2024 in Seaforth and Nowra. It is critical that further hearings are also held in Sydney and that essential services in the inner City, including the City of Sydney that employs many essential workers, are able to provide evidence about the importance of suitable and affordable accommodation close to jobs and services.

### **Recommendation**

It is resolved that:

(A) Council:

- (i) note and endorse the City of Sydney's submission to the Select Committee on Essential Worker Housing dated September 2024; and
- (ii) note the need for affordable housing in perpetuity within the City of Sydney to maintain workers close to essential services; and

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

- (i) the Chair of the Select Committee on Essential Worker Housing, Alex Greenwich MP, reiterating the City of Sydney's request to provide evidence at a future hearing; and
- (ii) the NSW Treasurer, the Minister for Planning and Public Spaces, and the Minister for Housing to:
  - (a) provide them with a copy of the City's submission to the Select Committee on Essential Worker Housing;
  - (b) ask them to ensure the NSW Government implements the City's definition of Affordable Housing; housing that is affordable in perpetuity, managed by a registered not-for-profit Community Housing Provider and rent-capped at 30% of gross household income; and
  - (c) ask them to set Sydney Metro or statewide Affordable Housing targets with timeframes including NSW Government-owned land and require widespread Affordable Housing contribution schemes in other areas to increase the delivery of housing, like the City's Local Government Area-wide scheme.

### **COUNCILLOR CLOVER MOORE AO**

Lord Mayor

Monday 16 December 2024

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Moved by the Chair (the Lord Mayor) –

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

Carried unanimously.

S051491

### **Item 3.3      Securing the Future of Community Justice Centres**

#### **Minute by the Lord Mayor**

To Council:

Established and funded by the NSW Government since 1983 under *the Community Justice Centres Act 1983*, Community Justice Centres provide free and confidential mediation by trained professionals who help people solve disagreements (or resolve disputes) without going to court.

They help resolve neighbourhood and strata issues relating to noise and privacy, overhanging trees, dogs and other pets, boundary disputes and access to properties, renovations and building work, and use of common property. They also provide mediation for tenants and landlords, partners and families, and in schools, workplaces, business, and incorporated associations like sporting groups.

#### **An essential part of the justice system**

In 2022-2023, Community Justice Centres in NSW received 8,672 inquiries and arranged 749 mediations including court referrals. Some inquiries do not proceed to mediation, and others are resolved before mediation starts. For example, 79% of neighbourhood disputes are resolved by Community Justice Centres - disagreements that may otherwise consume Council and police time.

Community Justice Centres are an essential part of NSW's legal framework. Access to free mediation services allows people to proactively and voluntarily resolve disputes and avoid time-consuming and costly formal action through the over-loaded courts and NSW Civil and Administrative Tribunal systems.

Community Justice Centres must continue to ensure community cohesion, particularly as the NSW Government seeks to increase housing density with more people living in close proximity. Continuing to have free and effective ways for people to reconcile their differences is essential.

#### **The future of Community Justice Centres**

On [17 November 2024](#), the Sydney Morning Herald reported that the NSW Government intends to repeal the Community Justice Centres Act 1983 and close all Community Justice Centres in NSW by 1 July 2025. There has been no public consultation about the closure with Councils, communities or other relevant stakeholders.

Reports indicate that Community Justice Centres are proposed to be replaced by a limited mediation service administered by the Department of Communities and Justice, that will only deal with court-mandated referrals involving incorporated associations such as sporting groups. The Department of Communities and Justice have since advised the City that they will consult Community Legal Centres about how the closure of Community Justice Centres will impact them.

I support calls from Local Government NSW that access to effective and affordable dispute resolution must not be taken away from our communities – especially during a cost-of-living crisis.

Defunding Community Justice Centres will add another barrier to justice, particularly for people on low incomes and vulnerable members of our community. It will force residents into costly formal legal action, clogging the courts and putting even more strain on our stretched Community Legal Centres, delaying dispute resolution for no real benefit.

## **Recommendation**

It is resolved that:

- (A) Council note:
- (i) Community Justice Centres are an essential part of NSW's legal framework that provide free access to dispute resolution and mediation services avoiding time-consuming and costly formal action through the over-loaded courts and NSW Civil and Administrative Tribunal systems; and
  - (ii) recent media reports that the NSW Government intends to repeal the Community Justice Centres Act 1983 and close all Community Justice Centres in NSW by 1 July 2025 to be replaced with a limited mediation service administered by the Department of Communities and Justice that will only deal with certain court-mandated referrals; and
- (B) the Lord Mayor be requested to write to the NSW Attorney General and the Minister for Local Government calling on the NSW Government to:
- (i) continue funding the full suite of services currently provided by Community Justice Centres in NSW; and
  - (ii) conduct a review into Community Justice Centres in consultation with relevant stakeholders including the community to assess the benefits of Community Justice Centres including potential cost savings for NSW Court and administrative systems and identify service improvements.

## **COUNCILLOR CLOVER MOORE AO**

Lord Mayor

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

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

Carried unanimously.

S051491



### Item 3.4 Food Support for Christmas

#### Minute by the Lord Mayor

To Council:

As part of our Covid response program the City spent \$3.1 million in funding and donations to support emergency food relief between 2020 and 2022. City Staff worked with over 60 organisations including NSW Government agencies, the food relief sector, and Aboriginal Community-Controlled Organisations to ensure food was getting to those who needed it.

In 2023, the demand for emergency food relief continued to grow. Many people sought food relief for the first time, having to prioritise housing, health and heating instead.

In June 2023, Council unanimously resolved to support my [Lord Mayoral Minute](#) to establish a new 3-year \$4.5 million Food Support Grants program to help organisations distribute food to struggling households as the cost-of-living soars.

Since December 2023, the City has provided \$3.9 million in funding to 29 community organisations who in turn support over 200 agencies. As a result, these organisations provided a total of just over 1 million kilograms of food and \$71,200 in vouchers for food insecure people in our city. The Food Support Grants program is currently funded until 30 June 2026.

In addition to funding, the City has a dedicated staff member working with organisations we are funding to increase their impact and reach through the Food Operations Working Group. This has improved access to fresh produce by facilitating a partnership with Sydney Markets enabling First Nations Response, a local food relief service for Aboriginal and Torres Strait Islander people, to source over one tonne of fresh produce weekly.

According to [FoodBank's 2024 Hunger Report](#), food insecurity in Australia has reached a critical point. Almost half of low-income households have faced food insecurity in 2024. FoodBank estimate 3.7 million households across Australia (33%) are now considered either severely food insecure (19%) – where people are skipping meals or going entire days without eating, sometimes to protect other members of their household – or moderately food insecure (14%).

Christmas is a time when families of all kinds, communities and friends come together to share a meal. But for those struggling to afford the basics, going without a meal can be particularly isolating. Local organisations report that families are pleading for both food support and help with gifts for children over the holidays.

I recommend that Council make donation of \$10,000 each to 16 local grassroots organisations that serve a meal on Christmas day or provide food hampers and gifts to enable food insecure local families and communities in our area to celebrate the holidays.

It is also critical that we investigate opportunities to extend the City's Food Support Grants Program beyond 30 June 2026 to continue to help those in need.

### **Recommendation**

It is resolved that:

- (A) Council note:
- (i) during Covid, the City spent \$3.1 million, and worked with over 60 businesses and community organisations, on food relief;
  - (ii) since the establishment of the City's Food Support Grant Program in 2023, the City has provided \$3.9 million in funding to 29 community organisations who in turn support over 200 agencies. These organisations have provided over 1 million kilograms of food, and \$71,200 in vouchers for food insecure people in our city; and
  - (iii) local food relief organisations continue to report increases in demand as the cost-of-living crisis worsens, and that families are pleading for both food support and help with gifts for children over the holidays;
- (B) the Chief Executive Officer be requested to investigate extending the City's Food Support Grant Program when current funding ends on 30 June 2026 and report back to Council; and
- (C) Council approve a \$10,000 donation to each of the following 16 local community organisations to help with meals, food hampers and gifts over the holiday period, totalling \$160,000 to be sourced from the 2024/25 General Contingency Fund:
- (i) Aboriginal Medical Service Co-operative Limited;
  - (ii) Addison Road Centre for Arts, Culture, Community and Environment Ltd;
  - (iii) Asylum Seekers Centre Limited;
  - (iv) The Fact Tree Youth Services Inc;
  - (v) First Nations Response Limited;
  - (vi) Glebe Youth Service Inc;
  - (vii) Kinchela Boys Home Aboriginal Corporation;
  - (viii) Metropolitan Local Aboriginal Land Council;
  - (ix) Mudgin-Gal Women's Aboriginal Corporation;
  - (x) Redfern Youth Connect (Australia) Limited;
  - (xi) Catholic Parish St Canice's Elizabeth Bay as the Operator of a PBI for St Canice's Kitchen;
  - (xii) Sydney University Settlement for the Settlement (Darlington);

- (xiii) The Twenty-Ten Association Incorporated;
- (xiv) The Uniting Church in Australia Property Trust (NSW) for Wayside Chapel;
- (xv) Weave Youth & Community Services Ltd; and
- (xvi) Wyanga Aboriginal Aged Care Program Inc.

**COUNCILLOR CLOVER MOORE AO**

Lord Mayor

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

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

Carried unanimously.

S051491

**Item 3.5 Action Must Follow 2024 Drug Summit****Minute by the Lord Mayor**

To Council:

On 20 November 2023, Council unanimously resolved to support my [Lord Mayoral Minute](#) calling on the Premier to set a date and timeline for his proposed Drug Summit.

Council wanted to ensure that the Summit brought together Members of Parliament, experts in the medical and social aspects of drug use, including young people, police, community representatives, families, and people with experience of drug use and its effects.

Council also wanted the Summit to prioritise developing recommendations for action that would reduce the risk of drug-related deaths and contribute to reducing and ending the harm from illicit drug use. These should include drug checking/pill testing and the reform of the policing of drug use.

Disappointingly, unlike the groundbreaking 1999 Drug Summit, the Drug Summit on 4 and 5 December 2024 provided no opportunity to consider motions from participants or make formal recommendations.

While the Medically Supervised Injecting Centre in Kings Cross was the most high-profile outcome of the 1999 Summit, as a result of a motion I moved, it also made over 170 recommendations relating to young people and drugs, treatment services, drug education, law enforcement, breaking the drugs and crimes cycle and community action.

It appears instead that the Summit's Co-Chairs, Carmel Tebbutt and John Brogden, will prepare a report on the Summit's outcomes. Even more concerning are statements made by the Premier and NSW Minister for Health which appear to pre-empt the Summit's outcomes, including ruling out decriminalisation.

Given the lack of opportunity to formally put forward proposals for reform, a group of Summit participants released an open letter to the Premier requesting action. They include medical and health care professionals, representatives of community organisations and Members of Parliament. The letter is provided at Attachment A to the subject Minute.

The letter:

- notes Unharm has created a plan for a drug checking implementation pilot that NSW can adopt and stresses the need to act ahead of this summer's festival season;
- requests legislative amendments to allow NSW Health to work with drug and alcohol service providers and communities to deliver additional supervised injecting facilities in other locations in the state;
- notes that application of the drug diversion program is open to inequity; and requests that eligibility criteria should be based on set quantities of drugs found on a person;
- requests NSW adopt a strategy to protect people from developing and sustaining dependence on prescription drugs; and
- requests medicinal cannabis to be treated like any other prescription drug in driving laws with offences based on driving under the influence and not the detection of traces of the substance.

The letter expresses hope that these issues will be considered by the NSW Government as a priority and concludes:

‘We cannot wait for more reports, reviews and delayed government responses when we know we could be saving lives now. We call on the government to urgently adopt these key reforms.’

I agree. Accordingly, I am recommending that Council endorse the Open Letter from Delegates of the 2024 Drug Summit.

I also understand that the NSW Minister for Health has asked the Co-Charis of the Drug Summit to prepare an interim report ahead of the upcoming music festival season, which may include recommendations for a pill testing trial, which I support.

### **Recommendation**

It is resolved that:

- (A) Council endorses the Open Letter from Delegates of the 2024 Drug Summit as shown at Attachment A to the subject Minute;
- (B) the Lord Mayor be requested to sign the Open Letter on behalf of the Council of the City of Sydney; and
- (C) if the NSW Government commits to a pill testing trial, the Chief Executive Officer be requested to work with relevant stakeholders to help facilitate the trial including appropriate temporary location in our area.

### **COUNCILLOR CLOVER MOORE AO**

Lord Mayor

### **Attachments**

**Attachment A.** Open Letter from 2024 Drug Summit

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

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

Variation. At the request of Councillor Wilson, and by consent, the Minute was varied by the addition of clauses (D) and (E) to read as follows –

- (D) Council also note the City's harm reduction community gathers annually on International Drug Users Remembrance Day at the memorial tree planted in Lawrence Hargrave Reserve, Elizabeth Bay to remember the people whose lives were unjustly cut short due to the criminalisation and stigmatisation of people who use drugs; and
- (E) the Chief Executive Officer be requested to provide a report to Council in 2025 outlining a plan to better acknowledge and signpost the memorial tree in Lawrence Hargrave Reserve.

Variation. At the request of Councillor Ellsmore, and by consent, the Minute was varied by the addition of clause (F) to read as follows –

- (F) the Lord Mayor be requested to write to the NSW Government, noting that the majority of attendees at the Drug Summit support decriminalisation, and encouraging the NSW Government to approach drug policy as a health issue, rather than a criminal one.

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

S051491

### **Procedural Motion**

At this stage of the meeting, at 5.40pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Gannon –

That the order of business be altered such that Item 14.2 be brought forward and considered before Item 4, for the convenience of the public present.

Carried unanimously.

**Item 4 Memoranda by the Chief Executive Officer****Item 4.1 Council Committees – Functions (Amendment to Start Time)****Memorandum by the Chief Executive Officer**

To Council:

In accordance with the provisions of section 360 of the Local Government Act 1993, the Local Government (General) Regulation 2021 and clause 19.2 of the City of Sydney Code of Meeting Practice (the Code), the council may establish such committees as it considers necessary.

On 10 October 2024, Council resolved to resolved to adopt meeting times, functions, policies and procedures of the following Committees:

- Corporate, Finance, Properties and Tenders Committee
- Environment and Climate Change Committee
- Cultural, Creative and Nightlife Committee
- Equity and Housing Committee
- Community Services and Facilities Committee
- Innovation, Business and Economy Committee
- Transport, Heritage and Planning Committee

Council may elect a Deputy Chairperson of each Committee in accordance with clauses 19.15 and 19.16 of the Code of Meeting Practice, and on 10 October 2024, a Deputy Chairperson was elected to each of the above Council Committees, with the Lord Mayor chairing all Committees.

Following local government elections on 14 September 2024, the Chief Executive Officer was requested to prepare Council Committee functions and a meeting schedule where Committees commenced at 1pm.

Further feedback has been received and the functions and start time have been considered in the meeting cycles to the end of 2024 (October, November and December).

It is recommended that the functions of Council Committees be revised to revert back to a 2pm commencement time.

**Recommendation**

It is resolved that Council endorse and adopt the revised Functions, Delegations, Policies and Procedures of Council Committees, as shown at Attachment A to the subject Memorandum.

**MONICA BARONE PSM**

Chief Executive Officer

**Attachments**

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

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

It is resolved that Council endorse and adopt the revised Functions, Delegations, Policies and Procedures of Council Committees, as shown at Attachment A to the subject Memorandum.

Carried unanimously.

S062388



Note – the updated Terms of Reference for Council’s Committees are as follows –

<b>CORPORATE, FINANCE, PROPERTIES AND TENDERS COMMITTEE</b>
---

Meeting Time: Monday 2.00pm

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Robert Kok

Members: Councillor Sylvie Ellsmore  
Councillor Lyndon Gannon  
Councillor Zann Maxwell  
Councillor Jess Miller  
Councillor Matthew Thompson  
Councillor Yvonne Weldon AM  
Councillor Mitch Wilson  
Councillor Adam Worling

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Finance
- (b) Consideration of budgets and quarterly budget performance
- (c) Information technology policy
- (d) Asset management
- (e) Internal and external audit
- (f) Fees and charges
- (g) Rating matters
- (h) City operational and property investment facilities
- (i) Industrial relations
- (j) Organisational policy
- (k) City property management, including management, maintenance, leasing, licensing and sale of Council property
- (l) Tenders valued at over \$5 million

<b>ENVIRONMENT AND CLIMATE CHANGE COMMITTEE</b>
---

Meeting Time: At the conclusion of the meeting of the Corporate, Finance, Properties and Tenders Committee

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Adam Worling

Members: Councillor Sylvie Ellsmore

Councillor Lyndon Gannon

Councillor Robert Kok

Councillor Zann Maxwell

Councillor Jess Miller

Councillor Matthew Thompson

Councillor Yvonne Weldon AM

Councillor Mitch Wilson

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Environmental management
- (b) Parks, playgrounds and open spaces
- (c) City greening
- (d) Cleansing, waste recycling, and the circular economy
- (e) Urban infrastructure, including roads, footpaths, lighting, stormwater and drainage
- (f) Cycleways
- (g) Sustainability
- (h) Resilience
- (i) Grants and sponsorships related to the above

<b>CULTURAL, CREATIVE AND NIGHTLIFE COMMITTEE</b>
---

Meeting Time: At the conclusion of the Environment and Climate Change Committee

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Mitch Wilson

Members: Councillor Sylvie Ellsmore

Councillor Lyndon Gannon

Councillor Robert Kok

Councillor Zann Maxwell

Councillor Jess Miller

Councillor Matthew Thompson

Councillor Yvonne Weldon AM

Councillor Adam Worling

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Arts, culture, film, creative industries and creative practice
- (b) Cultural events, programs and activities
- (c) Cultural and creative spaces and venue management
- (d) Nightlife activities, programs, and events
- (e) Night time management and safety
- (f) Nightlife industries and the night time economy
- (g) Assistance to cultural organisations
- (h) Grants and sponsorships related to the above

<b>EQUITY AND HOUSING COMMITTEE</b>
-------------------------------------

Meeting Time: At the conclusion of the meeting of the Cultural, Creative and Nightlife Economy Committee

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Zann Maxwell

Members: Councillor Sylvie Ellsmore

Councillor Lyndon Gannon

Councillor Robert Kok

Councillor Jess Miller

Councillor Matthew Thompson

Councillor Yvonne Weldon AM

Councillor Mitch Wilson

Councillor Adam Worling

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Affordable and diverse housing
- (b) Social housing
- (c) Community housing
- (d) Homelessness
- (e) Social, cultural and economic disadvantage
- (f) Diversity and inclusion
- (g) Grants and sponsorships related to the above

<b>COMMUNITY SERVICES AND FACILITIES COMMITTEE</b>
--

Meeting Time: At the conclusion of the Equity and Housing Committee

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Sylvie Ellsmore

Members: Councillor Lyndon Gannon

Councillor Robert Kok

Councillor Zann Maxwell

Councillor Jess Miller

Councillor Matthew Thompson

Councillor Yvonne Weldon AM

Councillor Mitch Wilson

Councillor Adam Worling

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Community facilities
- (b) Community services and safety
- (c) Aquatic and Recreation services
- (d) Child care services
- (e) Library services
- (f) Assistance to community organisations
- (g) Grants and sponsorships related to the above

**INNOVATION, BUSINESS AND ECONOMY COMMITTEE**

Meeting Time: At the conclusion of the Community Services and Facilities Committee

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Lyndon Gannon

Members: Councillor Sylvie Ellsmore

Councillor Robert Kok

Councillor Zann Maxwell

Councillor Jess Miller

Councillor Matthew Thompson

Councillor Yvonne Weldon AM

Councillor Mitch Wilson

Councillor Adam Worling

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

- (a) Innovation
- (b) Economic development and strategy
- (c) Global city relationships, trade and marketing
- (d) Local economies
- (e) Small business
- (f) Visitor economy
- (g) Grants and sponsorships related to the above

<b>TRANSPORT, HERITAGE AND PLANNING COMMITTEE</b>
---

Meeting Times: At the conclusion of the Innovation, Business and Economy Committee

Venue: Council Chamber

Chairperson: The Lord Mayor – Councillor Clover Moore AO

Deputy Chairperson: Councillor Jess Miller

Members: Councillor Sylvie Ellsmore

Councillor Lyndon Gannon

Councillor Robert Kok

Councillor Zann Maxwell

Councillor Matthew Thompson

Councillor Yvonne Weldon AM

Councillor Mitch Wilson

Councillor Adam Worling

Quorum: A majority of the members of the Committee

Functions: To deal with all matters relating to:

(a) Planning instruments (i.e. LEPs, DCPs, Policies)

(b) Transport, access and walkability initiatives and issues

(c) Parking policy

(d) Traffic and the Local Pedestrian, Cycling and Traffic Calming Committee

(e) Referrals from other authorities for comment on any of the above matters

(f) Outdoor dining

(g) Grants and sponsorships related to the above

<p><b>POLICIES AND PROCEDURES OF COMMITTEES</b></p>
---

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



**Item 4.2 Council Submission - Local Government Remuneration Tribunal - 2025 Annual Review****Memorandum by the Chief Executive Officer**

To Council:

The Local Government Remuneration Tribunal (the Tribunal) is required to make an annual determination, on the fees payable to Councillors and Mayors in accordance with section 241 of the Local Government Act 1993 (the Act).

Under the Act, the Tribunal's role is to determine the categories of councils and mayoral offices in NSW, place each council and mayoral office into one of the categories it has determined (at least once every three years), and on an annual basis set the minimum and maximum fees payable to councillors and mayors in each category.

The City of Sydney is currently the only council in NSW categorised as a Principal CBD (the highest category) by the Tribunal. As a matter of standing policy, Council has resolved that having regard to the Tribunal's determination of a fee range for Councillors and the Lord Mayor, Council shall always pay the maximum fees as determined by the Tribunal.

Note that the Tribunal has advised that submissions are to be endorsed by their respective council.

Submissions are due by Friday 20 December 2024.

**Recommendation**

It is resolved that Council endorse the submission to the Local Government Remuneration Tribunal as shown at Attachment A to the subject memorandum.

**MONICA BARONE PSM**

Chief Executive Officer

**Attachments**

**Attachment A.** Council Submission - Local Government Remuneration Tribunal - 2025 Annual Review

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

It is resolved that Council endorse the submission to the Local Government Remuneration Tribunal as shown at Attachment A to the subject memorandum.

Carried unanimously.

S095194.009

## **Item 5 Matters for Tabling**

### **5.1 Disclosures of Interest**

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

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

Carried unanimously.

### **5.2 Petitions**

#### **(a) On Street Dining – Stanley Green Café and Plant Shop, Crown Street, Darlinghurst**

The following Petition, without notice, was tabled by Councillor Gannon.

We, the undersigned, are writing to express our strong support for Stanley Green's proposal to enhance our local streetscape through the creation of an on-street dining area, permissible under the City of Sydney's guidelines for outdoor dining on Crown Street, between Stanley Street and Stanley Lane.

#### **The Proposal:**

Stanley Green, a much-loved plant shop and café in our neighbourhood, is seeking approval to repurpose two car share spaces and one 5-minute parking space outside its storefront into an inviting outdoor dining area. This initiative will foster community connection and create a lively, welcoming street atmosphere.

#### **The Vision:**

Stanley Green's plans will transform the space into a vibrant and attractive destination by:

- **Enhancing the Streetscape:** Adding large pots with greenery and plants to beautify the area.
- **Creating a Parisian-Inspired Atmosphere:** Incorporating elegant umbrellas and alfresco dining seating to evoke the charm of European cafés.
- **Showcasing Local Art:** Collaborating with local artists to design a mural on the concrete barricades, bringing cultural and artistic value to the space.

This proposal aligns with the Council's guidelines and commitment to improving public spaces, fostering community interaction, and supporting small businesses.

#### **Why We Support this Initiative:**

We believe this project will:

- Activate the streetscape, encouraging people to gather and connect.
- Attract visitors and residents, benefiting the broader local economy.
- Showcase Sydney as a City that values innovation, culture, and community-focused design.

We are concerned, however, that council staff have not been supportive of this proposal. This opposition risks losing a valuable opportunity to enhance our neighbourhood and realise the City's broader vision for dynamic and people-focused spaces.

We are signing this petition to urge the city of Sydney Council to approve this proposal and demonstrate its support for community-driven initiatives. Together, we can transform our streetscape into a more vibrant and accessible space for everyone.

Thank you for considering this important initiative.

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

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 AO

(Chair)

Councillor Robert Kok

(Deputy Chair)

Deputy Lord Mayor Councillor Zann Maxwell, Councillors Sylvie Ellsmore, Lyndon Gannon, Jess Miller, Matthew Thompson, Yvonne Weldon AM, Mitch Wilson and Adam Worling.

At the commencement of business at 1.03pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Wilson and Worling.

Councillor Weldon arrived at the meeting of the Corporate, Finance, Properties and Tenders Committee at 1.04pm during discussion and before the vote on Item 6.3.

The meeting of the Corporate, Finance, Properties and Tenders Committee concluded at 2.20pm.

**Report of the Corporate, Finance, Properties and Tenders Committee**

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

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 9 December 2024 be received, with Items 6.1 and 6.2 being noted, the recommendations set out below for Items 6.3, 6.6 to 6.12 inclusive, and 6.14 being adopted in globo, and Items 6.4, 6.5 and 6.13 being dealt with as shown immediately following those items.

Carried unanimously.

**Item 6.1**

**Confirmation of Minutes**

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

That the Minutes of the meeting of the Corporate, Finance, Properties and Tenders Committee of Monday 11 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

**Item 6.2**

**Statement of Ethical Obligations and Disclosures of Interest**

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

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

**Item 6.3**

**Investments Held as at 30 November 2024**

It is resolved that the Investment Report as at 30 November 2024 be received and noted.

Carried unanimously.

X020701

**Item 6.4**

**Delegations of Authority to the Lord Mayor and Chief Executive Officer**

Note – the recommendation of the Corporate, Finance, Properties and Tenders Committee was not adopted. The following alternative recommendation was adopted (as contained in the Information Relevant To Memorandum dated 13 December 2024 from the Executive Director Legal and Governance, circulated prior to the meeting).

Moved by Councillor Kok, seconded by Councillor Miller –

It is resolved that:

- (A) Council approve the Delegations to the Lord Mayor, as shown at Attachment C to the subject report;
- (B) Council approve the Delegations to the Chief Executive Officer, as shown at Attachment D to the subject report, subject to the following amendments to limitation 10 as follows:

The CEO cannot grant approvals to occupy and use public land (as defined in the Local Government Act 1993), crown land or any other land managed by Council where:

The annual rental or fee exceeds \$1,000,000 excluding GST; or

For land classified as community land, the term (including options) exceeds 10 years; or

For all other land, the term (including options) exceeds 15 years.

- (C) Council revoke the existing Delegations to the Lord Mayor dated 22 August 2022 and Delegations to the Chief Executive Officer dated 22 August 2022 as shown at Attachments A and B to the subject report.

Amendment. Moved by Councillor Ellsmore, seconded by Councillor Weldon –

That the motion be amended (in relation to limitation 10) by the addition of clause (B)(c) to read as follows (other clauses to be renumbered accordingly) –

- a. For community facilities and buildings, including under the Accommodation Grant Program, where the Council has not been given advance notice of the intention to issues the approval prior to any expression of interest or similar process being undertaken.

The amendment was lost on the following show of hands –

Ayes (2) Councillors Ellsmore and Weldon

Noes (7) The Chair (the Lord Mayor), Councillors Gannon, Kok, Miller, Maxwell, Wilson and Worling.

Amendment lost.

Substantive motion carried unanimously.

X109863 and X101731

### **Item 6.5**

#### **Post Exhibition - Code of Meeting Practice and Councillors' Expenses and Facilities Policy**

Note – the recommendation of the Corporate, Finance, Properties and Tenders Committee was not adopted. The following alternative recommendation was adopted (as contained in the Information Relevant To Memorandum dated 13 December 2024 from the Manager OCEO, circulated prior to the meeting).

Moved by Councillor Kok, seconded by Councillor Worling –

It is resolved that:

- (A) Council note the submission received from the community on the draft Code of Meeting Practice as outlined in the subject report;
- (B) Council adopt the revised City of Sydney Code of Meeting Practice as shown at Attachment A to the subject report;
- (C) Council fix the order of business of meetings of council as the following:
  - (i) opening of the meeting;
  - (ii) acknowledgement of country;
  - (iii) prayer at the discretion of the Chair;
  - (iv) apologies and applications for a leave of absence by councillors;
  - (v) confirmation of minutes;
  - (vi) statement of ethical obligations and disclosures of interest;
  - (vii) minutes by the Lord Mayor;
  - (viii) memoranda by the Chief Executive Officer;
  - (ix) matters for tabling;
  - (x) reports of committees;
  - (xi) reports to council;
  - (xii) questions on notice;

- (xiii) supplementary answers to previous questions;
- (xiv) notices of motion; and
- (xv) conclusion of the meeting;
- (D) authority be delegated to the Chief Executive Officer to make amendments to the Code of Meeting Practice in order to correct any minor drafting errors and finalise design, artwork and accessible formats for publication;
- (E) Council note the submission received from the community on the draft Councillors' Expenses and Facilities Policy as outlined in the subject report;
- (F) Council adopt the revised Councillors' Expenses and Facilities Policy as shown at Attachment B to the subject report; and
- (G) authority be delegated to the Chief Executive Officer to make amendments to the Councillors' Expenses and Facilities Policy in order to correct any minor drafting errors and finalise design, artwork and accessible formats for publication.

Variation. At the request of Councillor Ellsmore, and by consent, the motion was varied such that clause (B) read as follows –

- (B) Council adopt the revised City of Sydney Code of Meeting Practice as shown at Attachment A to the subject report, subject to an insertion in section 3.23 so as to require that answers to Questions on Notice put to the Chief Executive Officer are to be included in the business papers for the relevant meeting of the Council, at least 3 hours prior to the start of the relevant meeting where possible, or orally at the meeting;

Amendment. Moved by Councillor Ellsmore, seconded by Councillor Weldon –

That the motion be amended such that clause (B) read as follows –

- (B) Council adopt the revised City of Sydney Code of Meeting Practice as shown at Attachment A to the subject report, subject to the following amendment:
  - (i) insertion of a section on Addressing Council Meetings to allow members of the public the ability to address Council meetings in the same way as they are able to address Committee members; and
  - (ii) the ability of members of the public to address Council meetings is to be limited to business which has not previously been discussed at the preceding Committee meeting.

The amendment was lost on the following show of hands –

Ayes (2) Councillors Ellsmore and Weldon

Noes (7) The Chair (the Lord Mayor), Councillors Gannon, Kok, Miller, Maxwell, Wilson and Weldon.

Amendment lost.

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

S051923

**Item 6.6**

**Project Scope - Bay Street Depot Upgrade**

It is resolved that Council:

- (A) endorses the scope of works for the Bay Street Depot upgrade works as described in the subject report and as generally indicated at Attachment B to the subject report for progression to required planning approvals, detailed design, documentation and construction of works; and
- (B) note the financial implications and timeframes outlined in the subject report.

Carried unanimously.

X089172.006

**Item 6.7**

**Public Exhibition - Naming Proposal - Heckle Lane**

It is resolved that:

- (A) Council provide in-principle approval to name this unnamed lane off Waterloo Street in Surry Hills "Heckle Lane", and that the name be placed on public exhibition for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council on the results of the public consultation process.

Carried unanimously.

X102587.002

**Item 6.8**

**Public Exhibition - Naming Proposal - Frog Lane**

It is resolved that:

- (A) Council provide in-principle approval to name this unnamed lane that borders 811 Elizabeth Street, Zetland as "Frog Lane", and that the name be placed on public exhibition for a minimum period of 28 days; and
- (B) note that a further report will be submitted to Council on the results of the public consultation process.

Carried unanimously.

X102587.002



**Item 6.9****Proposed Land Classification - 57C Ashmore Street, Erskineville**

It is resolved that Council:

- (A) endorse public notification of the proposed resolution: "It is resolved to classify 57C Ashmore Street, Erskineville NSW 2043 (being Lot 8 in DP 1262184) which is to be transferred to Council for future public purposes, as operational land in accordance with section 31 of the Local Government Act 1993 (NSW)", on the basis that the classification is an interim measure to support operational management until the land can be re-classified as community land and included within the Generic Plan of Management; and
- (B) note that a further report to Council, to inform of the outcomes of public notification and recommendation on classification will follow the notification period.

Carried unanimously.

2024/653454

**Item 6.10****Proposed Land Classification - 895-901 Bourke Street, Waterloo**

It is resolved that Council:

- (A) endorse the public notification of the proposed resolution: "It is resolved to classify proposed Lot 103 in in the Plan of Subdivision of Lot 1 in DP 1304819 at 895-901 Bourke Street, Waterloo NSW 2017 which is to be transferred to Council for future public purposes, as operational land in accordance with section 31 of the Local Government Act 1993 (NSW)", on the basis that:
  - (i) the classification is an interim measure to support operational management of the land until works are completed and part of proposed Lot 103 can be dedicated as a road reserve; and
  - (ii) the remainder of the land comprising Lot 103 can then be reclassified as community land, incorporated into a Generic Plan of Management and categorised as 'General Community Use'; and
- (B) note that a further report to Council, to inform of the outcomes of the public notification and recommendation on classification, will follow the notification period.

Carried unanimously.

2024/652434

**Item 6.11**

**Contract Variation - Head Design Consultant - Ultimo Road to Campbell Street Cycleway Project**

It is resolved that:

- (A) Council approve a contract variation and an increased value for the existing Head Consultant Contract with AECOM Australia Pty Ltd for the Ultimo Road to Campbell Street Cycleway to cover additional services as described in Confidential Attachment A to the subject report; and
- (B) Council note the financial implications detailed in Confidential Attachment A to the subject report.

Carried unanimously.

X034641

**Item 6.12**

**Exemption from Tender and Contract Variation - AON Risk Services**

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993 to extend the term of the contract for insurance broking services with AON Risk Services Australia Limited by 15 months, to expire on 30 June 2026;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
  - (i) an actuarial review of the City's insurance requirements was recently completed which has confirmed that the current approach of placing insurances direct to market via a broker remained the most beneficial insurance model; and
  - (ii) there is insufficient time to undertake the tender required following prior to the expiry of the existing term on 31 March 2025;
- (C) authority be delegated to the Chief Executive Officer to vary the existing contract with AON Risk Services Australia Limited to provide insurance broking services for an additional 15 months while the new tender is undertaken and until the resulting new contract commences; and
- (D) Council note that funds are available in the annual operating budget for insurance broking services which are available to cover the contract extension period.

Carried unanimously.

X096842.009

**Item 6.13****Exemption from Tender and Contract Variation - Board Meeting Management - Diligent Board Books**

Moved by Councillor Kok, seconded by Councillor Miller –

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993 for the provision of board meeting management platform services by Diligent Board Services Australia Pty Limited as a satisfactory result would not be achieved by inviting tenders;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
  - (i) a project has commenced that will undertake a full market scan of board meeting management platforms, evaluate the options and determine the procurement pathway; and
  - (ii) there is insufficient time to complete this review and undertake the procurement process required prior to the expiry of the existing term on 30 January 2025;
- (C) Council approve a variation to the existing contract with Diligent Board Services Australia Pty Ltd (ABN 97 154 472 045) to extend the contract for a further 12-months to expire on 30 January 2026;
- (D) Council note the revised contract sum for the extended term is set out in the Confidential Attachment A to the subject report; and
- (E) authority be delegated to the Chief Executive Officer to negotiate and finalise the contract extension with Diligent Board Services Australia Pty Ltd for the provision of board meeting management platform services.

The motion was carried on the following show of hands –

Ayes (7) The Chair (the Lord Mayor), Councillors Gannon, Kok, Miller, Maxwell, Wilson and Worling

Noes (2) Councillors Ellsmore and Weldon\*.

Carried.

\*Note – Councillor Weldon abstained from voting on this matter. Pursuant to the provisions of clause 10.4 of the Code of Meeting Practice, Councillor Weldon is taken to have voted against the motion.

S095194.009

**Item 6.14**

**Exemption from Tender and Contract Variation - Bulky Organics and Cleansing Waste Processing**

It is resolved that:

- (A) Council approve an exemption from tender in accordance with section 55(3)(i) of the Local Government Act 1993 for the provision of Organics, Bulky Waste and Cleansing Waste (Non-Putrescible) Receipt and Processing services as a satisfactory result would not be achieved by inviting tenders;
- (B) Council note that a satisfactory result would not be achieved by inviting tenders for this work because:
  - (i) the City's current supplier for bulky material processing is the only suitably licensed supplier in the Greater Sydney area that can process material that delivers high rates of diversion from landfill;
  - (ii) the City's current supplier for street sweeping processing is the only suitably licensed supplier in the Greater Sydney area that can process material that delivers high rates of diversion from landfill;
  - (iii) the market settings for food and garden waste processing are currently impacted by several pending changes that include legislation, planning approvals and construction timelines;
  - (iv) it is not anticipated that any meaningful new processing facilities will be established during the term of the proposed extension;
  - (v) the extension will allow time to test and evaluate the 12-month food organics insect processing trial due to commence in 2025; and
  - (vi) Veolia as the head contractor has confirmed that it can continue to provide capacity at its transfer stations for all existing services at an acceptable distance for our collection trucks to access;
- (C) Council approve a variation to the existing contract with Veolia Environmental Services (Australia) Pty Ltd to extend the contract for a further 3 years, with a revised expiry date of 30 June 2028;
- (D) Council note the revised contract sum for the extended term is set out in the Confidential Attachment A to the subject report; and
- (E) authority be delegated to the Chief Executive Officer to negotiate and finalise the contract extension with Veolia Environmental Services (Australia) Pty Ltd for the provision of Organics, Bulky Waste and Cleansing Waste (Non-Putrescible) Receipt and Processing services.

Carried unanimously.

X011992.001

**Item 7 Report of the Environment and Climate Change Committee**

PRESENT

The Lord Mayor Councillor Clover Moore AO

(Chair)

Councillor Adam Worling

(Deputy Chair)

Deputy Lord Mayor Councillor Zann Maxwell, Councillors Sylvie Ellsmore, Lyndon Gannon, Robert Kok, Jess Miller, Matthew Thompson, Yvonne Weldon AM and Mitch Wilson.

At the commencement of business at 2.21pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Weldon, Wilson and Worling.

**Adjournment**

At 2.30pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the meeting of the Environment and Climate Change Committee be adjourned for approximately 15 minutes.

Carried unanimously.

The meeting of the Environment and Climate Change Committee concluded at 2.30pm.

**Report of the Environment and Climate Change Committee**

Moved by Councillor Worling, seconded by Councillor Miller –

That the report of the Environment and Climate Change Committee of its meeting of 9 December 2024 be received, with Items 7.1 and 7.2 being noted, and Item 7.3 being dealt with as shown immediately following that item.

Carried unanimously.

**Item 7.1****Confirmation of Minutes**

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

That the Minutes of the meeting of the Environment and Climate Change Committee of Monday 11 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

**Item 7.2****Statement of Ethical Obligations and Disclosures of Interest**

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

The Environment and Climate Change Committee recommended the following:

**Item 7.3**

**Floodplain Risk Management Advisory Panel - Terms of Reference, Membership and Appointment of Chairperson**

Moved by Councillor Worling, seconded by Councillor Miller –

It is resolved that Council:

- (A) endorse the establishment of the Floodplain Risk Management Advisory Panel;
- (B) endorse and adopt the Terms of Reference of the Floodplain Risk Management Advisory Panel, as contained in Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to make minor amendments to the Terms of Reference, in consultation with the Floodplain Risk Management Advisory Panel to correct any drafting errors and finalise design, artwork and accessible formats for publication;
- (D) appoint Councillor Adam Worling as the Chairperson of the Floodplain Risk Management Advisory Panel for a term effective immediately and ending on the day appointed for the next ordinary election of Council;
- (E) appoint Councillor Jess Miller as the alternate Chairperson of the Floodplain Risk Management Advisory Panel, for a term effective immediately and ending on the day appointed for the next ordinary election of Council; and
- (F) appoint Lois Towart, Robert Vitale, Cheryl Hollebon and Toulia Foster as the community representatives of the Floodplain Risk Management Advisory Panel, for a term effective immediately and ending on the day appointed for the next ordinary election of Council.

Variation. At the request of Councillor Ellsmore, and by consent, the motion was varied by the addition of clause (G) to read as follows –

- (G) the Chief Executive Officer be requested to:
  - (i) bring a report back to Council early next year that amends the adopted Terms of Reference to expand membership to include:
    - (a) at least one member from an Aboriginal organisation or an Aboriginal community member with expertise in environmental, land and/or water management; and
    - (b) at least one member representing a local environmental organisation or local community organisation involved in managing and protecting local biodiversity; and
  - (ii) undertake a public Expression of Interest to identify additional members if needed.

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

S055537-02

**Item 8 Report of the Cultural, Creative and Nightlife Committee**

PRESENT

The Lord Mayor Councillor Clover Moore AO

(Chair)

Councillor Mitch Wilson

(Deputy Chair)

Deputy Lord Mayor Councillor Zann Maxwell, Councillors Sylvie Ellsmore, Lyndon Gannon, Robert Kok, Jess Miller, Matthew Thompson, Yvonne Weldon AM and Adam Worling.

At the commencement of business at 2.49pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Weldon, Wilson and Worling.

The meeting of the Cultural, Creative and Nightlife Committee concluded at 2.52pm.

**Report of the Cultural, Creative and Nightlife Committee**

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

That the report of the Cultural, Creative and Nightlife Committee of its meeting of 9 December 2024 be received, with Items 8.1 and 8.2 being noted, and the recommendation set out below for Item 8.3 being adopted in globo.

Carried unanimously.

**Item 8.1****Confirmation of Minutes**

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

That the Minutes of the meeting of the Cultural, Creative and Nightlife Committee of Monday 11 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

**Item 8.2****Statement of Ethical Obligations and Disclosures of Interest**

Councillor Jess Miller disclosed a less than significant, non-pecuniary interest in Item 8.3 on the agenda, in that she has known the co-founder and Creative Director of the Nest for a significant period of time. Councillor Miller considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she has not discussed this grant with The Nest, nor is the relationship of a financial nature.

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

The Cultural, Creative and Nightlife Committee recommended the following:

**Item 8.3**

**Grants and Sponsorship - Ad Hoc Grant - The Nest**

Note – the recommendation of the Cultural, Creative and Nightlife Committee was not adopted. The following alternative recommendation was adopted as part of an in globo motion (as contained in the Information Relevant To Memorandum dated 13 December 2024 from the Executive Director City Life, circulated prior to the meeting).

It is resolved that Council:

- (A) endorse the proposed resolution for public notification: "It is resolved to contribute \$100,000 (excluding GST) to I Made This Pty Ltd (ABN 94 165 857 483) in accordance with section 356 of the Local Government Act 1993 to contribute towards the costs of relocating and setting-up the Nest at 24 and 24a Bourke Road Alexandria";
- (B) note that the contribution will be paid from the 2024/25 General Contingency Fund or savings from the City Life 2024/25 operating budget; and
- (C) note that a further report to Council, to inform the outcomes of public notification and with a recommendation on the proposed contribution will follow the notification period.

Carried unanimously.

X112445



**Item 9 Report of the Equity and Housing Committee****PRESENT**

The Lord Mayor Councillor Clover Moore AO

(Chair)

Deputy Lord Mayor Councillor Zann Maxwell

(Deputy Chair)

Councillors Sylvie Ellsmore, Lyndon Gannon, Robert Kok, Jess Miller, Matthew Thompson, Yvonne Weldon AM, Mitch Wilson and Adam Worling.

At the commencement of business at 2.53pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Weldon, Wilson and Worling.

The meeting of the Equity and Housing Committee concluded at 3.58pm.

**Report of the Equity and Housing Committee**

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

That the report of the Equity and Housing Committee of its meeting of 9 December 2024 be received, with Items 9.1 and 9.2 being noted, and Item 9.3 being dealt with as shown immediately following that item.

Carried unanimously.

**Item 9.1****Confirmation of Minutes**

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

That the Minutes of the meeting of the Housing For All Committee of Monday 22 July 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

**Item 9.2****Statement of Ethical Obligations and Disclosures of Interest**

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

The Equity and Housing Committee recommended the following:

**Item 9.3**

**Public Exhibition - Planning Proposal - Affordable Housing Contributions Review - Sydney Local Environmental Plan 2012, Sydney Local Environmental Plan (Green Square Town Centre) 2013, Sydney Local Environmental Plan (Green Square Town Centre - Stage 2) 2013 and Draft City of Sydney Affordable Housing Program 2024**

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

It is resolved that:

- (A) Council approve Planning Proposal - City of Sydney Affordable Housing Contributions Review, shown at Attachment A to the subject report, for submission to the Department of Planning, Housing and Infrastructure with a request for a gateway determination;
- (B) Council approve Planning Proposal - City of Sydney Affordable Housing Contributions Review, for public authority consultation and public exhibition in accordance with any conditions imposed under the gateway determination;
- (C) Council approve the draft City of Sydney Affordable Housing Program Amendment 2024, shown at Attachment B to the subject report, for public exhibition concurrently with the planning proposal;
- (D) Council seek authority from the Department of Planning, Housing and Infrastructure to exercise its delegation under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the amending Local Environmental Plan; and
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal - City of Sydney Affordable Housing Contributions Review and the draft City of Sydney Affordable Housing Program Amendment 2024, to correct any minor errors or inconsistencies, or to ensure consistency with any condition of the gateway determination.

Carried unanimously.

X099241

**Speakers**

John Engeler (CEO, Shelter NSW) and Professor Bill Randolph (UNSW) addressed the meeting of the Equity and Housing Committee on Item 9.3.

**Item 10 Report of the Innovation, Business and Economy Committee****PRESENT**

The Lord Mayor Councillor Clover Moore AO

(Chair)

Councillor Lyndon Gannon

(Deputy Chair)

Deputy Lord Mayor Councillor Zann Maxwell, Councillors Sylvie Ellsmore, Robert Kok, Jess Miller, Matthew Thompson, Yvonne Weldon AM, Mitch Wilson and Adam Worling.

At the commencement of business at 3.59pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Weldon, Wilson and Worling.

Councillor Gannon left the meeting of the Innovation, Business and Economy Committee at 4.56pm, prior to discussion on Item 10.4, and returned at 5.10pm, after the vote on Item 10.4. Councillor Gannon was not present at, or in sight of, the meeting during discussion or voting on Item 10.4.

Councillor Worling left the meeting of the Innovation, Business and Economy Committee at 4.56pm, prior to discussion on Item 10.4, and returned at 5.10pm, after the vote on Item 10.4. Councillor Worling was not present at, or in sight of, the meeting during discussion or voting on Item 10.4.

**Adjournment**

At 4.11pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the meeting of the Innovation, Business and Economy Committee be adjourned for approximately 10 minutes.

Carried unanimously.

**Order of Business**

Following Item 10.3, at 4.10pm, the Chair (the Lord Mayor) moved a procedural motion (seconded by Councillor Gannon), to alter to order of business, to defer Item 10.4 until approximately 5.00pm, for the convenience of registered speakers. The procedural motion was carried unanimously.

At 4.56pm, following Item 11.3 of the Transport, Heritage and Planning Committee, the Innovation, Business and Economy Committee considered Item 10.4. Discussion of Item 10.4 concluded at 5.09pm.

The meeting of the Innovation, Business and Economy Committee concluded at 5.09pm.

## **Report of the Innovation, Business and Economy Committee**

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

That the report of the Innovation, Business and Economy Committee of its meeting of 9 December 2024 be received, with Items 10.1 and 10.2 being noted, and Items 10.3 and 10.4 being dealt with as shown immediately following those items.

Carried unanimously.

### **Item 10.1**

#### **Confirmation of Minutes**

Moved by Councillor Gannon, seconded by Councillor Worling –

That the Minutes of the meeting of the Innovation, Business and Economy Committee of Monday 11 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

### **Item 10.2**

#### **Statement of Ethical Obligations and Disclosures of Interest**

Councillor Lyndon Gannon disclosed a significant, non-pecuniary interest in Item 10.4 on the agenda, in that he is a close associate of Alex Schuman, CEO of Carla Zampatti through their NSW Liberal Party involvement.

Councillor Gannon stated he will not be voting on this matter.

Councillor Adam Worling disclosed a significant, non-pecuniary interest in Item 10.4 on the agenda, in that through his work as a Fashion Publicist, he has developed a long-standing relationship with both the Australian Fashion Council and Australian Fashion Week.

Councillor Worling stated that he will not be voting on this matter, out of an abundance of caution.

No other Councillors disclosed any pecuniary or non-pecuniary interests in any matters on the agenda for this meeting of the Innovation, Business and Economy Committee.

The Innovation, Business and Economy Committee recommended the following:

### **Item 10.3**

#### **Post Exhibition - Economic Development Strategy 2025-2035**

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

It is resolved that:

- (A) Council adopt the Economic Development Strategy 2025-2035 as shown at Attachment A to the subject report;
- (B) authority be delegated to the Chief Executive Officer to make minor editorial amendments for clarity or correction of drafting errors prior to the finalisation of the Economic Development Strategy 2025-2035;
- (C) Council note the Engagement Report summarising consultation during exhibition on the draft Economic Development Strategy 2025-2035, as shown at Attachment B to the subject report; and
- (D) Council note the Engagement Report summarising sector input that supported the development of the draft Economic Development Strategy 2025-2035, as shown at Attachment C to the subject report.

Carried unanimously.

X110156.001

### **Speakers**

Jeremy Gill (Head of Policy, Committee for Sydney) and Karl Schlothauer (Vice President, YCK Laneways) addressed the meeting of the Innovation, Business and Economy Committee on Item 10.3.

### **Item 10.4**

#### **Grants and Sponsorship - Ad Hoc Grant - Australian Fashion Council**

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

It is resolved that:

- (A) Council approve the recommendation of up to \$100,000 in financial assistance per year for two years (2024/25 and 2025/26) to Australian Fashion Council Ltd for the final two years of the project Australian Fashion Week 2024-2026;
- (B) Council note that the grant agreement will not be signed and payment of the funding will not occur until the City is satisfied that the following pre-conditions are met:
  - (i) Australian Fashion Council Ltd provides and the City approves the detailed project plan for the 2025 and 2026 Australian Fashion Week events;
  - (ii) Australian Fashion Council Ltd provides evidence confirming it has secured other income and funding to deliver the 2025 and 2026 Australian Fashion Week events; and

- (iii) the agreement with International Management Group of America Pty Ltd has been formally terminated and funds paid to International Management Group of America Pty Ltd for the 2025 event are repaid to the City;
- (C) Council note that all grant amounts are exclusive of GST;
- (D) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the agreement with Australian Fashion Council Ltd under terms consistent with this resolution and the Grants and Sponsorship Policy;
- (E) Council note that it will be advised by CEO Update when the grant agreement is signed by both parties;
- (F) Council note that if the grant agreement is not signed by both parties by 31 March 2025, the Council approval to provide the funding will be automatically rescinded; and
- (G) authority be delegated to the Chief Executive Officer to correct minor errors to the matters set out in this report, noting that the identity of the recipient will not change, and a CEO Update will be provided to Council advising of any changes made in accordance with this resolution.

Variation. At the request of Councillor Wilson, and by consent, the motion was varied such that it read as follows –

- (A) Council approve the recommendation of up to \$100,000 in financial assistance per year for two years (2024/25 and 2025/26) to Australian Fashion Council Ltd for the final two years of the project Australian Fashion Week 2024-2026,
- (B) the Chief Executive Officer be requested to meet with the Australian Fashion Council Ltd to monitor fundraising outcomes and determine if additional funding is needed, and if required, bring a report to Council for additional funding in 2025;
- (C) Council note that the grant agreement will not be signed and payment of the funding will not occur until the City is satisfied that the following pre-conditions are met:
  - (i) Australian Fashion Council Ltd provides and the City approves the detailed project plan for the 2025 and 2026 Australian Fashion Week events;
  - (ii) Australian Fashion Council Ltd provides evidence confirming it has secured other income and funding to deliver the 2025 and 2026 Australian Fashion Week events; and
  - (iii) the agreement with International Management Group of America Pty Ltd has been formally terminated and funds paid to International Management Group of America Pty Ltd for the 2025 event are repaid to the City;
- (D) Council note that all grant amounts are exclusive of GST;
- (E) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the agreement with Australian Fashion Council Ltd under terms consistent with this resolution and the Grants and Sponsorship Policy;
- (F) Council note that it will be advised by CEO Update when the grant agreement is signed by both parties;

- (G) Council note that if the grant agreement is not signed by both parties by 31 March 2025, the Council approval to provide the funding will be automatically rescinded; and
- (H) authority be delegated to the Chief Executive Officer to correct minor errors to the matters set out in this report, noting that the identity of the recipient will not change, and a CEO Update will be provided to Council advising of any changes made in accordance with this resolution.

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

S117676

### **Speakers**

Jaana Quaintance-James (CEO, Australian Fashion Council) and Alex Schuman (CEO, Carla Zampatti) addressed the meeting of the Innovation, Business and Economy Committee on Item 10.4.

### **Adjournment**

At this stage of the meeting, at 6.28pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Miller –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 6.47pm.

**Item 11 Report of the Transport, Heritage and Planning Committee**

PRESENT

The Lord Mayor Councillor Clover Moore AO

(Chair)

Councillor Jess Miller

(Deputy Chair)

Deputy Lord Mayor Councillor Zann Maxwell, Councillors Sylvie Ellsmore, Lyndon Gannon, Robert Kok, Matthew Thompson, Yvonne Weldon AM, Mitch Wilson and Adam Worling.

At the commencement of business at 4.24pm those present were -

The Lord Mayor, Councillors Ellsmore, Gannon, Kok, Maxwell, Miller, Thompson, Weldon, Wilson and Worling.

Councillor Gannon left the meeting of the Transport, Heritage and Planning Committee at 4.26pm, prior to discussion on Item 11.3, and returned at 4.56pm, after the vote on Item 11.3. Councillor Gannon was not present at, or in sight of, the meeting during discussion or voting on Item 11.3.

Councillor Wilson left the meeting of the Transport, Heritage and Planning Committee at 4.26pm, prior to discussion on Item 11.3, and returned at 4.56pm, after the vote on Item 11.3. Councillor Wilson was not present at, or in sight of, the meeting during discussion or voting on Item 11.3.

The meeting of the Transport, Heritage and Planning Committee concluded at 5.16pm.

**Report of the Transport, Heritage and Planning Committee**

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

That the report of the Transport, Heritage and Planning Committee of its meeting of 9 December 2024 be received, with Items 11.1 and 11.2 being noted, the recommendations set out below for Items 11.4 to 11.9 inclusive being adopted in globo, and Item 11.3 being dealt with as shown immediately following that item.

Carried unanimously.

**Item 11.1**

**Confirmation of Minutes**

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

That the Minutes of the meeting of the Transport, Heritage and Planning Committee of Monday 11 November 2024, as circulated to Councillors, be confirmed.

Carried unanimously.



**Item 11.2****Statement of Ethical Obligations and Disclosures of Interest**

Councillor Lyndon Gannon disclosed a significant non-pecuniary interest in Item 11.3 on the agenda, in that he is a resident within 41-49 Roslyn Gardens, Elizabeth Bay (Bayview), which is one of the buildings listed in the planning proposal.

Councillor Gannon stated that he would not be voting on this matter.

Councillor Mitch Wilson disclosed a significant non-pecuniary interest in item 11.3 on the agenda, in that their former employer at Sydney WorldPride, former CEO Kate Wickett, and a close personal friend, Jess Hill, both own apartments in buildings subject to the planning proposal.

Councillor Wilson stated that they would not be voting on this matter.

Councillor Zann Maxwell made the following disclosures:

- a less than significant non-pecuniary interest in Item 11.3 on the agenda, in that Elizabeth Elenius, a registered speaker on this item, was a supporter of the Sydney Labor Campaign and has campaigned on the issue of the Powerhouse Museum. Councillor Maxwell considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Elizabeth was a volunteer in a general way on the campaign and he has not met with her to discuss this specific issue.
- a less than significant non-pecuniary interest in Item 11.3 on the agenda, in that Skye Tito was a supporter of the Sydney Labor Campaign and lives within one of the buildings included in the Modern Residential Flat Buildings in the report. Councillor Maxwell considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because Skye did not approach him in relation to this matter and was unaware it was coming to Council, and Councillor Maxwell did not receive representations from her in relation to this issue.

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.

**Adjournment**

At this stage of the meeting, at 6.50pm, the Chair (the Lord Mayor) adjourned the meeting, pursuant to the provisions of clause 14.21 of the Code of Meeting Practice, due to disorder in the public gallery.

All Councillors were present at the resumption of the meeting of Council at 6.54pm.

**Procedural Motion**

It was moved by the Chair (the Lord Mayor), seconded by Councillor Miller –

That the business of Council continue following the adjournment.

Carried unanimously.

**Item 11.3****Public Exhibition - Planning Proposal - Modern Residential Flat Buildings, Powerhouse Museum and Oxford Street LGBTIQA+ Heritage Items - Sydney Local Environmental Plan 2012 Amendments**

The Transport, Heritage and Planning Committee decided that consideration of this matter shall be deferred to the meeting of Council on 16 December 2024.

At the meeting of Council, the following alternative recommendation was adopted (as contained in the Information Relevant To Memorandum dated 13 December 2024 from the Executive Director City Planning, Development and Transport, circulated prior to the meeting).

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

It is resolved that:

- (A) Council approve the Planning Proposal - Modern Residential Flat Buildings Heritage Items, shown at Attachment A to the subject report, for submission to the Department of Planning, Housing and Infrastructure with a request for a gateway determination;
- (B) Council approve the Planning Proposal - Modern Residential Flat Buildings Heritage Items as shown at Attachment A for public authority consultation and public exhibition in accordance with any conditions imposed under the gateway determination;
- (C) Council seek authority from the Department of Planning, Housing and Infrastructure 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 the Planning Proposal - Modern Residential Flat Buildings Heritage Items;
- (D) authority be delegated to the Chief Executive Officer to make any minor variations to the Planning Proposal - Modern Residential Flat Buildings Heritage Items to correct any drafting errors or to ensure consistency with the gateway determination;
- (E) Council approve the Planning Proposal - Oxford Street LGBTIQA+ Heritage Items, shown at Attachment B, to the subject report, for submission to the Department of Planning, Housing and Infrastructure with a request for a gateway determination;
- (F) Council approve the Planning Proposal - Oxford Street LGBTIQA+ Heritage Items as shown at Attachment B for public authority consultation and public exhibition in accordance with any conditions imposed under the gateway determination;
- (G) Council seek authority from the Department of Planning, Housing and Infrastructure 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 the Planning Proposal - Oxford Street LGBTIQA+ Heritage Items;
- (H) authority be delegated to the Chief Executive Officer to make any minor variations to the Planning Proposal - Oxford Street LGBTIQA+ Heritage Items to correct any drafting errors or to ensure consistency with the gateway determination;
- (I) the Chief Executive Officer be requested to investigate the local heritage listing of 273 Crown Street, Surry Hills, 40-42 Flinders Street, Darlinghurst and 207 Oxford Street, Darlinghurst, and if supported, submit a draft planning proposal in 2025; and

- (J) Council defer consideration of the Planning Proposal - Powerhouse Museum Heritage Item Amendment, shown at Attachment C to the subject report, to enable a review of the purpose and whether any additional benefit is gained from the local listing against the recently expanded State heritage listing.

Carried unanimously.

X109515, X098649, X091578

### **Speakers**

Elizabeth Elenius (Pymont Action Inc), Brenan Liston (Roslyn Gardens), Jim Carroll (Ithica Gardens) and Philip Thalys (Hill Thalys) addressed the meeting of the Transport, Heritage and Planning Committee on Item 11.3.

The Transport, Heritage and Planning Committee recommended the following:

### **Item 11.4**

#### **Public Exhibition - Draft Local Approvals Policy for Hoisting and Construction Activities On and Above Roads**

It is resolved that:

- (A) Council approve the draft Local Approvals Policy for Hoisting and Construction Activities on and above Roads as shown at Attachment A to the subject report for public exhibition for a period of 42 days in accordance with the requirements of the Local Government Act 1993;
- (B) Council note that the supporting technical controls, the draft Code of Practice for Hoisting and Construction Activities on and above Roads will be available for public comment together with the Local Approvals Policy;
- (C) Council note that the Local Approvals Policy for Hoisting and Construction Activities on and above Roads, including any recommended changes, will be reported to Council for adoption following the exhibition period; and
- (D) authority be delegated to the Chief Executive Officer to undertake minor editorial amendments for clarity or correction of drafting errors prior to the exhibition of the draft Local Approvals Policy for Hoisting and Construction Activities on and above Roads

Carried unanimously.

S129097

**Item 11.5**

**Public Exhibition - Draft Local Approvals Policy for Construction-Related Temporary Structures On and Above Roads**

It is resolved that:

- (A) Council approve the draft Local Approvals Policy for Construction-Related Temporary Structures On and Above Roads as shown at Attachment A to the subject report for public exhibition for a period of 42 days in accordance with the requirements of the Local Government Act 1993;
- (B) Council note that the supporting technical controls, the draft Code of Practice for Construction-Related Temporary Structures On and Above Roads will be available for comment during the exhibition period;
- (C) Council note that the Draft Local Approvals Policy, including any recommended changes, will be reported to Council to seek adoption following the exhibition period; and
- (D) authority be delegated to the Chief Executive Officer to undertake minor editorial amendments for clarity or correction of drafting errors prior to the exhibition of the draft Local Approvals Policy for Construction-Related Temporary Structures On and Above Roads.

Carried unanimously.

X102443

**Item 11.6**

**Post Exhibition - Outdoor Dining Guidelines Amendment**

It is resolved that:

- (A) Council note the findings from the public exhibition of the draft amendment to the Outdoor Dining Guidelines as described in Attachment B to the subject report, including the City's responses;
- (B) Council adopt the Outdoor Dining Guidelines as shown at Attachment A to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to undertake minor editorial amendments for clarity or correction of drafting errors and finalise design, artwork and accessible formats for publication.

Carried unanimously.

S060627-02.023

**Item 11.7****Post Exhibition - Planning Proposal - 232-240 Elizabeth Street, Surry Hills - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

It is resolved that:

- (A) Council note the matters raised in response to the public exhibition of Planning Proposal - 232-240 Elizabeth Street, Surry Hills, the draft Sydney Development Control Plan 2012 - 232-240 Elizabeth Street, Surry Hills, and draft Voluntary Planning Agreement, as shown in Attachment D to the subject report;
- (B) Council approve Planning Proposal - 232-240 Elizabeth Street, Surry Hills, as shown at Attachment A to the subject report, and request the relevant local plan making authority make the planning proposal as a Local Environmental Plan under section 3.36 of the Environmental Planning and Assessment Act 1979;
- (C) Council approve the draft Sydney Development Control Plan 2012 - 232-240 Elizabeth Street, Surry Hills, as shown at Attachment B to the subject report, noting the approved Development Control Plan will come into effect on the date of publication of the subject Local Environmental Plan;
- (D) authority be delegated to the Chief Executive Officer to make any minor amendments to the Planning Proposal - 232-240 Elizabeth Street, Surry Hills and the draft Sydney Development Control Plan 2012 - 232-240 Elizabeth Street, Surry Hills, to correct any minor errors or omissions prior to finalisation; and
- (E) Council note the draft Voluntary Planning Agreement, as shown at Attachment C to the subject report, will be executed under delegation of Council in accordance with the Environmental Planning and Assessment Act 1979.

Carried unanimously.

X094617

**Item 11.8****Adoption - Council-Related Development Applications Policy**

It is resolved that:

- (A) Council adopt the updated Council-related development applications policy as set out at Attachment A to the subject report; and
- (B) authority be delegated to the Chief Executive Officer to make amendments to the Council-related development applications policy to correct any minor drafting errors and finalise design, artwork and accessible formats for publication.

Carried unanimously.

X112762

**Item 11.9**

**Fire Safety Reports**

It is resolved that Council:

- (A) note the contents of the Fire Safety Reports 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 to the subject report;
- (C) note the contents of Attachment B and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 5 and 7 Potter Street and 2-4 and 6 Lachlan Street, Waterloo;
- (D) note the contents of Attachment C and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 10-14 Hunter Street, Sydney at this time; and
- (E) note the contents of Attachment D and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 2 York Street, Sydney at this time.

Carried unanimously.

S105001.002

**Item 12 Questions on Notice****1. Paddington Town Hall Renewal Works / Community Consultation**

By Councillor Thompson

**Question**

1. In relation to the Paddington Town Hall, and related buildings and spaces, what are the buildings and venues on site, and how are they currently utilised?
2. Who are the current tenants of each building and/or venue?
3. Which spaces are directly managed by the City of Sydney, and which spaces are managed by another organisation?
4. What current leases or other agreements are in place in relation to:
  - (a) Paddington (Chauvel Cinema)?
  - (b) Community radio station East Side Radio?
  - (c) Paddington Library?
5. Within each building or venue, which spaces are available for the public to hire or book?
6. Within each building or venue, which spaces not available for the public to hire or book? Why?
7. Is there a Plan of Management for the Paddington Town Hall or any of the spaces? If yes, where can a copy be accessed?
8. Is there a Plan of Management for the adjoining Paddington Reservoir Gardens? If yes, where can a copy be accessed?
9. Is there a site map of the Paddington Town Hall? If yes, where can a copy be accessed?
10. In the City of Sydney's current Long Term Financial Plan, there is an allocation for a 'Major Renewal' of Paddington Town Hall. What is the current funding for these works?
11. What is the breakdown of the funding for specific components of the works? If not yet determined, what is the timeline for a detailed budget to be developed?
12. What is the current timeline for the planned renewal of the site?
13. What is scope of the Major Renewal? Please include which spaces are proposed to be part of the Major Renewal, and whether upgrade or redevelopment works are proposed.
14. What is the current plan for community consultation on the Major Renewal or otherwise on the future of the site?
15. At what point in the process will community consultation begin?
16. What is the budget for the community consultation?

X113778

**Answer by the Chief Executive Officer**

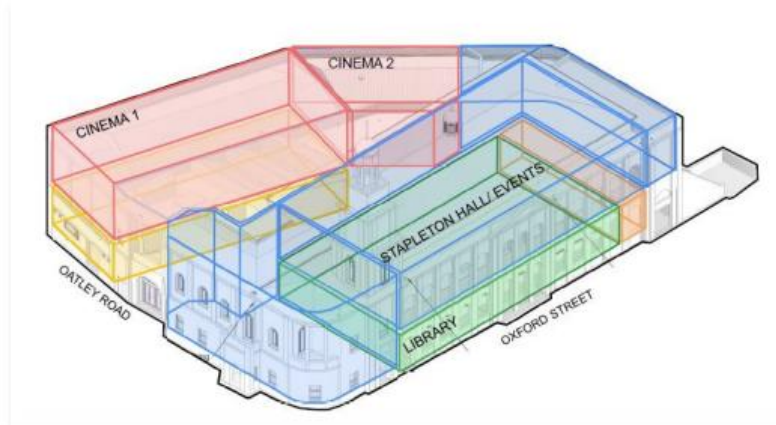
1. The existing Paddington Town Hall building has 5 main uses which include: an Events Hall, a Library, a Cinema, and two creative tenancies.
2. The library (agreement between the City and Woollahra Council), Palace Cinemas, Radio East Side and Dream Channel.
3. Stapleton Hall is managed by the City. All other spaces are managed by other organisations.
4.
  - (a) Lease
  - (b) Lease
  - (c) Agreement with Woollahra Municipal Council

Note there is a lease with Dream Channel
5. Stapleton Hall and Paddington Library's Quiet Pod.
6. Remaining spaces which are tenanted.
7. There is a generic plan of management for community use land available on the City's website.
8. The Paddington Reservoir Gardens plan of management is available on the City's website.



9. Refer below.

### Current Building Uses



CITY OF SYDNEY 

10. \$25,000,000.
11. A detailed budget will be submitted with the project scope report to Council.
12. Construction commencement estimated end 2026 to early 2027.
13. Whole of building renewal. The precise use for each of the spaces is to be determined as part of the scoping process.
14. A community engagement strategy is being prepared and will form part of the design process.
15. Mid-2025.
16. To be confirmed.

## 2. Data on Resident Queries and Complaints

By Councillor Ellsmore

### Question

As of July 2024, the City has a new Customer Service Charter which contains commitments to response times (generally within 10 days) and to keeping residents informed regarding progress. The City's website also states that the City has a commitment to excellence, and encourages queries and feedback which can be provided in various ways. These include on the 24-hour telephone line, on the website or by email.

1. What data does the City of Sydney keep on the type of queries and complaints that residents or other customers make to the City?
2. Does the data include the topic of the query/complaint?
3. Are there trends in the query and complaint data, from the 2021-2024 term (i.e. the term of the last Council)?
4. Is the data analysed according to the responsible area within City administration?
5. Does the data include how many queries/complaints are referred to another agency, versus how many are dealt with internally?
6. Is the data reported in any reports? Please advise where the data is available for review.

X113783

### Answer by the Chief Executive Officer

1. The City records details relevant to the contact, this will include items such as:
  - Reason for contact
  - Contact channel
  - Date of contact.
2. Yes, the data includes the reason for contact/
3. The main reasons for contact are consistent across the period of 2021 to 2024. They are:
  - To request / enquire about obtaining a parking permit.
  - To report illegal parking.
  - To book a collection / pickup.
  - To report an illegal dump.
  - To report a late or missed waste collection.

4. Yes.
5. We do not have that level of detail. The City has a 'no wrong door' procedure and Customer Service will report to other agencies on behalf of community members when they call or email.
6. Information is available via the quarterly Operational Plan reporting to Council.

Customer Service report on the following under SD01 – Responsible governance and stewardship

- Community service requests received – volume
- Community service requests actioned within agreed service standards
- Contacts via digital channels - % of total
- Average time to answer phone - seconds

Cleansing and Waste report on the following under SD02 – A leading environmental performer

- Garbage bins collected on time - %
- Recycling bins collected on-time - %
- Garden organic bins collected on time - %
- Bulky waste collected on time - %

**Item 13      Supplementary Answers to Previous Questions**

Supplementary Answers to Questions on Notice are as follows:

**Question on Notice – Council 29 July 2024****Bartlett Lane Bins Update**

By Councillor Jarrett

On Monday 22 April and Wednesday 24 April 2024, community pop-up sessions were held by City staff to address the ongoing systemic issues around the Bartlett Lane community bins scheme.

**Question**

1. Has the Council finalised their observations and community consultation on the Bartlett Lane bins scheme?
2. If not, why not?
3. If so, what is the City's final recommendation? Will the community bins scheme continue or will the City be implementing individual bins?
4. Could a CEO Update be prepared to outline this information?

X086666

**Answer by the Chief Executive Officer**

1. Yes. The City ran an online survey from 30 May to 21 June 2024. We heard from 42 out of 47 households and the result was clear with 81% of households voting to keep the shared bins. We sent a letter and email to the residents on 5 July 2024, outlining the results and next steps.
2. Not applicable.
3. The City will keep the community bins scheme and make the following improvements based on resident feedback:
  - Replace the existing bins with new lighter bins that are easier to open
  - Review the positioning of bins in the lane and paint new line marking
  - Add new shared green bins at each end of the lane
  - Organise regular cleaning of all shared bins
  - Check and change the three rat bait stations every two weeks.

After replacing the bins and painting new line markings, the area will be monitored for six weeks to assess how the improvements are working and consider whether further changes are needed.

4. A CEO Update will be provided following the finalisation of new line marking, cleaning routine and delivery of new bins.

## Supplementary Answer

Further information was circulated via the 6 December 2024 CEO Update as follows:

### Background

Residential properties that back onto Bartlett Lane in Paddington have used shared waste and recycling bins since 2012, in an effort to reduce the number of individual bins (100+) that were commonly left on the street and were causing concerns for the local residents. The left-out bins encouraged illegal dumping and impeded resident access to properties.

At that time, 86% of residents were in favour of making the shared bin arrangement permanent.

### 2024 engagement

In 2023 and 2024, staff received multiple requests from residents who were requesting the removal of this shared bin arrangement and a return to individual bins.

In response, the City's Service Optimisation team conducted a 6-week monitoring period of Bartlett Lane to assess how the shared bin arrangement was performing. The review identified misplaced bins, minimal illegal dumping and bulk material incorrectly placed within bins resulting in overflow.

The team then undertook an engagement process to provide a forum for residents to share their feedback and experiences of the shared service. This comprised of 2 face-to-face popup sessions in April 2024 and letters inviting feedback via email or phone calls. Over 20 households responded with mixed responses on their preferred bin arrangement for Bartlett Lane.

In June 2024, the City conducted formal consultation with residents through a 'have your say' survey that was sent to all households requesting their feedback on retaining the existing shared service arrangement or changing to individual bins. Door knocks and follow up phone calls were conducted to raise resident awareness of the survey. Responses were received from 42 of the 47 households resulting in an 89% response rate.

The results showed an 81% preference in favour of retaining shared bins. On this basis, the shared bin arrangement was retained for Bartlett Lane and plans made to improve the existing arrangement in line with the feedback received.

Improvements included implementing new bins with lighter lids, inclusion of garden organics bins, rat bat station monitoring on regular intervals and line markings for bins. These changes were finalised by 17 September 2024.

From September to October 2024, the team monitored the area for 6 weeks to assess the improvements that had been implemented. It was identified that bins were being correctly stored within the line markings, the capacity of the rubbish bins was sufficient and increasing the collection frequency for the recycling bins to twice weekly from 28 October 2024 to meet demand has been successful. The ongoing cleaning of the communal bin infrastructure is undertaken on an as needs basis and is managed by City staff.

Staff will continue to monitor the shared bin arrangement in Barlett Lane, Paddington.

## **Question on Notice – Council 25 November 2024**

### **Narrowing of Erskineville Footpaths**

By Councillor Thompson

#### **Question**

In relation to the recent narrowing of footpaths in Erskineville to install garden beds and the discrimination complaint lodged against Council to the Australian Human Rights Commission:

1. What footpaths have been affected by the recent work? Could you please supply a map outlining which footpaths have been changed by the recent works?
2. Were the works compliant with Transport NSW's Walking Space Standard?
3. Where the works compliant with the City of Sydney's Disability and Inclusion Strategy?
4. What are the minimum disability access standards for footpath upgrades included in Council strategies or plans?
5. Does the City of Sydney's Disability and Inclusion Strategy include a requirement that footpath upgrades improve or maintain disability access? Is this commitment included in any other Council strategies or plans?
6. Does the City of Sydney's Disability and Inclusion Strategy include a requirement that footpath upgrades meet Transport NSW's Walking Space Standard? Is this commitment included in any other Council strategies or plans?
7. What plans are there to restore the footpaths?
8. What plans are there to otherwise respond to the recent community concerns?
9. If there are no plans to amend the footpaths, why not?
10. What steps are being taken to ensure that future footpath upgrades are not too narrow?

X113778

#### **Answer by the Chief Executive Officer**

The matter is the subject of a confidential conciliation process, and a confidential CEO Update will be prepared.

#### **Supplementary Answer**

A confidential CEO Update on this matter was provided to Councillors on 6 December 2024.

**Item 14 Notices of Motion****Item 14.1 Affordable Housing at 54-56 Erskineville Road, Erskineville**

By Councillor Miller

It is resolved that:

(A) Council note:

- (i) the City of Sydney owns the site at 54-56 Erskineville Road. The site is zoned R1 and is 300sqm of classified operational land with a height limit of 9 metres and 3 storeys. If developed, the site could provide up to 12 social or affordable homes;
- (ii) the site is particularly well-suited for social and/or affordable housing given its proximity to Erskineville station, Royal Prince Albert (RPA) hospital, primary schools, universities and King Street;
- (iii) currently, there are some above ground garden plots on the site. The garden is not officially endorsed by City of Sydney, meaning it does not have the required plans of management to ensure equitable access, health and safety and an effective organisational and membership model;
- (iv) in 2020, the City investigated selling the land to allow affordable housing to be built on the site. As part of this investigation alternative sites for the community garden were identified, but none of the sites were considered acceptable by the garden members;
- (v) the sale of the land for affordable housing did not proceed at that time;
- (vi) the City recognises the high demand for open green spaces for the community and the Greening Sydney Strategy along with the Community Garden Guidelines addresses how Council can support community gardeners in Erskineville to do this more effectively;
- (vii) since 2020, there is recognition from community groups within Erskineville that the housing affordability crisis has worsened, and that the delivery of local affordable housing is critical;
- (viii) the City has a target of 15% social and affordable housing by 2036, meaning we need around 12,000 additional social or affordable housing dwellings to reach our targets;
- (ix) the City is on track to deliver more than 5,388 new affordable rental homes in perpetuity by 2036;
- (x) the City has already 3,338 affordable homes either built, in the pipeline or to be expected - surpassing any other council in Australia;
- (xi) the City's priority is to maximise social and affordable housing in our area. We do this by advocating to the NSW Government to maximise social housing delivered through their developments and by effectively working with Community Housing Providers, which are regulated and must provide housing in perpetuity; and

- (xii) Community Housing Providers can build housing for less than councils because they can access grants, cheap loans and tax concessions that councils cannot. Community Housing Providers are not bound by procurement and financial restrictions like councils; and

(B) the Chief Executive Officer be requested to:

- (i) assess the potential of 54-56 Erskineville Road, Erskineville as a suitable location for social or affordable housing, in line with the City's current strategies and targets, including [Housing for All: City of Sydney local housing strategy](#);
- (ii) explore possible sites for relocating the community garden, in consultation with the community and offer City of Sydney support to ensure the garden meets the requirements of the City's [Community Garden Policy and Guidelines](#); and
- (iii) report back to Council on the outcomes of investigations and next steps.

Note – at the meeting of council the content of the original Notice of Motion was varied by Councillor Miller. Subsequently it was –

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

It is resolved that:

(A) Council note:

- (i) the City of Sydney owns the site at 54-56 Erskineville Road. The site is zoned R1 and is 300sqm of classified operational land with a height limit of 9 metres and 3 storeys. If developed, the site could provide up to 12 social or affordable homes;
- (ii) the site is particularly well-suited for social and/or affordable housing given its proximity to Erskineville station, Royal Prince Albert (RPA) hospital, primary schools, universities and King Street;
- (iii) currently, there are some above ground garden plots on the site. The garden is not officially endorsed by City of Sydney, meaning it does not have the required plans of management to ensure equitable access, health and safety and an effective organisational and membership model;
- (iv) in 2020, the City investigated selling the land to allow affordable housing to be built on the site. As part of this investigation alternative sites for the community garden were identified, but none of the sites were considered acceptable by the garden members;
- (v) the sale of the land for affordable housing did not proceed at that time;
- (vi) the City recognises the high demand for open green spaces for the community and the Greening Sydney Strategy along with the Community Garden Guidelines addresses how Council can support community gardeners in Erskineville to do this more effectively;
- (vii) since 2020, there is recognition from community groups within Erskineville that the housing affordability crisis has worsened, and that the delivery of local affordable housing is critical;
- (viii) the City has a target of 15% social and affordable housing by 2036, meaning we need around 12,000 additional social or affordable housing dwellings to reach our targets;
- (ix) the City is on track to deliver more than 5,388 new affordable rental homes in perpetuity by 2036;



- (x) the City has already 3,338 affordable homes either built, in the pipeline or to be expected - surpassing any other council in Australia;
  - (xi) the City's priority is to maximise social and affordable housing in our area. We do this by advocating to the NSW Government to maximise social housing delivered through their developments and by effectively working with Community Housing Providers, which are regulated and must provide housing in perpetuity; and
  - (xii) Community Housing Providers can build housing for less than councils because they can access grants, cheap loans and tax concessions that councils cannot. Community Housing Providers are not bound by procurement and financial restrictions like councils; and
- (B) the Chief Executive Officer be requested to:
- (i) assess the potential of 54-56 Erskineville Road, Erskineville as a suitable location for social or affordable housing, in line with the City's current strategies and targets, including [Housing for All: City of Sydney local housing strategy](#);
  - (ii) consult or otherwise invite feedback from the Housing For All Working Group;
  - (iii) explore possible sites for relocating the community garden, in consultation with the community and offer City of Sydney support to ensure the garden meets the requirements of the City's [Community Garden Policy and Guidelines](#); and
  - (iv) report back to Council on the outcomes of investigations and next steps.

Carried unanimously.

X113761

**Item 14.2 Vale Mannie De Saxe**

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

It is resolved that:

(A) Council note:

- (i) on 17 November 2024, Emanuel (Mannie) Joshua De Saxe sadly passed away at age 98. He is survived by his 2 daughters, his son and his 3 granddaughters;
- (ii) Mannie De Saxe was a passionate socialist, fierce fighter for justice, gay liberationist and comrade to many;
- (iii) from his early life in a Jewish family opposing apartheid in South Africa to his condemnation of the war in Gaza, Mannie stood proudly with the Palestinian people in their struggle for liberation as well as supporting workers' rights and the fight for socialism;
- (iv) despite knowing he was gay for some time, Mannie dutifully followed the life expected by his family and married. He and his family migrated to Australia in 1978 so his son would not have to serve in the apartheid army;
- (v) after his marriage ended, Mannie began to get more politically active and felt more confident to come out as gay, at 61 years old;
- (vi) at a demonstration in April 1988, Mannie was invited to attend a meeting of a group called Gay Solidarity (GSG, later renamed Lesbian and Gay Solidarity). Alongside Socialist Action, GSG became a home for Mannie where both his politics and his sexuality were welcomed and celebrated;
- (vii) after several years working together in GSG, Mannie formed a loving partnership with another legendary activist named Kendall (Ken) Lovett;
- (viii) when HIV/AIDS hit Australia, Mannie and Ken actively protested the homophobic backlash, fought for better care of those who were ill, and volunteered as carers to many young men who were dying from the disease;
- (ix) they worked to ensure those lost to HIV/AIDS were not forgotten. They played a key role in establishing Sydney Park AIDS (SPAIDS) memorial grove project, and other memorial gardens later in Melbourne;
- (x) Mannie remained active throughout his life on a wide range of issues. He and Ken were fixtures at rallies for refugee and migrant rights, and worked with Meals on Wheels, reaching out to isolated and aged people. They also campaigned to support marriage equality;
- (xi) in 2001, Mannie and Ken relocated from NSW to Victoria and settled in Preston. They were only separated by Ken's death in 2020, after nearly three decades together;
- (xii) from Melbourne, Mannie set up a variety of web pages which documented cases of gay, lesbian, transgender and HIV/AIDS (GLTH) hate crimes, both in Australia and around the world. Even in his later years, he endeavoured to draw attention to the iniquities perpetrated against the GLTH and wider communities; and

- (xiii) Mannie fought for a socialist world right to the end. He remained mentally sharp, always up for a lively—and lengthy—discussion about the world. His interests spanned politics, music, film, literature and more. May he Rest in Power;
- (B) the Lord Mayor be requested to write to Mannie De Saxe's family expressing Council's condolences; and
- (C) all present in the meeting observe a minute's silence to commemorate the life of Mannie De Saxe.

Carried unanimously.

X113756

Note – All Councillors, staff and members of the public present stood in silence for one minute as a mark of respect to Mannie De Saxe.

**Item 14.3 Prayer at Council Meetings**

**Procedural Motion**

At this stage of the meeting, it was moved by Councillor Ellsmore, seconded by Councillor Gannon

–

That Item 14.3 be withdrawn.

Carried unanimously.

At 7.08 pm the meeting concluded.

Chair of a meeting of the Council of the City  
of Sydney held on Monday 17 February 2025 at which  
meeting the signature herein was subscribed.