

Relevant Information for Council

FILE: S098790 **DATE:** 18 August 2023

TO: Lord Mayor and Councillors

FROM: Monica Barone, Chief Executive Officer

SUBJECT: Information Relevant to Item 8.4 – Grants and Sponsorship - Ad Hoc Grant - Grant of Licence to Australians for Indigenous Constitutional Recognition Ltd

Alternative Recommendation

It is resolved that:

- (A) Council approve an ad-hoc grant to Australians for Indigenous Constitutional Recognition Limited to licence Suite 17.02B, Level 17, Town Hall House, 456 Kent Street, Sydney from ~~22~~ August 2023 to 7 November 2023 in accordance with section 356 of the Local Government Act 1993 on the following rental subsidy which incorporates all outgoings and utilities:

Licence Term	Market Rental Value (approximate)	Grant Subsidy (Rounded)	Grant Amount	Rent to be paid
8 August 2023 – 7 November 2023 22 August 2023 – 7 November 2023	\$25,781.25 \$21,841.90	100%	\$25,781.25 \$21,841.90	\$0

- ~~(B) Council note that the Chief Executive Officer has entered into a three-month licence agreement for Suite 17.02B, Level 17, Town Hall House, 456 Kent Street, Sydney with Australians for Indigenous Constitutional Recognition Limited (YES23);~~

- (C) Council approve an ad-hoc grant to Australians for Indigenous Constitutional Recognition Limited to licence Suite 19.02, Town Hall House, 456 Kent Street, Sydney from 22 August 2023 to 7 November 2023 in accordance with section 356 of the Local Government Act 1993 on the following rental subsidy which incorporates all outgoings and utilities:

Licence Term	Market Rental Value (approximate)	Grant Subsidy (Rounded)	Grant Amount	Rent to be paid
22 August 2023 – 7 November 2023	\$39,429.60 \$37,112.20	100%	\$39,429.60 \$37,112.20	\$0

- (D) Council note that the City will be required to report and declare this financial assistance provided in accordance with the applicable legislation from time to time;
- (E) Council note that the funding for this grant will be sourced from the amount approved by Council on 15 May 2023 to support the Voice to Parliament;
- (F) ***Council note that a revised draft licence agreement for Suite 17.02B, Level 17 and Suite 19.02, Level 19, Town Hall House, 456 Kent Street, Sydney has been provided to Australians for Indigenous Constitutional Recognition Limited (YES23);***
- (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.

Additions shown in ***bold italics***, deletions shown in ~~strikethrough~~.

Purpose

To provide an Alternative Recommendation which clarifies the status of the licence to Yes23.

Background

At the 14 August 2023 Resilient Communities Committee, further information was sought on the status of licences to Yes23.

The City offered a licence agreement to Yes23 for Suite 17.02B on 4 August 2023 and at the time the report was published it was expected that the licence would be signed prior to the 14 August 2023 Resilient Communities Committee.

Clause 15 of the Delegations to the Chief Executive Officer as approved by Resolution of Council on 22 August 2022 states -

Granting of approvals to occupy public land (as defined in the Local Government Act 1993), crown land or any other land managed by Council in respect of approvals where:

- (a) the rental or fee does not exceed \$500,000 per annum;*
- (b) the term does not exceed 5 years; and*
- (c) the term of any option does not exceed 5 years,*

with such approvals being reported to Council in the Quarterly Report

Emails received from Councillors indicating support for the proposal were provided. A Council resolution is required for the financial assistance in the form of a 100 per cent subsidised licence and the terms of the licence reflected this.

As the licence provided on 4 August 2023 was not executed, a revised licence has been drafted and provided to Yes23 incorporating both licenced areas, noting that the licence term has been updated to reflect a term of 22 August 2023 to 7 November 2023 for both areas.

Memo from Monica Barone, Chief Executive Officer

Attachments

Nil.

Approved

P. M. Barone

MONICA BARONE

Chief Executive Officer