

Council

Meeting No 7

Monday 29 July 2024

Notice No 7/1665

Notice Date 25 July 2024

minutes

Index to Minutes

ITEM	PAGE NO
1. Confirmation of Minutes	6
2. Statement of Ethical Obligations and Disclosures of Interest	7
3. Minutes by the Lord Mayor	10
3.1 Vale Donald Denoon	10
3.2 Recognition of our Elders in 2024.....	12
3.3 Light Rail Along Parramatta Road and Broadway to Green Square via Central Station.....	14
3.4 Action on Secure Affordable Rental Housing	18
4. Memoranda by the Chief Executive Officer	26
5. Matters for Tabling	27
6. Report of the Corporate, Finance, Properties and Tenders Committee	29
6.1 Confirmation of Minutes	30
6.2 Statement of Ethical Obligations and Disclosures of Interest	30
6.3 Investments Held as at 30 June 2024	31
6.4 External Memberships	31
6.5 Tender - T-2023-1124 - Minor Landscape Works Panel.....	31
6.6 Tender - T-2023-973 - LED Luminaires and Smart Controls Supply	33
6.7 Tender - T-2023-1107 - Public Lighting and Electrical Maintenance	33
6.8 Tender - T-2023-1009 - Construction - Gunyama Park Stage 2 and George Julius Avenue North.....	34
6.9 Tender - T-2023-1062 - Head Contractor - Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works and Contract Variation - Head Design Consultant	35
6.10 Tender - T-2021-609 - Huntley Street Recreation Centre Construction and Contract Variation - Head Design Consultant.....	36
6.11 Tender - T-2023-1041 - Reject and Negotiate - Sydney Park Brick Kilns Precinct Upgrade and Contract Variation - Head Design Consultant	37
6.12 Tender - T-2023-1166 - Reject and Negotiate - English Library Materials	37
6.13 Contract Variation - Frontier Software Pty Ltd.....	38

7.	Report of the Housing For All Committee.....	39
7.1	Confirmation of Minutes	39
7.2	Statement of Ethical Obligations and Disclosures of Interest.....	40
7.3	Affordable Housing Expression of Interest - City Owned Property - 49 Cope Street, Redfern	40
8.	Report of the Cultural and Creative Committee	42
8.1	Confirmation of Minutes.....	42
8.2	Statement of Ethical Obligations and Disclosures of Interest	42
8.3	Grants and Sponsorship - Ad Hoc Grant - Griffin Theatre Company Ltd - Capital Works Funding Request	43
9.	Report of the Resilient Communities Committee.....	44
9.1	Confirmatinon of Minutes.....	44
9.2	Statement of Ethical Obligations and Disclosures of Interest	44
9.3	Public Exhibition - Economic Strategy 2025-2035.....	46
9.4	Grants and Sponsorship - Haymarket Activation Grant.....	47
9.5	Adoption - Child Safety Policy.....	48
10.	Report of the Transport, Heritage and Planning Committee	49
10.1	Confirmation of Minutes	49
10.2	Statement of Ethical Obligations and Disclosures of Interest	50
10.3	Public Exhibition - Planning Proposal - 47-51 Riley Street, Woolloomooloo - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment	51
10.4	Public Exhibition - Planning Proposal - 1-25 O-Connell Street and 8-16 Spring Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment	52
10.5	Public Exhibition - Planning Proposal - 56-60 Pitt Street and 3 Spring Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment.....	54
10.6	Fire Safety Reports.....	56
11.	Questions on Notice.....	57
12.	Supplementary Answers to Previous Questions	73
13.	Notices of Motion	74
13.1	Congratulations Nicholas Parkhill AM - Outgoing CEO of ACON	74
13.2	A Dedicated Blister Pack Drive in the City of Sydney	75
13.3	City of Sydney Recognition of and Support for Mabo Day.....	76
13.4	Aunty Millie Ingram Congratulations.....	78
13.5	Tackling Textile Waste in the City of Sydney	79
13.6	Pedestrian Safety in Alexandria	81
13.7	Boarding House Protection in the City of Sydney.....	84
13.8	Increasing Targets and Developer Contributions for Affordable Housing	85

13.9 Protecting Traditional Boarding Houses	84
13.10 Erskineville Oval Stand Named in Honour of Johnny Lewis	90
13.11 Disability Targets	91
13.12 Digital Billboards, Light Pollution, and the Commercialisation of Public Space.....	93

Present

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

Members Deputy Lord Mayor - Councillor Robert Kok, Councillor HY William Chan, Councillor (Waskam) Emelda Davis, Councillor Sylvie Ellsmore, Councillor Lyndon Gannon, Councillor Shauna Jarrett, Councillor Linda Scott, Councillor Yvonne Weldon AM and Councillor Adam Worling.

At the commencement of business at 5.07pm, those present were:

The Lord Mayor, Councillors Kok, Chan, Davis, Ellsmore, Gannon, Jarrett, Scott, Weldon and Worling.

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

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 Scott left the meeting of Council at 7.13pm before discussion of Item 6.4, and returned at 7.14pm, after the vote on Item 6.4. Councillor Scott was not present at, or in sight of, the meeting of Council during discussion or voting on Item 6.4.

Councillor Scott left the meeting of Council at 7.58pm before discussion of Item 7.3, and returned at 7.59pm, after the vote on Item 7.3. Councillor Scott was not present at, or in sight of, the meeting of Council during discussion or voting on Item 7.3.

Councillor Scott left the meeting of Council at 8.04pm before discussion of Item 10.4, and returned at 8.37pm, following the vote on Item 10.5, and the adjournment. Councillor Scott was not present at, or in sight of, the meeting of Council during discussion or voting on Items 10.4 and 10.5.

Item 1 Confirmation of Minutes

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

That the Minutes of the meeting of Council of Monday, 24 June 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

The Lord Mayor, Councillor Clover Moore, disclosed a less than significant, non-pecuniary interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the recommended grant recipient attended a fundraiser hosted by the Clover Moore Independent Team this year. The Lord Mayor 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 the grant with the recommended recipient or the individuals.

Councillor Robert Kok disclosed a less than significant, non-pecuniary interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the recommended grant recipient attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Kok considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because he has not discussed the grant with the recommended recipient or the individuals.

Councillor HY William Chan made the following disclosures:

- a less than significant, non-pecuniary interest in Item 6.4 on the agenda, in that he is a member of the following associations: Committee for Sydney, Planning Institute of Australia, Materials and Embodied Carbon Leaders' Alliance (MECLA), and Green Building Council of Australia. He is also elected on the executive board for Climate Emergency Australia and International Council for Local Environmental Initiatives (ICLEI). Councillor Chan considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because the recommendation for Council is to only note the City's membership of these associations.
- a less than significant, non-pecuniary interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the recommended grant recipient attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Chan considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because he has not discussed the grant with the recommended recipient or the individuals.

Councillor (Waskam) Emelda Davis made the following disclosures:

- a less than significant, non-pecuniary interest in Item 7.3 on the agenda, in that through her community and grass roots work, she has been involved with the Wyanga organisation from time to time. She notes that her mother received aged cared services from Wyanga. Councillor Davis 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 the grant with the recommended recipient or the individuals.
- a less than significant, non-pecuniary interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the recommended grant recipient attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Davis 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 the grant with the recommended recipient or the individuals.

Councillor Sylvie Ellsmore made the following disclosures:

- a less than significant, non-pecuniary interest in Item 7.3 on the agenda, in that the site which is proposed to be the subject of a public expression of interest (EOI) was previously modelled for redevelopment by a number of project teams for the City of Sydney's Alternative Housing Ideas Challenge, last council term. In 2022, as the Chair of the City's Housing for All Working Group, Councillor Ellsmore met with representatives of two of the project teams who had participated in the Ideas Challenge – Jason Twill and Dr Louise Crabtree, and Andy Fergus (with former Councillor Jess Scully, Co-chair of the Housing for All Working Group). Councillor Ellsmore considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she was not aware of the proposed EOI for the site at the time, and she has not discussed the current EOI with any of the teams involved in the Ideas Challenge.
- a less than significant, non-pecuniary interest in Item 8.3 on the agenda, in that she received a gift of a ticket, under the value of \$100, from the Griffin Theatre, on one occasion, in 2022. Her friend was directing the play. The gift was disclosed on the appropriate gift registers at the time. Councillor Ellsmore considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she was not aware of the funding request, and has only become aware since that time through the Committee papers.

Councillor Linda Scott made the following disclosure:

- a significant, non-pecuniary interest in Item 6.4 on the agenda, in that she is the President of the Australian Local Government Association (ALGA) and Local Government NSW is a member of ALGA. She is also the City's representative on Southern Sydney Region of Councils (SSROC). ALGA collaborates with the International Council for Local Environmental Initiatives (ICLEI) – Local Governments for Sustainability, Local Government Information Unit (LGIU), Institute of Public Works Engineering Australasia Limited (IPWEA), and a range of other organisations.

Councillor Scott stated that she would not be voting on this matter.

- a significant interest in Item 7.3 on the agenda, in that in 2021, she received a very small donation from the Chairperson of the Wyanga Aboriginal Aged Care Program.

Councillor Scott stated that she would not be voting on this matter.

- a less than significant, non-pecuniary interest in Item 8.3 on the agenda, in that she is the President of the Australian Local Government Association (ALGA). ALGA is a full member of the Cultural Ministers Meeting. Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she applies her judgement to the decisions as a Councillor for the City for Sydney.
- a less than significant, non-pecuniary interest in Item 9.3 on the agenda, in that she is the Deputy President on the Australian Council of Superannuation Investors (ACSI) Board and Chair of CareSuper. CareSuper has offices in level 20/6-10 O'Connell Street, Sydney NSW 2000. ACSI has several members who live and work within the City of Sydney. Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she applies her judgement to the decisions as a Councillor for the City of Sydney.
- a significant, non-pecuniary interest in Items 10.4 and 10.5 on the agenda, in that she is a member and Chair of CareSuper. CareSuper has held Lendlease and Dexu holdings in Property Holdings. As a member and the Chair, she is on the same terms and conditions as all other members who joined at the time she did. As always, Councillor Scott brings her own mind to Council decisions, in her role as a Councillor.

Councillor Scott stated that she will not be voting on these matters, out of an abundance of caution.

- a less than significant, non-pecuniary interest in Item 13.2 on the agenda, in that her husband is the CEO of the Pharmacy Guild of NSW, and they have not discussed this matter with her, nor has Councillor Worling. Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she applies her judgement to the decisions as a Councillor for the City of Sydney.
- a less than significant, non-pecuniary interest in Item 13.6 on the agenda, in that her children umpire and play basketball at Perry Park. Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she applies her judgement to the decisions as a Councillor for the City of Sydney.

Councillor Adam Worling made the following disclosures:

- a less than significant, non-pecuniary interest in Item 8.3 on the agenda, in that he has a friendship with a member of the Griffin Theatre Board, performer and producer Simon Burke AO. His partner is also a talent agent and represents several actors who have performed at Griffin Theatre over the years and whom continue to perform there today. Since being a Councillor, he has attended two performances as a guest of Griffin Theatre. Councillor Worling considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because he has never discussed any financial matters with anyone associated with Griffin, nor has he discussed any opportunities for funding. The longstanding relationships noted above will not impact his ability to vote on the item.
- a less than significant, non-pecuniary interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the recommended grant recipient attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Worling considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because he has not discussed the grant with the recommended recipient or the individuals.

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 Donald Denoon

Minute by the Lord Mayor

To Council:

I wish to inform Council of the passing of Emeritus Professor Donald John Noble Denoon, academic, author and Pymont community stalwart on 3 July 2024.

Donald was born on 29 July, 1940 in Scotland. He later wrote that his route to Pymont was “poorly signposted”. After moving to South Africa, he gained a Bachelor of Arts (Honors) at the University of Natal in 1961. A teaching career followed. Donald later earned a PhD at the University of Cambridge, where he met his first wife, Pamela.

In 1966, the couple moved to Uganda where Donald took up a teaching post at Makerere University and Pamela gave birth to their three children. After Idi Amin’s coup in 1971, life in Uganda became ugly. Donald, Pamela and their children, left for Port Moresby where Donald was appointed Professor of History at the University of Papua New Guinea.

In 1982, the Denoon family moved to Canberra, where Donald became a professor of Pacific History at the Australian National University. Pamela became active in the Women’s Electoral Lobby and Donald organised support for the African National Congress. Six years later, Pamela died from leukemia after a two-year illness.

In February 1992, Donald married his long-time friend, Mary Mortimer, whom he helped write a book about bereavement. When he retired, Donald and Mary lived together in Pymont where they quickly made friends and became increasingly involved in the wider Pymont community and its various organisations.

With others, Donald established the Pymont History Group “to promote debate about Pymont’s place in the world”. He said:

“The History project opened my eyes to Pymont’s layered complexity. There are traces of centuries when Eora and others fished these rich waters; John Harris VI described the dominant dynasty founded by surgeon Harris; and there are ample records of the brutal conditions endured by wharfies and quarrymen - and their trade unions and the formation of the Labor Party. Michael Matthews, Clover Moore and Frank Sartor loosened Labor’s grip and launched the era of Independent City councillors”.

In 2017, the History Group published *Women of Pyrmont* and earlier this year, the group published *Men of Pyrmont*, edited by Donald. "Winning the Lottery" was the title he gave to his own chapter. It ended with:

"My life before Pyrmont was outrageously lucky. A lecturer's question rescued me from South Africa's segregated classrooms to transnational academe. My miracles have come in pairs. I have twice been appointed to chairs for which I was not qualified. I met the notorious Idi Amin twice, and both times he was in a benign mood. Above all, I have been happily married twice, surely beyond the national average? I thought my life was nearly over when I retired to Pyrmont. How wrong I was! Despite my best efforts to avoid this fate, I arrived in the liveliest, most diverse and most fascinating community in this city."

Donald was a kind and clever gentleman who will be missed by all who knew him.

Recommendation

It is resolved that:

- (A) all persons attending this meeting of Council observe one minute's silence to commemorate the life of Donald Denoon and his contribution to the Pyrmont community and academic research;
- (B) Council express its condolences to Donald's widow, Mary Mortimer, his family, many friends and the Pyrmont community; and
- (C) the Lord Mayor convey Council's condolences to Donald's widow, Mary Mortimer.

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 Donald Denoon.

Item 3.2 Recognition of our Elders in 2024

Minute by the Lord Mayor

To Council:

Three highly respected Aboriginal elders have recently been recognised in national awards.

On 10 June 2024, Aunty Beryl Van Oploo OAM, a Gamilaro/Kamilaroi woman from Walgett was awarded a Medal of the Order of Australia in the King's Birthday Honours, in recognition of her service to the Indigenous community, and to the hospitality industry.

Over a 40-year career Aunty Beryl has been a cook, caterer, educator and business owner, running restaurants and cafes, including the Gardener's Lodge Cafe in Victoria Park. She has trained almost 4,000 young people and is a respected and leading expert in bush foods and flavours, providing advice to some of the world's leading chefs.

Aunty Beryl is currently Aunty-in-Residence at the National Centre of Indigenous Excellence. She has partnered with the City in providing weekly community lunches at the Redfern Community Centre.

Redfern residents, Aunty Dulcie Flower AM and Aunty Millie Ingram were among the recipients of the 2024 National NAIDOC Week Awards, announced at a ceremony in Tarndanya (Adelaide) on Kurna Yerta Country on Saturday 6 July 2024.

Aunty Dulcie Flower AM received the Lifetime Achievement Award 2024. The award recognises her long involvement in campaigns for improved outcomes for First Nations peoples in regard to cultural recognition, industrial equality, health, legal protections, education, housing, clean water, proper waste disposal, and land ownership. A trained nurse, Aunty Dulcie played a leading role in establishing the Aboriginal Medical Service Co-operative (AMS Redfern) and continues to be involved as a Board member.

Aunty Dulcie Flower's contributions have been recognised on a national scale, culminating in her appointment as a Member of the Order of Australia (AM) in 2019 for her significant service to the Indigenous community and her pivotal role in the 1967 Referendum Campaign which enabled the Commonwealth Parliament to make laws for Aboriginal people, such as land rights and Native Title legislation.

Aunty Millie Ingram, a Wiradjuri Elder from Cowra NSW, was awarded Female Elder of the Year 2024. The Award recognises her key role as a leader in policy processes and initiatives aimed at supporting Aboriginal communities and self-determination.

Along with her family, she founded the first Aboriginal Community Controlled early childhood centre, Murawina, and later Wyanga Aboriginal Aged Care program.

A fierce political activist, Aunty Millie campaigned for the YES vote during the referendum last year and remains dedicated to advancing opportunities for Aboriginal people. At 84 years old, she continues to serve her communities, supporting Elders, youth organisations, and women in business.

I invite Councillors to join with me in congratulating Aunty Beryl Van Oploo OAM, Aunty Dulcie Flower AM and Aunty Millie Ingram.

Recommendation

It is resolved that:

- (A) Council congratulate Aunty Beryl Van Oploo OAM on being awarded a Medal of the Order of Australia in the King's Birthday Honours;
- (B) Council congratulate Aunty Millie Ingram on being recognised as Female Elder of the Year 2024 at the 2024 National NAIDOC Week Awards;
- (C) Council congratulate Aunty Dulcie Flower AM on receiving the Lifetime Achievement Award 2024 at the 2024 National NAIDOC Week Awards; and
- (D) the Lord Mayor be requested to write to Aunty Beryl Van Oploo OAM, Aunty Millie Ingram and Aunty Dulcie Flower AM conveying Council's congratulations and thanking them for their contribution to our community.

COUNCILLOR CLOVER MOORE AO

Lord Mayor

Moved by the Chair (the Lord Mayor)

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

Variation. At the request of Councillor Scott, and by consent, the Minute was varied, such that clause (D) reads as follows:

- (D) the Lord Mayor be requested to write to Aunty Beryl Van Oploo OAM, Aunty Millie Ingram and Aunty Dulcie Flower AM congratulating them on their monumental achievements and thanking them for their years of dedicated service and contribution to our community.

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

S051491

Note – following discussion and voting on this item, the Chair (the Lord Mayor), all Councillors, staff, press and members of the public present acknowledged Aunty Beryl Van Oploo OAM, Aunty Millie Ingram and Aunty Dulcie Flower AM's achievements with a standing ovation.

Item 3.3 Light Rail Along Parramatta Road and Broadway to Green Square via Central Station

Minute by the Lord Mayor

To Council:

Light rail has transformed not only George Street but the entire city. What was once a grimy street clogged with noisy, polluting buses is now a tree-lined boulevard with quiet and efficient light rail attracting over \$8 billion in private investment.

George Street can be an inspiration for the rejuvenation of Parramatta Road and Broadway with a light rail line that will run to Green Square via Central Station.

The City's vision

Extensive consultation for Sustainable Sydney 2030-2050: Continuing the Vision told us that our communities want increased city greening, more space for people, and improved connectivity to Green Square.

Parramatta Road and Broadway are up to nine lanes wide in some sections. Part of the justification for WestConnex was that it would remove traffic from Parramatta Road allowing it to become a liveable boulevard similar to those in Barcelona and Paris. With WestConnex now open, traffic has greatly reduced, and we must seize the opportunity to realise the City's vision for Broadway – a welcoming, green gateway to the City with trees shading wide footpaths, a separated cycleway, and light rail down the middle of the road.

A new light rail line in Parramatta Road will attract investment in desperately needed new housing contributing towards the National Housing Accord and new local housing targets. Connecting Parramatta Road to Green Square will transport thousands of workers and students to jobs and education, boost businesses, support the 24-hour economy, and contribute to Sydney's net-zero future by taking cars off the roads.

Light rail through the Tech Central Innovation Precinct will also support Sydney's start-up sector estimated to be worth \$102 billion and attracting around \$10 billion investment each year. With improved connectivity, Tech Central could be Sydney's strongest drawcard for attracting talent, investment, scale-ups and global companies looking for an international office location.

While Parramatta Road will still be able to accommodate cars, light rail along the corridor could carry over 14,000 people per hour – the equivalent of 175 buses. The 11-kilometre route will service destinations people want to get to such as the University of Sydney, Royal Prince Alfred Hospital, Broadway Shopping Centre, Tech Central as well as the library, aquatic centre and other community facilities at Green Square Town Centre.

Securing the Eastern Transit Corridor

At Green Square, light rail has been in the redevelopment plans since the mid-1990s. With planned densities of around 22,000 people per square kilometre, which is among the highest in Australia, transport is a key issue for both residents and businesses.

Over the past 20 years – as Green Square has grown from 2,500 residents to 33,000 with planning underway for another 30,000 by 2041 - the City has negotiated with developers to secure the Eastern Transit Corridor specifically for a mass surface-level transport service.

At \$40 million in Council land value, this preserved corridor at Green Square is 2.5 kilometres long, beginning at Green Square Library and Plaza stretching east along Zetland Avenue, north onto Defries Avenue and on to Gadigal Avenue.

The NSW Government failed to commit to extend Sydney Metro West to Green Square earlier this year. It is critical that an alternative mass transit solution such as light rail is provided for the existing community and thousands more expected to work and live there.

The campaign

Last month, I hosted a roundtable discussion about extending the light rail network along Parramatta Road to Green Square via Central with representatives from key businesses, industry groups and institutions. While acknowledging the challenges of the George Street light rail project, there was overwhelming support for the project.

On 25 July 2024, I attended the Committee for Sydney's The Future of Parramatta Road Summit hosted by the University of Sydney. It was encouraging to see the Minister for Roads join the conversation about reimagining transport on Parramatta Road to unlock investment in housing and connect to innovation precincts.

Since the George Street light rail project was announced by the NSW Government in 2012, many lessons have been learned and advancements made in construction and technology methods. For example, more infrastructure can be prefabricated off-site reducing disruption and project timelines.

The CBD and South East Light Rail line took three years to plan and four years to construct. If we want a light rail line along Parramatta Road to Green Square via Central Station to happen this decade, we must start planning for it now.

To demonstrate our strong commitment, I propose that the City of Sydney contributes \$100 million towards the public domain in our area, if the NSW Government also commits to this significant place-making project. Improvements would include footpath widening, tree planting and new street furniture, paving and lighting.

For years, successive governments have talked about revitalising Parramatta Road, and they have failed to act. It cannot wait any longer. Using important lessons learned from the past, the NSW Government must commit to progress planning and consultation for the new light rail line as soon as possible.

Recommendation

It is resolved that:

(A) Council note:

- (i) a new light rail line along Parramatta Road and Broadway to Green Square via Central Station will attract investment in housing, boost businesses, transport thousands of workers and students to jobs and education, support the 24-hour economy and contribute to Sydney's net-zero future by taking cars off the roads;
- (ii) the City has secured the Eastern Transit Corridor specifically for a mass surface-level transport service such as light rail;
- (iii) the NSW Government has not committed to extend Sydney Metro West to Zetland leaving a significant mass transit deficit at Green Square; and
- (iv) on 27 June 2024, the Lord Mayor hosted a roundtable discussion about extending the light rail network along Parramatta Road to Green Square via Central with

representatives from key businesses, industry groups and institutions who support the project;

- (B) Council confirm its support for a new light rail line along Parramatta Road and Broadway and to Green Square via Central Station and commits to working with the NSW Government and other stakeholders especially the Mayors of Inner West and Burwood Councils and to accelerate the planning, consultation and delivery of the project as soon as possible;
- (C) Council approve a \$100 million contribution towards enhancing the public domain in our Local Government Area if the NSW Government commits to extending light rail along Parramatta Road and Broadway to Green Square via Central Station; and
- (D) the Chief Executive Officer be requested to review the City's Long Term Financial Plan when the NSW Government commits to extending light rail along Parramatta Road and Broadway to Green Square via Central Station, so that the \$100 million public domain improvements contribution is available in future years' City budgets to match the NSW Government's project timelines.

COUNCILLOR CLOVER MOORE AO

Lord Mayor

Note – at the meeting of Council, the content of the original Minute was varied by the Lord Mayor. Subsequently, it was –

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

It is resolved that:

- (A) Council note:
 - (i) a new light rail line along Parramatta Road and Broadway to Green Square via Central Station will attract investment in housing, boost businesses, transport thousands of workers and students to jobs and education, support the 24-hour economy and contribute to Sydney's net-zero future by taking cars off the roads;
 - (ii) the City has secured the Eastern Transit Corridor specifically for a mass surface-level transport service such as light rail;
 - (iii) the NSW Government has not committed to extend Sydney Metro West to Zetland leaving a significant mass transit deficit at Green Square; and
 - (iv) on 27 June 2024, the Lord Mayor hosted a roundtable discussion about extending the light rail network along Parramatta Road to Green Square via Central with representatives from key businesses, industry groups and institutions who support the project;
- (B) Council confirm its support for a new light rail line along Parramatta Road and Broadway and to Green Square via Central Station and commits to working with the NSW Government and other stakeholders especially the Mayors of Inner West and Burwood Councils and to accelerate the planning, consultation and delivery of the project as soon as possible;
- (E) Council approve in-principle a \$100 million contribution towards enhancing the public domain in our Local Government Area if the NSW Government commits to extending light rail along Parramatta Road and Broadway to Green Square via Central Station; and

- (F) the Chief Executive Officer be requested to review the City's Long Term Financial Plan when the NSW Government commits to extending light rail along Parramatta Road and Broadway to Green Square via Central Station, so that the \$100 million public domain improvements contribution is available in future years' City budgets to match the NSW Government's project timelines, subject to Council approval.

Variation. At the request of Councillor Scott, and by consent, the Minute was varied such that clause (B) read as follows:

- (B) Council confirm its support for a new public light rail line along Parramatta Road and Broadway and to Green Square via Central Station and commits to working with the NSW Government and other stakeholders especially the Mayors of Inner West and Burwood Councils and to accelerate the planning, consultation and delivery of the project as soon as possible.

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

S051491

Item 3.4 Action on Secure Affordable Rental Housing**Minute by the Lord Mayor**

To Council:

Although primarily the responsibility of the NSW Government, the City of Sydney uses every lever available to maximise the amount of Affordable Housing in our local area including through planning mechanisms such as developer contributions and planning agreements, selling discounted land to community housing providers, and grants.

As a result, at June 2023 the City has contributed to 1,464 built Affordable Housing units in our area, 565 dwellings in the development pipeline and a further 1,294 that we expect to be built in the future. The City's Affordable Housing levy scheme, which covers all of the Local Government Area, is projected to deliver a further 1,950 affordable dwellings.

As at 30 June 2023, the City has collected almost \$400 million in levies, sold discounted land to the value of \$31.6 million, and provided about \$13 million in grants. Through these grants, the City has funded affordable housing projects such as:

- Hammondcare in Darlinghurst that provides 42 rooms including for older women at risk of homelessness.
- Wesley Mission refuges that provides 44 rooms in Surry Hills and will provide 74 rooms in Glebe.
- Foyer Central in Chippendale that provides 73 rooms for young people at risk.

The City's Affordable and Diverse Housing Fund supports the delivery of all forms of short and long term rental accommodation offered at below market rates, including affordable housing, social housing, crisis housing and boarding houses. Our Affordable Housing contributions program also enables Community Housing Providers to use levies for boarding houses.

Advocacy on boarding houses

For many years, I have advocated to ensure boarding houses are protected from neglect and redevelopment.

As the Member for Bligh, I was concerned about boarding houses increasingly being converted to backpacker accommodation especially during the Bicentenary, and in the lead up to the Sydney Olympics in 2000. I introduced legislative measures that reduced the council rates of boarding house owners', and extended boarding house land tax exemptions to low-income rental properties which encouraged owners to build and operate boarding houses instead of converting or developing them.

I note that the City does charge nominal fees to boarding house operators to help cover the costs of compliance and fire safety inspections and schedules, which is important to keep residents safe. The fees were introduced by the Local Government Act 1993. Waiving those fees would help reduce costs for boarding house owners to keep and maintain their properties.

There are around 4,000 boarding house rooms across the City - but this number is shrinking as the buildings are converted to more profitable housing.

In the City of Sydney, three development applications (DAs) for boarding house conversions have recently been refused, however they are still at risk of being redeveloped after appeal to the NSW Land and Environment Court.

Councils cannot refuse to accept lodgement of such DAs and are obligated to assess them under the outdated NSW Affordable Rental Housing SEPP Guidelines for Retention of Existing Affordable Rental Housing 2009 ('The Guidelines') referenced by the Housing SEPP.

The Guidelines give priority to the financial viability of maintaining a boarding house above other planning considerations and require in some instances a levy be paid to compensate for the loss of low-cost rental accommodation.

Councils' hands are tied. The Guidelines are in desperate need of review.

In 2021, the City's advocacy led to changes by the former NSW Government to ensure planning incentives such as extra height and floor space are only made available to genuinely 'affordable' boarding houses which must be managed by a Community Housing Provider in perpetuity, and rented to eligible households at affordable rents. We can now be confident that all new boarding houses are genuinely 'affordable'.

In October 2023, Council unanimously supported my Lord Mayoral Minute calling on the NSW Government to implement the recommendations of the 2020 statutory review of the Boarding Houses Act 2012 and urgently review the outdated Guidelines.

I wrote to relevant NSW Government Ministers with this request who confirmed they would progress the recommendations of the review, however, no timeframe was provided. A response from the then Acting Minister for Housing noted that the Department of Communities and Justice (now Homes NSW) is holding \$150,722 in compensation levies collected in the City of Sydney for the loss of low-cost rental accommodation.

In July 2024, I wrote to the NSW Minister for Customer Service who is responsible for administering the Boarding Houses Act 2012, calling on him to implement the recommendations in the statutory review as a matter of priority, and to consult with local councils before making any changes.

Dwelling retention controls

The City is currently consulting with the community on changes to planning controls that will ensure that when a residential building is redeveloped, the total number of 'dwellings' within that building does not drop significantly. If adopted, these changes will support housing diversity, the retention of housing and rental affordability in our local government area.

Unfortunately, DAs for a change of use or the loss of an entire boarding house are subject to the requirements of the Housing SEPP and the Guidelines, which our planning controls cannot lawfully override including our dwelling retention controls, if adopted. The City has investigated options to prevent the loss of boarding houses in our area and concluded that we cannot change our planning controls to override state planning controls or constraints. Again, our hands are tied.

Strengthening renters' rights

Over the last two years, median rents for market housing in our area have gone up by 26.5 per cent - an increase of \$193 per week - bringing the median rent for a unit in the City of Sydney from \$728 per week to \$921 per week.

The biggest rent hikes are typically when a new tenant starts a lease. This incentivises landlords to 'churn' tenants and terminate leases at the end of a fixed term. Research from the Tenants' Union of NSW found nearly 60 per cent of renters in NSW are on fixed term leases, and the majority of 'no-grounds' evictions (71 per cent) are served to households at the end of a fixed term lease.

It has been almost 12 months since the NSW Government's proposed changes to the Residential Tenancies Act 2010 ('the Act') to end 'no grounds' evictions on all leases; extend the notice period to end a fixed term lease from 30 days to 90 days; and limit how often rent could be increased, as well as making it easier for renters to have pets.

The City's submission in August 2023 supported the proposed changes and was later supplemented by a Council resolution following my Lord Mayoral Minute which called on the NSW Government to limit rent increases to a maximum of 110 per cent of the CPI for rent.

In May 2024, spurred by NSW Government inaction, the Residential Tenancies Amendment (Prohibiting No Grounds Evictions) Bill 2024 was introduced to end 'no grounds' evictions. Disappointingly, neither the NSW Government nor the Opposition supported the bill, but it will be reviewed by a Select Committee, who are due to report back to Parliament by 20 September 2024. I hope both houses can support these urgently needed amendments.

Recommendation

It is resolved that:

(A) Council note:

- (i) it has been four years since the recommendations of the statutory review of the Boarding Houses Act 2012 and the NSW Government has still not implemented them;
- (ii) the City of Sydney uses every lever available to maximise the amount of Affordable Housing, including boarding houses, in our local area through planning mechanisms, selling discounted land to community housing providers, and our Affordable and Diverse Housing Fund; and
- (iii) even though it has been 12 months since the NSW Government proposed changes to the Residential Tenancies Act 2010, there has been no legislative reform to end 'no grounds' evictions nor limit rent increases;

(B) the Chief Executive Officer be requested to

- (i) waive inspection and compliance fees for registered boarding houses where the operators can demonstrate hardship, subject to legislative requirements;
- (ii) consider potential fee waivers for compliance and fire safety inspections for all registered boarding houses in the City of Sydney to assist with owners' costs of maintaining and retaining their properties while ensuring the ongoing safety of residents;
- (iii) investigate increasing the levy on development that will result in the loss of existing low-cost rental accommodation through demolition, alterations, change of use or subdivision and report back via the CEO Update;

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

- (i) all registered boarding house owners in the City of Sydney to advise them of the fee waiver and ask them to work with the City to ensure their buildings are safe and fit for purpose, if a fee waiver is adopted by Council;
- (ii) the NSW Minister for Planning and Public Spaces to again request he expedite the update of the NSW Affordable Rental Housing SEPP Guidelines for Retention of Existing Affordable Rental Housing 2009 and that he consider the viability test; the amount of levy paid for the loss of low-cost rental accommodation as well as supporting residents into new housing;

- (iii) the NSW Minister for Housing to return the \$150,722 in levies collected in our local area for the loss of low-cost rental accommodation to the City's Affordable and Diverse Housing Fund to be distributed towards affordable and diverse housing projects in our area;
 - (iv) the NSW Minister for Fair Trading again to ask him to take urgent action on rental reform, including ending no grounds evictions; and
 - (v) Community Housing Providers operating in our area about opportunities to use our Affordable and Diverse Housing Fund and levies to deliver more boarding houses and other low-cost and affordable rental housing; and
- (D) the Lord Mayor be requested to host a roundtable with Community Housing Providers, Metropolitan Councils, Homes NSW, the Tenants' Union of NSW, Newtown Neighbourhood Centre, the NSW Rental Commissioner and peak bodies about protecting and increasing safe and secure affordable rental housing.

COUNCILLOR CLOVER MOORE AO

Lord Mayor

Note – at the meeting of Council, the content of the original Minute was varied by the Lord Mayor. Subsequently, it was –

Moved by the Lord Mayor, seconded by Councillor Kok –

It is resolved that:

- (A) Council note:
- (i) it has been four years since the recommendations of the statutory review of the Boarding Houses Act 2012 and government has still not implemented them;
 - (ii) the City of Sydney uses every lever available to maximise the amount of Affordable Housing, including boarding houses, in our local area through planning mechanisms, selling discounted land to community housing providers, and our Affordable and Diverse Housing Fund; and
 - (iii) even though it has been 12 months since the NSW Government proposed changes to the Residential Tenancies Act 2010, there has been no legislative reform to end 'no grounds' evictions nor limit rent increases; and
 - (iv) the NSW Premier's announcement on 28 July 2024 about ending 'no grounds evictions' and extending the notice period to end a lease is welcome, but renters cannot wait until 2025 and the legislative changes must also urgently limit rent increases, make it easier for renters to have pets and introduce energy efficiency standards;
- (B) the Chief Executive Officer be requested to
- (i) waive inspection and compliance fees for registered boarding houses where the operators can demonstrate hardship, subject to legislative requirements;
 - (ii) consider potential fee waivers for compliance and fire safety inspections for all registered boarding houses in the City of Sydney to assist with owners' costs of maintaining and retaining their properties while ensuring the ongoing safety of residents; and

- (iii) investigate increasing the levy on development that will result in the loss of existing low-cost rental accommodation through demolition, alterations, change of use or subdivision and report back via the CEO Update.
- (C) the Lord Mayor be requested to write to:
- (i) all registered boarding house owners in the City of Sydney to advise them of the fee waiver and ask them to work with the City to ensure their buildings are safe and fit for purpose, if a fee waiver is adopted by Council;
 - (ii) the NSW Minister for Planning and Public Spaces to again request he expedite the update of the NSW Affordable Rental Housing SEPP Guidelines for Retention of Existing Affordable Rental Housing 2009 and that he consider the viability test; the amount of levy paid for the loss of low-cost rental accommodation as well as supporting residents into new housing;
 - (iii) the NSW Minister for Housing to return the \$150,722 in levies collected in our local area for the loss of low-cost rental accommodation to the City's Affordable and Diverse Housing Fund to be distributed towards affordable and diverse housing projects in our area;
 - (iv) the NSW Premier and the NSW Minister for Fair Trading welcoming the NSW Government's announcement on 28 July 2024 about ending 'no grounds evictions', but calling on them to urgently implement legislative changes to also limit rent increases, make it easier for renters to have pets and introduce energy efficiency standards; and again to ask him to take urgent action on rental reform, including ending no grounds evictions; and
 - (v) Community Housing Providers operating in our area about opportunities to use our Affordable and Diverse Housing Fund and levies to deliver more boarding houses and other low-cost and affordable rental housing; and
- (D) the Lord Mayor be requested to host a roundtable with Community Housing Providers, Metropolitan Councils, Homes NSW, the Tenants' Union of NSW, Newtown Neighbourhood Centre, the NSW Rental Commissioner and peak bodies about protecting and increasing safe and secure affordable rental housing.

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

It is resolved that:

- (A) Council note:
- (i) it has been four years since the recommendations of the statutory review of the Boarding Houses Act 2012 and government has still not implemented them;
 - (ii) the City of Sydney uses every lever available to maximise the amount of Affordable Housing, including boarding houses, in our local area through planning mechanisms, selling discounted land to community housing providers, and our Affordable and Diverse Housing Fund;
 - (iii) even though it has been 12 months since the NSW Government proposed changes to the Residential Tenancies Act 2010, there has been no legislative reform to end 'no grounds' evictions nor limit rent increases;
 - (iv) the City of Sydney currently has a Boarding Houses Development Control Plan 2004, last modified 9 September 2020;

- (v) the City of Sydney currently has the Sydney Development Control Plan 2012, with the Development Guidelines: Boarding Houses (including student accommodation) last modified 5 August 2020;
 - (vi) as per the Housing SEPP, boarding houses contain rooms which provide affordable housing and are managed by a registered community housing provider. Boarding houses have shared facilities and provide a principal place of residence for at least three months in a boarding or private room;
 - (vii) boarding houses that are not owned and/or managed by Community Housing Providers are defined as 'co-living' and are no longer considered affordable housing;
 - (viii) as of October 2023, the City has 311 registered boarding houses with a combined total of 6,352 rooms; and
 - (ix) the NSW Premier's announcement on 28 July 2024 about ending 'no grounds evictions';
- (B) the Chief Executive Officer be requested to
- (i) waive inspection and compliance fees for registered boarding houses where the operators can demonstrate hardship, subject to legislative requirements;
 - (ii) consider potential fee waivers for compliance and fire safety inspections for all registered boarding houses in the City of Sydney to assist with owners' costs of maintaining and retaining their properties while ensuring the ongoing safety of residents;
 - (iii) investigate increasing the levy on development that will result in the loss of existing low-cost rental accommodation through demolition, alterations, change of use or subdivision and report back via the CEO Update;
 - (iv) explore ways to prioritise protecting affordable boarding houses in Council housing programs, and increase the overall number of affordable boarding houses in the City of Sydney council area;
 - (v) seek advice on options the City has to directly buy or co-invest in boarding houses at risk of being lost; and
 - (vi) consider preparing a recommendation to Council to amend the appropriate planning instruments to include boarding houses and co-living housing in provisions that uphold no net dwelling loss provisions;
- (C) the Lord Mayor be requested to write to:
- (i) all registered boarding house owners in the City of Sydney to advise them of the fee waiver and ask them to work with the City to ensure their buildings are safe and fit for purpose, if a fee waiver is adopted by Council;
 - (ii) the NSW Minister for Planning and Public Spaces to again request he expedite the update of the NSW Affordable Rental Housing SEPP Guidelines for Retention of Existing Affordable Rental Housing 2009 and that he consider the viability test; the amount of levy paid for the loss of low-cost rental accommodation as well as supporting residents into new housing;
 - (iii) the NSW Minister for Housing to return the \$150,722 in levies collected in our local area for the loss of low-cost rental accommodation to the City's Affordable and Diverse Housing Fund to be distributed towards affordable and diverse housing projects in our area;

- (iv) the NSW Premier and the Minister for Fair Trading welcoming the NSW Government's announcement on 28 July 2024 about ending 'no grounds evictions', noting Labor's policy includes making it easier for renters to have pets, banning 'no fault evictions' and making it harder for landlords to remove tenants without a "reasonable" excuse;
 - (v) Community Housing Providers operating in our area about opportunities to use our Affordable and Diverse Housing Fund and levies to deliver more boarding houses and other low-cost and affordable rental housing; and
 - (vi) boarding house property owners advocating for no new rental increases until new City policies and planning controls to encourage increased boarding houses are in place; and
- (D) the Lord Mayor be requested to host a roundtable with Community Housing Providers, Metropolitan Councils, Homes NSW, the Tenants' Union of NSW, Newtown Neighbourhood Centre, the NSW Rental Commissioner and peak bodies about protecting and increasing safe and secure affordable rental housing.

The amendment was lost on the following show of hands –

Ayes (4) Councillors Ellsmore, Jarrett, Scott and Weldon

Noes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling.

Amendment lost.

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

That the Minute be amended by the addition of clauses (E) to (I) as follows -

- (E) Council endorse the community campaign for the protection of traditional boarding houses, which are an important form of private, relatively affordable housing in the inner city, and note that the campaign is calling for private boarding houses to be converted into permanent, protected affordable housing; and
- (F) Council agree to:
 - (i) support an immediate ban by the NSW Government on all rent increases in all boarding houses in the city so that residents cannot be removed due to loss of affordability;
 - (ii) immediately enforce tighter controls on adherence to safety, security and amenity standards so that residents cannot be removed due to loss of habitability; and
 - (iii) support the purchase the Selwyn Street boarding houses, which are at risk of redevelopment;
- (G) Council put an immediate ban on all rent increases in all boarding houses in the City so that residents cannot be removed due to loss of affordability;
- (H) Council immediately enforce tighter controls on adherence to safety, security and amenity standards so that residents cannot be removed due to loss of habitability; and
- (I) in the case of the Selwyn Street boarding houses, Council buy the developer out using the City's developer contribution fund of \$50M and keep 30 vulnerable members of our community in their homes.

The amendment was lost on the following show of hands –

Ayes (3) Councillors Ellsmore, Scott and Weldon

Noes (7) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Jarrett*, Kok and Worling.

Amendment lost.

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

The substantive Minute was carried on the following show of hands –

Ayes (8) The Chair (the Lord Mayor), Councillors Chan, Davis, Ellsmore, Gannon, Kok, Scott and Worling

Noes (2) Councillors Jarrett* and Weldon*.

Substantive Minute carried.

*Note – Councillors Jarrett and Weldon abstained from voting on this matter. Pursuant to the provisions of clause 10.4 of the Code of Meeting Practice, Councillors Jarrett and Weldon are taken to have voted against the motion.

S051491

Points of Order

During discussion of Item 3.4, Councillor Scott raised a point of order, stating misinformation.

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

Councillor Scott raised a further point of order, stating that pursuant to clause 8.10 of the Code of Meeting Practice, the source of funding for expenditure must be identified.

The Chief Executive Officer clarified the Minute and her comments.

Adjournment

At this stage of the meeting, at 6.57pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Gannon –

That the meeting be adjourned for approximately 15 minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 7.06pm.

Item 4 Memoranda by the Chief Executive Officer

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

Item 5 Matters for Tabling

5.1 Disclosures of Interest

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

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

Carried unanimously.

5.2 Petitions

(a) Plan C – Viable Alternatives to the Oxford Street East Cycleway

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

In response to the significant concern of businesses and residents in the Three Saints community in regards to the Oxford Street East Cycleway (OSEC) project from Transport for NSW (TfNSW), “PLAN C” was developed by the Three Saints Square Project, as a community-lead, collaborative initiative proposing a viable alternative to TfNSW’s proposal, with

- the separated cycleway located on Moore Park Road instead of Oxford Street East, and
- beautification and activation of Oxford Street East according to a model documented by The Paddington Society in “Oxford Street Paddington – The Village High Street as a Place for People”.

The concept for PLAN C has been tested with one-on-one interviews conducted through a door knocking campaign of businesses and residents which represent a sample distributed throughout Oxford Street East.

The petitioners request Council to:

1. withdraw their support of Transport for New South Wales’s proposed OSEC (Oxford Street East Cycleway) and
2. reassess all of the documents developed and accepted from 2017 onwards that proposed that the dedicated, separated cycleway through Paddington should be located instead on Moore Park Road, as demonstrated for example by the documents attached.

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

It is resolved that the Petition be received and noted.

Carried unanimously.

(b) Save our Boarding Houses. Protect our Neighbours from Homelessness

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

Why this petition matters

The loss of affordable and low cost housing in Sydney is alarming.

It has seen boarding houses converted into luxury residences and the most vulnerable in our community displaced from the homes that they have lived in for decades, in many cases. Our neighbours are not only displaced, they are forced into the streets of a city that has a less than 1% vacancy rate. They have nowhere to go.

My friend and neighbour Ray is nearly 80 years old. He has had multiple strokes, has severe mobility issues and has no family. He has lived in his boarding house home for 45 years. He pays \$150 a week to rent his bedroom and his kitchenette. He shares a shower and toilet with his neighbours.

Ray lives in a room in one of a row of 4 boarding houses with 30 other people. Many of his housemates are just like Ray. Many with chronic physical and mental health issues. Simon has lived there for over 50 years. Steve for 30, Alfie for 30 and so on.

The developer - LFD Homes – bought these terraces knowing who lives there. The developer's plan is to convert these 4 boarding houses, home to 30 people, into 4 luxury apartments that will be home to 8 people. LFD Homes bought these terraces knowing they would make 30 people homeless.

If LFD Homes succeeds, my friend Ray will be on the street.

The Council Planners have so far refused the developer's application to convert the boarding houses, so the developer has taken the Council to the NSW Land and Environment Court. They still think it's OK to make our neighbours homeless.

Help us influence the City of Sydney Mayor and some Councillors to do 3 things that we have been calling for now for many months:

- Put an immediate ban on all rent increases in all boarding houses in the city so that residents cannot be removed due to loss of affordability.
- Immediately enforce tighter controls on adherence to safety, security and amenity standards so that residents cannot be removed due to loss of habitability.
- In the case of the Selwyn Street boarding houses, buy the developer out using the City's Developer Contribution fund of \$50M. Keep 30 vulnerable members of our community in their homes.

Our community must stand in the way and protect our most vulnerable from the greed of developers. It's time this is stopped. Everywhere in the city. Everyone deserves a safe and secure place to call home. Everyone.

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

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)

Deputy Lord Mayor Councillor Robert Kok
(Deputy Chair)

Councillors HY William Chan, (Waskam) Emelda Davis, Sylvie Ellsmore, Lyndon Gannon, Shauna Jarrett, Linda Scott, Yvonne Weldon AM and Adam Worling.

At the commencement of business at 2.02pm those present were -

The Lord Mayor, Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott, Weldon and Worling.

Closed Meeting

At 2.04pm, the Corporate, Finance, Properties and Tenders Committee resolved to close the meeting to the public to discuss Items 6.5 to 6.12 inclusive on the agenda.

Open Meeting

At 2.55pm, the meeting of the Corporate, Finance, Properties and Tenders Committee was reopened to the public.

Councillor Scott left the meeting of the Corporate, Finance, Properties and Tenders Committee at 3.10pm, prior to discussion on Item 6.4, and returned at 3.11pm, after the vote on Item 6.4. Councillor Scott was not present at, or in sight of, the meeting during discussion or voting on Item 6.4.

Adjournment

At 3.37pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Gannon –

That the meeting of the Corporate, Finance, Properties and Tenders Committee be adjourned for approximately 15 minutes.

Carried unanimously.

At the resumption of the meeting of the Corporate, Finance, Properties and Tenders Committee at 3.56pm, all Councillors were present.

The meeting of the Corporate, Finance, Properties and Tenders Committee concluded at 4.07pm.

Report of the Corporate, Finance, Properties and Tenders Committee

Moved by Councillor Kok, seconded by Councillor Davis –

That the report of the Corporate, Finance, Properties and Tenders Committee of its meeting of 22 July 2024 be received, with Items 6.1 and 6.2 being noted, the recommendations set out below for Items 6.3, 6.6, 6.8 and 6.10 to 6.13 inclusive being adopted in globo, and Items 6.4, 6.5, 6.7 and 6.9 being dealt with as shown immediately following those items.

Carried unanimously.

Item 6.1

Confirmation of Minutes

Moved by Councillor Kok, seconded by Councillor Worling –

That the Minutes of the meeting of the Corporate, Finance, Properties and Tenders Committee of Monday 17 June 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 6.2

Statement of Ethical Obligations and Disclosures of Interest

Councillor HY William Chan disclosed a less than significant, non-pecuniary interest in Item 6.4 on the agenda, in that he is a member of the following associations: Committee for Sydney, Planning Institute of Australia, Materials and Embodied Carbon Leaders' Alliance (MECLA), and Green Building Council of Australia. He is elected on the executive board for Climate Emergency Australia and International Council for Local Environmental Initiatives (ICLEI).

Councillor Chan considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because the recommendation for Council is to only note the City's membership of these associations.

Councillor Linda Scott disclosed a significant, non-pecuniary interest in Item 6.4 on the agenda, in that she is the President of the Australian Local Government Association (ALGA) and Local Government NSW is a member of ALGA. She is also the City's representative on Southern Sydney Region of Councils (SSROC). ALGA collaborates with the International Council for Local Environmental Initiatives (ICLEI) – Local Governments for Sustainability, Local Government Information Unit (LGIU), Institute of Public Works Engineering Australasia Limited (IPWEA), and a range of other organisations.

Councillor Scott stated that she would not be voting on this matter.

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

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

Item 6.3

Investments Held as at 30 June 2024

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

Carried unanimously.

X020701

Item 6.4

External Memberships

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

It is resolved that:

- (A) Council receive and note the City's membership of the associations outlined in Attachment A to the subject report;
- (B) Council note that final membership amounts change from time to time and any significant changes will be reported back to Council via the CEO Update; and
- (C) authority be delegated to the Chief Executive Officer, in consultation with the Lord Mayor, to accept hosting up to three roundtables/forums/events per year at City of Sydney venues and to waive costs associated with hosting these events.

Carried unanimously.

S076031

Item 6.5

Tender - T-2023-1124 - Minor Landscape Works Panel

Moved by Councillor Kok, seconded by Councillor Worling –

It is resolved that:

- (A) Council accept the tenders of Tenderers A, G, H and J for the Minor Landscape Works Panel for the Schedule of Rates outlined in Confidential Attachment B to the subject report, for a period of three years, with the option of an extension of a further period of three years, if appropriate;
- (B) Council note that the total contract sum and contingency for the Minor Landscape Works Panel is outlined in Confidential Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender; and
- (D) authority be delegated to the Chief Executive Officer to exercise the option referred to at (A) above if appropriate.

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

That the motion be amended to read as follows –

It is resolved that:

- (A) Council defers the acceptance of tenders for the Minor Landscape Works Panel; and
- (B) the Chief Executive Officer provide advice to the Council regarding the costs and benefits of privately contracting the Minor Landscape Works as opposed to direct delivery of these works by Council staff.

The amendment was lost on the following show of hands –

Ayes (4) Councillors Ellsmore, Jarrett, Scott and Weldon

Noes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling.

Amendment lost.

The substantive motion was carried on the following show of hands –

Ayes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling

Noes (4) Councillors Ellsmore, Jarrett*, Scott and Weldon.

Substantive motion carried.

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

X098105

Points of Order

During discussion of Item 6.5, Councillor Scott raised a point of order, stating that the Chief Executive Officer's comments included an unfavourable remark.

The Chief Executive Officer retracted her comments.

During discussion on this item, Councillor Worling raised a point of order, stating that pursuant to clause 9.36 of the Code of Meeting Practice, all other Councillors must remain silent while another Councillor is speaking.

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

Item 6.6**Tender - T-2023-973 - LED Luminaires and Smart Controls Supply**

It is resolved that:

- (A) Council accept the tenders of Tenderers B, C, E and F for the Supply of the Various Types of LED Luminaires and Tenderer D for the Supply of Smart Controls for the Schedule of Rates outlined in Confidential Attachment B to the subject report for a period of five years with the option of two, two-year extensions, if appropriate;
- (B) Council note that the total contract sums and contingencies for the Supply of LED Luminaires Contracts and for the Supply of Smart Controls contract are outlined in Confidential Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender; and
- (D) authority be delegated to the Chief Executive Officer to exercise the options referred to in (A), if appropriate.

Carried unanimously.

X096255.012

Item 6.7**Tender - T-2023-1107 - Public Lighting and Electrical Maintenance**

Moved by Councillor Kok, seconded by Councillor Chan –

It is resolved that:

- (A) Council accept the tender of Tenderer B for the provision of Public Lighting and Electrical Maintenance for the schedule of rates outlined in Confidential Attachment B to the subject report for a period of three years, with two optional extensions of two years and one year, if appropriate;
- (B) Council note that the total contract sum and contingency for the provision of Public Lighting and Electrical Maintenance contract is outlined in Confidential Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender; and
- (D) authority be delegated to the Chief Executive Officer to exercise the options referred to in (A) above, if appropriate.

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

That the motion be amended to read as follows –

It is resolved that:

- (A) Council defers the acceptance of tenders for the Public Lighting and Electrical Maintenance; and
- (B) the Chief Executive Officer provide advice to the Council regarding the costs and benefits of privately contracting the Public Lighting and Electrical Maintenance as opposed to direct delivery of these works by Council staff.

The amendment was lost on the following show of hands –

Ayes (4) Councillors Ellsmore, Jarrett, Scott and Weldon

Noes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling.

Amendment lost.

The substantive motion was carried on the following show of hands –

Ayes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling

Noes (4) Councillors Ellsmore, Jarrett*, Scott and Weldon.

Substantive motion carried.

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

X099620.012

Item 6.8

Tender - T-2023-1009 - Construction - Gunyama Park Stage 2 and George Julius Avenue North

It is resolved that:

- (A) Council accept the tender of Tenderer C for the construction of Gunyama Park Stage 2 and George Julius Avenue North for the price and contingency outlined in Confidential Attachment A to the subject report;
- (B) Council note that the total contract sum and contingency for the construction of Gunyama Park Stage 2 and George Julius Avenue North is outlined in Confidential Attachment A to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender.

Carried unanimously.

X095149

Speaker

Dr Indigo Willing (University of Sydney) addressed the meeting of the Corporate, Finance, Properties and Tenders Committee on Item 6.8.

Item 6.9**Tender - T2023-1062 - Head Contractor - Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works and Contract Variation - Head Design Consultant**

Moved by Councillor Kok, seconded by Councillor Worling –

It is resolved that:

- (A) Council accept the tender of Tenderer B for Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works for the price and contingency in Confidential Attachment A to the subject report;
- (B) Council note that the total contract sum and contingency for Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works is outlined in Confidential Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender;
- (D) Council approve additional contract contingency for the Head Design Consultant for additional design services during the construction stage of the Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works project as outlined in Confidential Attachment A to the subject report; and
- (E) Council approve the additional funds required to deliver the Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works project as outlined in Confidential Attachment A to the subject report.

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

That the motion be amended to read as follows –

It is resolved that:

- (A) Council defers the acceptance of tenders for the Head Contractor - Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works and Contract Variation - Head Design Consultant; and
- (B) the Chief Executive Officer provide advice to the Council regarding the costs and benefits of privately contracting the Head Contractor - Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works and Contract Variation - Head Design Consultant as compared to these works being provided by Council staff.

The amendment was lost on the following show of hands –

Ayes (3) Councillors Ellsmore, Scott and Weldon

Noes (7) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Jarrett, Kok and Worling.

Amendment lost.

The substantive motion was carried on the following show of hands –

Ayes (8) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Jarrett, Kok, Scott and Worling

Noes (2) Councillors Ellsmore and Weldon*.

Substantive motion 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.

X019616

Item 6.10

Tender - T-2021-609 - Huntley Street Recreation Centre Construction and Contract Variation - Head Design Consultant

It is resolved that:

- (A) Council accept the tender of Tenderer B for the Huntley Street Recreation Centre project for the price and contingency, outlined in Confidential Attachment A to the subject report;
- (B) Council note that the total contract sum and contingency for the Huntley Street Recreation Centre project is outlined in Confidential Attachment A to the subject report;
- (C) authority be delegated to the Chief Executive Officer to finalise, execute and administer the contracts relating to the tender;
- (D) Council approve additional contract contingency for the Head Design Consultant services as outlined in Confidential Attachment A to the subject report; and
- (E) Council approve additional project funding as outlined in Confidential Attachment A to the subject report.

Carried unanimously.

X023780

Item 6.11**Tender - T-2023-1041 - Reject and Negotiate - Sydney Park Brick Kilns Precinct Upgrade and Contract Variation - Head Design Consultant**

It is resolved that:

- (A) Council decline to accept the tender offers for the Sydney Park Brick Kilns Precinct Upgrade for the reasons outlined in Confidential Attachment A to the subject report;
- (B) Council does not invite fresh tenders, as it is considered that inviting fresh tenders would not attract additional contractors over and above those that have responded to this tender and preceding Expression of Interest;
- (C) authority be delegated to the Chief Executive Officer to enter into negotiations with any person with a view to entering into a contract on terms that are appropriate in relation to the subject matter of the tender;
- (D) Council note that the outcome of negotiations will be reported back to Council; and
- (E) Council approve additional contract contingency for the Head Design Consultant services during the construction stage of the Sydney Park Brick Kilns Precinct Upgrade for the amount outlined in Confidential Attachment A to the subject report.

Carried unanimously.

X082505.008

Item 6.12**Tender - T-2023-1166 - Reject and Negotiate - English Library Materials**

It is resolved that:

- (A) Council decline to accept the tender offers received for Library English Materials for the reasons set out in Confidential Attachment A to the subject report;
- (B) Council does not invite fresh tenders, as it is considered that inviting fresh tenders would not attract additional suitable vendors over and above those that have responded to this tender;
- (C) authority be delegated to the Chief Executive Officer to enter into negotiations with any person with a view to entering into a contract on terms that are appropriate in relation to the subject matter of the tender;
- (D) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the contracts relating to the tender; and
- (E) Council be informed of the successful vendor via the CEO Update.

Carried unanimously.

S045562

Item 6.13

Contract Variation - Frontier Software Pty Ltd

It is resolved that:

- (A) Council approve a variation of the contract with Frontier Software Pty Ltd to add a licence for the Mobile Self Service module, MHR21;
- (B) Council approve the revised total contract value and the contingency (inclusive of the additional scope) as detailed in Confidential Attachment A to the subject report; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer any contract variations required to give effect to this approval.

Carried unanimously.

S095194.009

Item 7 Report of the Housing For All Committee**PRESENT**

The Lord Mayor Councillor Clover Moore AO
(Chair)

Councillor Sylvie Ellsmore
(Deputy Chair)

Deputy Lord Mayor Councillor Robert Kok, Councillors HY William Chan, (Waskam) Emelda Davis, Lyndon Gannon, Shauna Jarrett, Linda Scott, Yvonne Weldon AM and Adam Worling.

At the commencement of business at 4.08pm those present were -

The Lord Mayor, Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott, Weldon and Worling.

Councillor Scott left the meeting of the Housing For All Committee at 4.10pm, prior to discussion on Item 7.3, and returned at 4.29pm, after the vote on Item 7.3. Councillor Scott was not present at, or in sight of, the meeting during discussion or voting on Item 7.3.

The meeting of the Housing For All Committee concluded at 4.29pm.

Report of the Housing For All Committee

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

That the report of the Housing For All Committee of its meeting of 22 July 2024 be received, with Items 7.1 and 7.2 being noted and the recommendation set out below for Item 7.3 being dealt with as shown immediately following that item.

Carried unanimously.

Item 7.1**Confirmation of Minutes**

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

That the Minutes of the meeting of the Housing For All Committee of Monday 17 June 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 7.2

Statement of Ethical Obligations and Disclosures of Interest

Councillor Linda Scott disclosed a pecuniary interest in Item 7.3 on the agenda, in that in 2021, she received a very small donation from the Chairperson of the Wyanga Aboriginal Aged Care Program.

Councillor Scott stated that she would not be voting on this matter.

Councillor (Waskam) Emelda Davis disclosed a less than significant, non-pecuniary interest in Item 7.3 on the agenda, in that she has, through her community and grassroots work, been involved with Wyanga, and her mother received aged care services from the organisation.

Councillor Davis 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 the grant with the recommended recipient or the individuals.

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

Item 7.3

Affordable Housing Expression of Interest - City Owned Property - 49 Cope Street, Redfern

Note – the recommendation of the Housing for All Committee was not adopted. The following alternative recommendation was adopted (as contained in the Information Relevant To Memorandum dated 25 July 2024 from the Chief Operating Officer, circulated prior to the meeting).

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

It is resolved that:

- (A) Council note the proposals for the City owned property at 49 Cope Street, Redfern (also known as 98-106 Renwick Street, Redfern) to meet the objectives within the City's Community Strategic Plan for affordable and diverse housing and the City's Reconciliation Action Plan for Closing the Gap;
- (B) Council note 49 Cope Street, Redfern (also known as 98-106 Renwick Street, Redfern) is to be subdivided into two separate torrens title lots as follows:
 - (i) Future Lot A of approximately 240 square metres, subject to survey; and
 - (ii) Future Lot B of approximately 1,925 square metres, subject to survey;
- (C) Council endorse the transfer for \$1 of Future Lot A to Wyanga Aboriginal Aged Care Program Incorporated INC3437869 to be consolidated with their owner-occupied property at 35 Cope Street, Redfern;
- (D) Council endorse conducting an Expression of Interest, as detailed in the subject report for entry into a heads of agreement, development deed and land transfer arrangement over Future Lot B to identify suitable entities to deliver a minimum 50-person not for profit residential aged care facility and a below ground 55 space commercial public carpark;

- (E) Council support in principle the proposed transfer of Future Lot B at \$1 and the proposed acquisition by the City of the stratum lot containing the below ground 55 space commercial public carpark at \$1, noting that any proposed transfer will be the subject of a future report to Council;
- (F) authority be delegated to the Chief Executive Officer to administer the Expression of Interest process in accordance with the principles set out in the subject report; and
- (G) Council note that a further report will be brought to Council following evaluation of the Expression of Interest against the criteria as detailed in the subject report for endorsement of the final outcome.

Carried unanimously.

X110057

Speakers

Aunty Millie Ingram (Wyanga Aboriginal Aged Care) and Aunty Norma Ingram (Wyanga Aboriginal Aged Care) addressed the meeting of the Housing for All Committee on Item 7.3.

Item 8 Report of the Cultural and Creative Committee

PRESENT

The Lord Mayor Councillor Clover Moore AO
(Chair)

Councillor Lyndon Gannon
(Deputy Chair)

Deputy Lord Mayor Councillor Robert Kok, Councillors HY William Chan, (Waskam) Emelda Davis, Sylvie Ellsmore, Shauna Jarrett, Linda Scott, Yvonne Weldon AM and Adam Worling.

At the commencement of business at 4.30pm those present were -

The Lord Mayor, Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott, Weldon and Worling.

The meeting of the Cultural and Creative Committee concluded at 4.45pm.

Report of the Cultural and Creative Committee

Moved by Councillor Gannon, seconded by Councillor Worling –

That the report of the Cultural and Creative Committee of its meeting of 22 July 2024 be received, with Items 8.1 and 8.2 being noted and the recommendation set out below for Item 8.3 being adopted as shown immediately following that item.

Carried unanimously.

Item 8.1

Confirmation of Minutes

Moved by Councillor Gannon, seconded by Councillor Worling –

That the Minutes of the meeting of the Cultural and Creative Committee of Monday 17 June 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 8.2

Statement of Ethical Obligations and Disclosures of Interest

Councillor Sylvie Ellsmore disclosed a less than significant, non-pecuniary conflict of interest in Item 8.3 on the agenda, in that she has received a gift of a ticket, under the value of \$100, from the Griffin Theatre, on one occasion, in 2022. Councillor Ellsmore's friend was directing the play. The gift was disclosed on the appropriate gift registers at the time. Councillor Ellsmore considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she was not aware of the funding request, and has only become aware since that time, through the Committee papers.

Councillor Linda Scott disclosed a less than significant, non-pecuniary conflict of interest in Item 8.3 on the agenda, in that she is the President of the Australian Local Government Association (ALGA). ALGA is a full member of the Cultural Ministers Meeting. Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she applies her judgement to the decisions as a Councillor for the City of Sydney.

Councillor Adam Worling disclosed a less than significant, non-pecuniary conflict of interest in Item 8.3 on the agenda, in that he has a friendship with a member of the Griffin Theatre Board, performer and producer Simon Burke AO. Councillor Worling's partner is also a talent agent and represents several actors who have performed at Griffin Theatre over the years and whom continue to perform there today. Since being a Councillor, he has attended two performances as a guest of Griffin Theatre. Councillor Worling considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because he has never discussed any financial matters with anyone associated with Griffin, nor has he discussed any opportunities for funding. The longstanding relationships noted above will not impact his ability to vote on this recommendation.

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 and Creative Committee recommended the following:

Item 8.3

Grants and Sponsorship - Ad Hoc Grant - Griffin Theatre Company Ltd - Capital Works Funding Request

Moved by Councillor Gannon, seconded by Councillor Worling -

It is resolved that:

- (A) Council approve a cash grant of \$1,000,000 (excluding GST) to be sourced from the 2024/25 General Contingency Fund to Griffin Theatre Company Ltd towards the Griffin Seaborn Broughton and Walford (SBW) Stables Theatre Redevelopment at 10-12 Nimrod Street Darlinghurst NSW;
- (B) Council note that payment of the \$1,000,000 (excluding GST) cash grant will only be paid following Griffin Theatre Company Ltd demonstrating that funding in full has been secured for the project; and
- (C) authority be delegated to the Chief Executive Officer to negotiate, execute and administer the grant agreement with Griffin Theatre Company Ltd.

Carried unanimously.

S117676

Speakers

Declan Greene (Griffin Theatre Company), Julia Pincus (Griffin Theatre Company) and Julieanne Campbell (Griffin Theatre Company) addressed the meeting of the Cultural and Creative Committee on Item 8.3.

Item 9 Report of the Resilient Communities Committee

PRESENT

The Lord Mayor Councillor Clover Moore AO
(Chair)

Councillor (Waskam) Emelda Davis
(Deputy Chair)

Deputy Lord Mayor Councillor Robert Kok, Councillors HY William Chan, Sylvie Ellsmore, Lyndon Gannon, Shauna Jarrett, Linda Scott, Yvonne Weldon AM and Adam Worling.

At the commencement of business at 4.46pm those present were -

The Lord Mayor, Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott, Weldon and Worling.

The meeting of the Resilient Communities and Economy Committee concluded at 5.23pm.

Report of the Resilient Communities and Economy Committee

Moved by Councillor Davis, seconded by Councillor Gannon –

That the report of the Resilient Communities and Economy Committee of its meeting of 22 July 2024 be received, with Items 9.1 and 9.2 being noted and the recommendations set out below for Items 9.3 to 9.5 inclusive being adopted in globo.

Carried unanimously.

Item 9.1

Confirmation of Minutes

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

That the Minutes of the meeting of the Resilient Communities and Economy Committee of Monday 17 July 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 9.2

Statement of Ethical Obligations and Disclosures of Interest

Councillor Linda Scott disclosed a less than significant, non-pecuniary conflict of interest in Item 9.3 on the agenda, in that she is the Deputy President of the Australian Council of Superannuation Investors (ACSI) Board and the Chair of CareSuper. CareSuper has offices on level 20/6-10 O'Connell Street, Sydney NSW 2000. ACSI has several members who live and work within the City of Sydney. Councillor Scott considers that this non-pecuniary conflict of interest is not significant and does not require further action in the circumstances because she applies her judgement to the decisions as a Councillor for the City of Sydney.

Councillor Adam Worling disclosed a less than significant, non-pecuniary conflict of interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the grant recipient, attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Worling considers that this non-pecuniary conflict of interest is not significant, and does not require further action in the circumstances because he has not discussed the grant with the recipient or the individuals.

Councillor (Waskam) Emelda Davis disclosed a less than significant, non-pecuniary conflict of interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the grant recipient, attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Davis 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 the grant with the recipient or the individuals.

Councillor HY William Chan disclosed a less than significant, non-pecuniary conflict of interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the grant recipient, attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Chan considers that this non-pecuniary conflict of interest is not significant, and does not require further action in the circumstances because he has not discussed the grant with the recipient or the individuals.

The Lord Mayor, Councillor Clover Moore, disclosed a less than significant, non-pecuniary conflict of interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the grant recipient, attended a fundraiser hosted by the Clover Moore Independent Team this year. The Lord Mayor 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 the grant with the recipient or the individuals.

Councillor Robert Kok disclosed a less than significant, non-pecuniary conflict of interest in Item 9.4 on the agenda, in that Vincent Lim, Ray Seeto and Raymond Tai who are associated with the grant recipient, attended a fundraiser hosted by the Clover Moore Independent Team this year. Councillor Kok considers that this non-pecuniary conflict of interest is not significant, and does not require further action in the circumstances because he has not discussed the grant with the recipient or the individuals.

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

The Resilient Communities and Economy Committee recommended the following:

Item 9.3

Public Exhibition - Economic Strategy 2025-2035

It is resolved that:

- (A) Council note the finalisation of the Economic Development Strategy 2013-2023 and the ten years of significant achievements under the guidance of the Tourism Action Plan, Retail Action Plan and Tech Start-Ups Action Plan, as outlined in Attachment A to the subject report;
- (B) Council approve for public exhibition the draft Economic Development Strategy 2025-2035 as shown at Attachment B to the subject report;
- (C) Council note that the Economic Development Strategy 2025-2035, including any recommended changes, will be reported to Council for adoption following the exhibition period;
- (D) authority be delegated to the Chief Executive Officer to make minor editorial amendments for clarity or correction of drafting errors prior to the exhibition of the draft Economic Development Strategy 2025-2035; and
- (E) Council note the Engagement Report summarising consultation for the development of the draft Economic Development Strategy 2025-2035, as shown at Attachment C to the subject report.

Carried unanimously.

X09982

Speakers

Creel Price (CEO, Investible and Greenhouse Climate Tech Hub), Matt Jones (Chair, City of Sydney's Business, Economic Development and Covid Recovery Advisory Panel) and Eamon Waterford (Committee for Sydney) addressed the meeting of the Resilient Communities and Economy Committee on Item 9.3.

Item 9.4**Grants and Sponsorship - Haymarket Activation Grant**

It is resolved that:

- (A) Council approve the cash and value-in-kind recommendation for the Haymarket Activation Grant program as shown at Attachment A to the subject report;
- (B) Council note the applicants who were not recommended in obtaining a cash grant or value-in-kind for the Haymarket Activation Grant program as shown at Attachment B to the subject report;
- (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 agreements with any organisation approved for a grant or sponsorship under terms consistent with this resolution and the Grants and Sponsorship Policy; and
- (E) 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.

Carried unanimously.

S117676

Speaker

Kevin Cheng (Haymarket Alliance) addressed the meeting of the Resilient Communities and Economy Committee on Item 9.4.

Item 9.5

Adoption – Child Safety Policy

It is resolved that:

- (A) Council adopt the Child Safety Policy as shown at Attachment A to the subject report;
- (B) Council note the obligations of Councillors, as "City employees" for the purpose of the Child Safety Policy, to:
 - (i) conduct themselves appropriately around children while performing duties of their role;
 - (ii) report known or suspected instances of child abuse; and
 - (iii) report inappropriate behaviour by any City employees;
- (C) Council note that under the National Redress Scheme the Lord Mayor may be requested to provide a direct personal response if this is requested by a survivor; and
- (D) authority be delegated to the Chief Executive Officer to make minor amendments to the Child Safety Policy to correct any drafting errors and finalise design, artwork and accessible formats for publication.

Carried unanimously.

X102700

Item 10 Report of the Transport, Heritage and Planning Committee**PRESENT**

The Lord Mayor Councillor Clover Moore AO
(Chair)

Councillor HY William Chan
(Deputy Chair)

Deputy Lord Mayor Councillor Robert Kok, Councillors (Waskam) Emelda Davis, Sylvie Ellsmore, Lyndon Gannon, Shauna Jarrett, Linda Scott and Yvonne Weldon AM.

At the commencement of business at 5.24pm those present were -

The Lord Mayor, Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott, Weldon and Worling.

Councillor Worling left the meeting of the Transport, Heritage and Planning Committee at 5.27pm during discussion and before the vote on Item 10.3, and did not return.

Councillor Scott left the meeting of the Transport, Heritage and Planning Committee at 5.30pm, prior to discussion on Item 10.4, and returned at 5.58pm, after the vote on Item 10.5. Councillor Scott was not present at, nor in sight of, the meeting during discussion or voting on Items 10.4 and 10.5.

The meeting of the Transport, Heritage and Planning Committee concluded at 5.59pm.

Report of the Transport, Heritage and Planning Committee

Moved by Councillor Chan, seconded by Councillor Worling –

That the report of the Transport, Heritage and Planning Committee of its meeting of 22 July 2024 be received, with Items 10.1 and 10.2 being noted, the recommendations set out below for Items 10.3 and 10.6 being adopted in globo, and Items 10.4 and 10.5 being dealt with as shown immediately following those items.

Carried unanimously.

Item 10.1**Confirmation of Minutes**

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

That the Minutes of the meeting of the Transport, Heritage and Planning Committee of Monday 17 June 2024, as circulated to Councillors, be confirmed.

Carried unanimously.

Item 10.2

Statement of Ethical Obligations and Disclosures of Interest

Councillor Linda Scott made the following disclosures:

- a significant, non-pecuniary interest in Item 10.4 on the agenda, in that she is a member and the Chair of Care Super. Care Super has held Lendlease and Dexus holdings in property holdings, and as a member and the Chair she is on the same terms and conditions as all other members who joined at the time she did and as always she brings her own mind to Council decisions in her role as a Councillor.
- a significant, non-pecuniary interest in Item 10.5 on the agenda, in that she is a member and the Chair of Care Super. Care Super has held Lendlease and Dexus holdings in property holdings, and as a member and the Chair she is on the same terms and conditions as all other members who joined at the time she did and as always she brings her own mind to Council decisions in her role as a Councillor.

Councillor Scott stated that she would step away from the meeting for these items and will not vote on them, 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 the Transport, Heritage and Planning Committee.

The Transport, Heritage and Planning Committee recommended the following:

Item 10.3

Public Exhibition - Planning Proposal - 47-51 Riley Street, Woolloomooloo - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment

It is resolved that:

- (A) Council approve Planning Proposal - 47-51 Riley Street, Woolloomooloo, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) Council approve Planning Proposal - 47-51 Riley Street, Woolloomooloo, as shown at Attachment A to the subject report for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Minister for Planning and Public Spaces to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and to put into effect Planning Proposal - 47-51 Riley Street, Woolloomooloo;
- (D) Council approve the Draft Sydney Development Control Plan 2012 - 47-51 Riley Street, Woolloomooloo, shown at Attachment B to the subject report for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal - 47-51 Riley Street, Woolloomooloo, to correct any drafting errors or to ensure consistency with the Gateway Determination; and
- (F) authority be delegated to the Chief Executive Officer to make any variations to Draft Sydney Development Control Plan 2012 - 47-51 Riley Street, Woolloomooloo, to correct any drafting errors or to ensure consistency with the Gateway Determination.

Carried unanimously.

X087762

Item 10.4**Public Exhibition - Planning Proposal - 1-25 O'Connell Street and 8-16 Spring Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

Moved by Councillor Chan, seconded by Councillor Worling -

It is resolved that:

- (A) Council approve Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney, as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) Council approve Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney as shown at Attachment A to the subject report for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Minister for Planning and Public Spaces to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and to put into effect Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney;
- (D) Council approve the Draft Sydney Development Control Plan 2012 – 1-25 O'Connell Street and 8-16 Spring Street, Sydney Amendment, shown at Attachment B to the subject report for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal – 1-25 O'Connell Street and 8-16 Spring Street, Sydney, to correct any drafting errors or to ensure consistency with the Gateway Determination;
- (F) authority be delegated to the Chief Executive Officer to make any minor variations to Draft Sydney Development Control Plan 2012 – 1-25 O'Connell Street and 8-16 Spring Street, Sydney Amendment to correct any drafting errors or ensure it is consistent with the Planning Proposal following the Gateway Determination; and
- (G) authority be delegated to the Chief Executive Officer to prepare and exhibit a draft planning agreement in accordance with the letter of offer dated 15 July 2024 at Attachment C to the subject report, and the requirements of the Environmental Planning and Assessment Act 1979, and to be exhibited in accordance with the Act.

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

That the motion be amended with the addition of clauses (H) to (J) as follows:

- (H) noting that the Planning Proposal involves rezoning which would facilitate significant increases in height and density, the Chief Executive Officer be requested to prepare a Planning Proposal to enable an increased affordable housing levy to be imposed on this project, of no less than two per cent;
- (I) the Chief Executive Officer be requested to present the draft Planning Proposal to the elected Council for endorsement no later than the November 2024 meeting, to facilitate the exhibition of required Local Environmental Plan and other changes to Council planning instruments as soon as possible; and
- (J) the proponent (developer) be given the opportunity to provide evidence or information to the elected Council as to the impact of the proposed levy by the November 2024 meeting.

The amendment was lost on the following show of hands:

Ayes (3) Councillors Ellsmore, Jarrett and Weldon

Noes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling.

Amendment lost.

Substantive motion carried unanimously.

Point of Order

During discussion on Item 10.4, Councillor Davis raised a point of order, stating that Councillor Ellsmore impugned the motives of Council.

The Chair (the Lord Mayor) did not uphold the Point of Order.

X089436

Speaker

Micah Shulz (Lendlease) addressed the meeting of the Transport, Heritage and Planning Committee on Item 10.4.

Item 10.5**Public Exhibition - Planning Proposal - 56-60 Pitt Street and 3 Spring Street, Sydney - Sydney Local Environmental Plan 2012 and Sydney Development Control Plan 2012 Amendment**

Moved by Councillor Chan, seconded by Councillor Worling -

It is resolved that:

- (A) Council approve Planning Proposal – 56-60 Pitt Street and 3 Spring Street, Sydney as shown at Attachment A to the subject report, to be submitted to the Minister for Planning and Public Spaces with a request for Gateway Determination;
- (B) Council approve Planning Proposal – 56-60 Pitt Street and 3 Spring Street, as shown at Attachment A to the subject report for public authority consultation and public exhibition in accordance with any conditions imposed under the Gateway Determination;
- (C) Council seek authority from the Minister for Planning and Public Spaces to exercise the delegation of all the functions under section 3.36 of the Environmental Planning and Assessment Act 1979 to make the local environmental plan and to put into effect Planning Proposal – 56-60 Pitt Street and 3 Spring Street, Sydney;
- (D) Council approve the Draft Sydney Development Control Plan 2012 – 56-60 Pitt Street and 3 Spring Street, Sydney, shown at Attachment B to the subject report for public authority consultation and public exhibition concurrent with the Planning Proposal;
- (E) authority be delegated to the Chief Executive Officer to make any variations to Planning Proposal – 56-60 Pitt Street and 3 Spring Street, Sydney, to correct any drafting errors or to ensure consistency with the Gateway Determination;
- (F) authority be delegated to the Chief Executive Officer to make any variations to Draft Sydney Development Control Plan 2012 – 56-60 Pitt Street and 3 Spring Street, Sydney, to correct any drafting errors or ensure it is consistent with the Planning Proposal following the Gateway Determination; and
- (G) Council note the Chief Executive Officer will prepare a draft planning agreement in accordance with the letter of offer dated 4 July 2024 at Attachment C to the subject report, and the requirements of the Environmental Planning and Assessment Act 1979, to be exhibited in accordance with the Act.

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

That the motion be amended with the addition of clauses (H) to (J) as follows:

- (H) noting that the Planning Proposal involves rezoning which would facilitate significant increases in height and density, the Chief Executive Officer be requested to prepare a Planning Proposal to enable an increased affordable housing levy to be imposed on this project, of no less than two per cent;
- (I) the Chief Executive Officer be requested to present the draft Planning Proposal to the elected Council for endorsement no later than the November 2024 meeting, to facilitate the exhibition of required Local Environmental Plan and other changes to Council planning instruments as soon as possible; and
- (J) the proponent (developer) be given the opportunity to provide evidence or information to the elected Council as to the impact of the proposed levy by the November 2024 meeting.

The amendment was lost on the following show of hands:

Ayes (3) Councillors Ellsmore, Jarrett and Weldon

Noes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling.

Amendment lost.

Substantive motion carried unanimously.

X103370

Speaker

Alex Cooper (Dexus) addressed the meeting of the Transport, Heritage and Planning Committee on Item 10.5.

Item 10.6

Fire Safety Reports

It is resolved that:

- (A) note the contents of the Fire Safety Report Summary Sheet, as shown at Attachment A to the subject report;
- (B) note the inspection reports by Fire and Rescue NSW, as shown at Attachments B to G to the subject report;
- (C) note the contents of Attachment B and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 41-45 Bourke Road, Alexandria at this time;
- (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 663 and 665-669 Elizabeth Street, Waterloo at this time;
- (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 249 George Street, Waterloo at this time;
- (F) note the contents of Attachment E and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 149 Cope Street, Waterloo at this time;
- (G) note the contents of Attachment F and not exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 4 Ward Avenue, Elizabeth Bay at this time; and
- (H) note the contents of Attachment G and exercise its power under the Environmental Planning and Assessment Act 1979 to issue a Fire Safety Order at 2-26 Wattle Crescent, Pyrmont.

Carried unanimously.

S105001.002

Adjournment

At this stage of the meeting of Council, at 8.21pm, it was moved by the Chair (the Lord Mayor), seconded by Councillor Kok –

That the meeting be adjourned for approximately fifteen minutes.

Carried unanimously.

All Councillors were present at the resumption of the meeting of Council at 8.37pm.

Item 11 Questions on Notice**1. Brown Street Community Hall Accessibility Timing**

By Councillor Scott

Question

In March 2024, Councillor Scott moved a motion to improve the accessibility in Brown Street Community Hall, requesting the Chief Executive Officer to outline the steps required to include the Brown Street Community Hall in a future whole of-building upgrade program to ensure full compliance with current accessibility standards and to abide by the current heritage listing.

The City has advised accessibility upgrades to the Brown Street Community Hall are currently funded in the outer years of the 10-year Long Term Financial Plan (LTFP). A review of works required and feasibility to make the hall accessible will commence in FY25.

Noting this:

1. What is the current timeframe for the completion of the Brown Street Community Hall accessibility upgrades?
2. Is it possible to provide an interim solution to ensure members of the community can access the hall currently?
3. If no, why not?
4. Has there been a reduction in Brown Street Community Hall usage due to the current lack of accessibility?

X086668

Answer by the Chief Executive Officer

1. Accessibility upgrades to the Brown Street Community Hall are currently funded in the outer years of the 10-year Long Term Financial Plan (LTFP).
2. No.
3. It is not possible to provide an interim solution to comply with current accessibility standards as major building works are required including adding a lift and accessible toilets. Heritage considerations will also influence options.
4. Brown Street Community Hall is located behind the Newtown Library at 8-10 Brown Street, Newtown. The main library hall is accessible with step free entry, but entry to the Brown Street Community Hall is via stairs. Brown Street Community Hall hosts a variety of regular community hirers who use the space for wellness activities, small group meetings and discussions, along with a significant number of self-help group meetings. The space is used most evenings and weekends by regular hirers. Hirers who require an accessible venue are directed to Erskineville Town Hall and other local accessible venues to meet their needs.

In July 2023, there were 39 bookings, including 24 instances of self-help group meetings. In July 2024, there were 37 bookings, with 24 instances of self-help group bookings.

2. 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 markings
 - 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 markings, cleaning routine and delivery of new bins.

3. Share Bikes Letter

By Councillor Scott

On 12 July 2024, a letter was sent from the Lord Mayor regarding Share Bikes.

Question

1. Where was this letter delivered to?
2. Were all residences in the City provided the letter? If not, why not?
3. What was the cost of the printing and delivery of the Share Bikes letter?

X086668

Answer by the Chief Executive Officer

1. All residences in the City of Sydney Local Government Area, businesses outside of the CBD and City of Sydney community facilities (e.g. libraries, community centres).
2. We aim to deliver this letter to all residences. To achieve the highest level of successful delivery possible, we utilise a combination of Australia Post and City of Sydney letterbox delivery services.
3. \$21,035.75 + GST.

4. IT Tenders in the City of Sydney

By Councillor Scott

Question

1. When was the last time an IT tender has been through a competitive, multiple party tender process?
2. How many IT tenders in the last 15 years (broken down, year by year) have not gone through the competitive, multiple party tender process?
3. What percentage of all IT Tenders in the last 15 years (broken down, year by year) have gone through the competitive, multiple party tender process?

X086668

Answer by the Chief Executive Officer

1. 10 May 2024 – Council Chamber AV and Lighting.
2. The City's IT department performs annual reviews including market scans of applications, platforms and appliances, where applicable and appropriate and will form part of the refresh lifecycle of the City's five year technology roadmap. These products perform within an ecosystem of integrated platforms and systems. In most cases, these systems cannot simply be swapped out for alternate products.

The table below shows all IT arrangements since 2019 that have gone through an exemption process.

Council has approved these engagements for an exemption from tender as a satisfactory outcome would not be achieved by inviting tenders due to:

- high costs and/or extensive business disruption associated with a transition to a new provider; and/or
- upgrades or changes to service requirements are planned to be implemented within the next five years; and/or
- cost to take the arrangement to market would be disproportionate to the potential value of change; and/or
- a lack of availability of alternative suppliers

Procurement Method	Approval Authority	2019	2020	2021	2022	2023	2024
Exemption from Tender	Council	23	1	2	14	18	17

3. The table below shows all IT arrangements since 2019 that have gone through a competitive process:

Year	2019	2020	2021	2022	2023	2024
Competitive Process	31%	90%	78%	33%	40%	15%

5. Sydney City News

By Councillor Scott

In July 2024, the City published 'Sydney City News'.

Question

- The news noted "since 2004 we have delivered budget surplus every year" in light of this:
 - Broken down year by year, over the last 20 years how many City budgets forecast a surplus?
 - Broken down year by year, over the last 20 years how many city budgets forecast a deficit?
- The news noted "more than 5,213 new affordable rental homes in perpetuity in our local area by 2026", in light of this, what are the locations for the new 5,213 affordable houses?
- The news noted "3,263 affordable homes either built or in the pipeline", in light of this, what are the locations for the 3,263 affordable homes?
- The news noted "2,029 affordable and social housing dwellings have been provided or are being constructed in the City of Sydney", in light of this:
 - How many of these dwellings have been completed?
 - Of the completed dwellings, how many are vacant?
 - Of the dwelling still under construction, what is the timeline of completion for each?

- (d) Broken down by suburb, where are the location for these dwellings?
5. The news noted “\$15.9 million to improve community centres... \$7.5 million on Green Square Public School shared community spaces and \$4.8 million on the development of the Huntley Street Recreation Centre”, in light of this:
- (a) Where will the additional \$3.6 million be allocated?
- (b) In what year will the Green Square Public School shared community space be complete?
- (c) In what year will the Huntley Street Recreation Centre be complete?
6. The news noted “Victoria Street and Erskineville Road are next in line” for precinct enhancements. In light of this:
- (a) In what year will the Victoria Street precinct enhancements begin?
- (b) In what year will the Victoria Street precinct enhancements be complete?
- (c) In what year will the Erskineville Road Street precinct enhancements begin?
- (d) In what year will the Erskineville Road precinct enhancements be complete?
7. The news noted “plans to fund and deliver a Creative Land Trust”, in light of this what is the funding allocated, broken down year by year, for a 10 year forward estimate?
8. The news noted the City will be “expanding the EV charging network”, in light of this:
- (a) How many EV chargers will be provided to the City?
- (b) Where will these EV chargers be located?
- (c) When will these EV chargers be delivered, broken down by each new charger?
9. The news noted due to the WestConnex affected Sydney Park “with avenues of tress removed... remediated with new tree and shrub planting”, in light of this:
- (a) How many trees were removed for the WestConnex?
- (b) How many trees were re-planted to compensate for this loss?
- (c) We understand due to the offset replacement planting within the City’s streets and parks 59 trees were planted in Alexandria as of 13 May 2024. Were all these trees for Sydney Park?
10. How much has it cost to print and deliver the Sydney City News?
11. Where was the Sydney City News delivered to?
12. Were all residences in the City provided the brochure? If not, why not?

X086668

Answer by the Chief Executive Officer

1. Refer table below – surplus Operating Results were budgeted in all but two years (deficit budgets were due to budgeted contribution payments for the CBD to South East Light Rail project). Actual Operating Results from Continuing Operations, as reported in the audited Annual Financial Statements, were in surplus for all financial years (noting that 2023/24 is subject to finalisation and audit).

Financial Year	Adopted Budget (\$M)	Actual (\$M)
2004/05	72.8	109.6
2005/06	64.8	107.9
2006/07	62.9	103.2
2007/08	61.7	82.6
2008/09	68.8	104.1
2009/10	50.3	79.6
2010/11	54.4	114.1
2011/12	71.6	99.8
2012/13	72.1	113.8
2013/14	21.8	96.7
2014/15	55.0	210.5
2015/16	23.6	112.1
2016/17	30.6	144.0
2017/18	27.8	217.1
2018/19	(0.6)	94.5
2019/20	36.5	105.7
2020/21	(22.5)	195.6
2021/22	27.3	65.0
2022/23	77.1	183.2
2023/24	96.0	TBC*

Continued operating surpluses are identified in the City's Long Term Financial Plan as the major funding source for the capital works program. The capital works program delivers new and upgraded assets, as well as the replacement and renewal of existing City assets to ensure our public facilities are kept in good working order.

2. Note this should be to 2036 (not 2026). The count includes the following:

- 1,464 affordable housing dwellings already built in the local area. These are provided across the whole of the City.
- 565 affordable housing dwellings where there is a lodged, approved or under construction development application (DA), to be provided on sites in Waterloo (2), Zetland, Barangaroo, Alexandria, and Surry Hills.
- 1,294 affordable housing dwellings where planning is underway but does not yet have a DA lodged. These are expected on sites in Rosebery, Alexandria, Ultimo, Glebe, Potts Point, Darlinghurst, Redfern and Waterloo.
- 1,950 projected to be delivered under the levy – location not known at this time.

3. Refer above.

4.

- (a) As at 30 June 2023, 1,464 affordable housing dwellings already built in the local area.
- (b) As at 30 June 2023, there were 9,691 social housing dwellings in the local area.
- (c) The City is not the owner or manager of affordable housing and does not have access to data about vacancies.
- (d) Most projects where there is a lodged or approved DA or where construction has already commenced will complete by 2027.
- (e) Of the projects where there is a lodged or approved DA or where construction has already commenced, dwellings are expected to be completed in the following suburbs:

Waterloo	98
Zetland	28
Barangaroo	48
Alexandria	106
Surry Hills	10
Alexandria	275

5.

- (a) Improvements to a number of spaces including the Darlington Activity Centre, Ron Williams Community Centre, and Redfern Community Centre.
- (b) Green Square Public School shared community space is scheduled to be complete in mid-2025.
- (c) As per the report to the Corporate, Finance, Properties and Tenders Committee report on 22 July 2024, construction completion is scheduled for mid-2026.

6. Planning for the Victoria Street Public Domain upgrade (Kings Cross Road to Oxford Street) will commence this financial year and the project is expected to be completed by the 2029/30 financial year. Firm dates when works will occur on site are yet to be determined. It is anticipated that site works may commence in 2026.

Planning for the Erskineville Road Public Domain upgrade is also anticipated to commence this financial year, and it is anticipated that site works may commence in 2026.

7. Subject to confirmation of matched NSW Government support, Council approved a payment of \$250,000 + GST to be sourced from the 2024/25 General Contingency Fund, to the Committee for Sydney to fund and manage a feasibility study into a Creative Lands Trust in Sydney. This is the only funding allocated to the Creative Lands Trust project to date.
8. Refer to the CEO Update circulated on 31 May 2024.
9.
 - (a) 319 trees were removed due to the WestConnex project. None of these trees were listed on our Register of Significant Trees
 - (b) 205 trees were planted in 2023 as part of the upgrade to the eastern edge of Sydney Park interfacing with Euston Road.
 - (c) A further 173 trees were planted in Sydney Park in 2022 as part of a tree planting project in our iconic parks.
 - (d) The 59 trees previously advised to have been planted in Alexandria were specific to the offset planting associated with the Light Rail project and are in addition to the quantities listed in (b) above.
10. \$48,411.48 + GST.
11. All residences in the City of Sydney Local Government Area, businesses outside of the CBD and City of Sydney community facilities (e.g. libraries, community centres).
12. We aim to deliver Sydney City News to all residences. To achieve the highest level of successful delivery possible, we utilise a combination of Australia Post and City of Sydney letterbox delivery services.

6. Council Investments as of June 2024

By Councillor Ellsmore

Question

1. Of the total cash investments of \$764.1M held by the City of Sydney as of 30 June 2024, how much in total is considered 'unrestricted'?
2. Of the City's cash investments which are considered 'unrestricted', what amounts have been earmarked for specific activities or projects? Please provide details including:
 - (a) What are these activities or projects for which 'unrestricted' cash investments are earmarked, and how much has been earmarked for each?
 - (b) When or over what timeline will these activities or projects require funding? (that is, when will the funding be needed)?
 - (c) In what report or document is this list of activities or projects for which 'unrestricted' funding is earmarked reported?

3. What is the amount of developer contributions within the City's total cash and investments?
4. What is the amount of affordable housing contributions in the development account of any of the City's total cash and investments?
5. How much of the City's total cash and investments has been earmarked for affordable housing, including grants for affordable housing? Please provide details.
6. What is the value of Council's commercial property investments, as of 30 June 2024?
7. What amounts, if any, within the cash and investments are earmarked to purchase commercial investment properties?
8. Under Council's investment policies, what return on investment or yield does the Council aim to achieve, with its commercial property investments? In what documents are these details outlined?
9. Other than cash and commercial properties, what other investments does the council have? What is the value of these investments? Where can information about these investments be found?

X086664

Answer by the Chief Executive Officer

1. At 30 June 2024, externally restricted cash and investments totalled \$89.2M, internally restricted cash and investments totalled \$238.6M. Of the \$764.1M total cash and investment balance, unrestricted cash and investments total \$436.3M
2. The City's Long Term Financial Plan (LTFP) sets out details of the amounts, services, facilities, activities, capital works and acquisitions that will be funded by the City's accumulated cash and future revenue streams. The LTFP includes all sources of restricted and unrestricted funds, both known and estimated over the ten years of the plan. Within the LTFP, specific projections are made in respect of the utilisation of internal and external restrictions. Essentially, any Council activity not funded by specifically restricted funds will be funded by current or future unrestricted cash.

It must be recognised that the City does not restrict all of the funds that are required to satisfy its known and projected commitments, including much of its capital works program. In a year when the City receives less revenue or funds than budgeted, this impacts our surplus and the cash available to fund future programs, and the overall funding and commitments are therefore re-balanced as part of the annual budget and LTFP each year. The converse is true, in years where revenues exceed budgets (e.g. interest revenue), however in rising interest rate environments it is worth noting that the costs of programs and capital works also tend to rise which absorbs the additional funding.

3. The balance of unspent developer contributions held as cash/investments at 30 June 2024 is \$46.6M. These contributions are held as (externally) restricted funds. External restrictions represent cash holdings that have not yet been discharged in accordance with the conditions of their receipt.
4. At 30 June 2024, the balance of the City's Supported Accommodation, Affordable and Diverse Housing Fund, which is held as internally restricted funds, is \$9.2M
5. Of the \$9.2M balance of the Supported Accommodation, Affordable and Diverse Housing Fund, \$7.0M has been committed via Council resolution as summarised below
 - Indigenous Residential College, UTS (ROC 9 March 2020) - \$1.0M

- RJ Williams Redevelopment, Glebe – Wesley Community Services (ROC 14 December 2020) - \$3.0M
- William Booth House, Surry Hills – Salvation Army (ROC 14 December 2020) -\$3.0M

The LTFP (adopted by Council in June 2024) incorporates a further cash transfer of \$5.0M being added to the Supported Accommodation, Affordable and Diverse Housing Fund, and forecasts additional funds of \$4.6M arising from the proceeds from the sale of surplus properties.

The total funds available within the Affordable and Diverse Housing Fund, would then total \$11.8M. This represents the current balance of \$9.2M less the \$7.0M of grants already committed, plus the \$5.0M of new funds and the \$4.6M of estimated sale proceeds. The LTFP forecasts that all of these funds will be expended over the 10 year life of the plan.

6. Subject to confirmation as part of the annual external audit, the value of the City's Investment Property holdings at 30 June 2024 (as advised by the City's external valuer) is \$530.9M.
7. The City's Long Term Financial Plan includes allowances to acquire property to meet the City's future requirements including open space and recreational needs, corporate and community needs and properties suitable as long-term investments generating revenue. As detailed in response to part 2 above, expenditure on services, facilities, activities, capital works and acquisitions contained within the LTFP will be funded by a combination of current accumulated cash and future revenue streams.

The Long Term Financial Plan (adopted in June 2024) makes allowance for \$168.8M of future commercial property acquisitions. The budget is only a provisional funding source, should appropriate properties that meet the Council's needs, risk and return become available in the market. In accordance with the Local Government Act 1993, Council makes all decisions with regard to the acquisition and divestment of properties from the portfolio.

8. Property investments are long term investments. There are no equivalent yield measures for commercial properties as long term returns include the capital growth over long time periods.
9. The City does not hold investments of any other type.

7. Value and Cost of Lighting Installation and Maintenance

By Councillor Ellsmore

Question

1. As reported to the elected Councillors at Item 7 of the Corporate, Finance, Properties and Tenders Committee Report from 22 July 2024, the previous tender for Public Lighting and Electrical Maintenance ('lighting maintenance') was in 2011.
 - (a) What was the value and length of the contracts entered into, under this tender?
 - (b) What was the original estimated value of the previous tender?
 - (c) Which companies received work under this previous tender?
 - (d) What was the total value of work completed under this previous tender?
 - (e) What the total value of work completed under this previous tender, per company who completed work?
 - (f) Do any of the companies that completed work under this previous tender have current contracts or tender for work with the City of Sydney? If yes, please provide details.

2. Item 7 of Corporate, Finance, Properties and Tenders Committee Report from 22 July 2024 recommends that Council enter into a contract with Tenderer B for the Public Lighting and Electrical Maintenance:
 - (a) What is the proposed length of these contracts?
 - (b) How long did it take Council to prepare this tender?
 - (c) How much did it cost Council to prepare this tender?
 - (d) What dates was the tender advertised?
3. What options were considered before the tender for the Public Lighting and Electrical Maintenance was released, or in the evaluation of the tender responses received?
 - (a) Did the Council consider the costs and benefit of undertaking these services in house i.e. with directly employed Council staff?
 - (b) Did the Council consider the costs and benefits of directly purchasing these services?
 - (c) Did the Council consider the costs and benefits of extending existing contracts?
 - (d) Did the Council consider the costs and benefits of undertaking an Expression of Interest on term shorter than six years?

In all cases above, how can elected Councillors access this information/ analysis/ advice?

4. The Council undertakes some Public Lighting and Electrical Maintenance works using Council staff.
 - (a) How many Council staff (FTE) are currently directly employed by Council to undertake lighting and electrical maintenance?
 - (b) What is the cost or budget of to Council for directly employing staff to undertake lighting and electrical maintenance?
 - (i) In 2021/22
 - (ii) In 2022/23
 - (iii) In 2023/24
 - (iv) In 2024/25
 - (v) Projected for 2025/26

X086664

Answer by the Chief Executive Officer

1.
 - (a) In 2012, the City entered into a three-year contract with GE UGL Joint Venture for \$7,186,381.44 excluding GST for the supply, installation and warranty maintenance of LED Luminaires.
 - (b) The City of Sydney has no record of the original estimated value of the previous tender as this was not part of procurement process at that time.

- (c) This was a Joint Venture between GE Lighting Australia Pty Ltd and UGL Infrastructure Pty Ltd.
- (d) The total value of work completed by the Joint Venture under this contract was \$6,495,031.
- (e) The City of Sydney does not have any records that distinguish how much work was completed by each member of the joint venture.
- (f) The joint venture remains responsible for warranty repairs for any LED Luminaires that remain within the warranty period.

2.

- (a) Refer to the report of the Corporate, Finance, Properties and Tenders Committee from 22 July 2024 (Item 7).
- (b) The tender was developed over a 12 month period.
- (c) The City of Sydney does not have records for the total cost of preparing this tender.
- (d) Refer to the report of the Corporate, Finance, Properties and Tenders Committee from 22 July 2024 (Item 7).

3.

- (a) Yes, the option of using directly employed staff was considered. The work requires high numbers of people for short intermittent periods within a year, and is also not consistent over the term of the contract. This option was not considered viable as directly employed staff would not have continued and relevant work.
- (b) Yes, the option of directly purchasing the services was considered. This approach requires the City to operate as the principal contractor. This option was not considered viable as the City of Sydney would be exposed to high WHS and financial risk.
- (c) No, the option of extending the prior contract was not considered as it expired in 2015.
- (d) Yes, the option of conducting an Expression of Interest was considered. The City did not conduct an Expression of Interest and proceeded directly to a Tender for a three-year contract term plus a two year and one year option, based on market analysis undertaken when the procurement was being planned.

4.

- (a) The City of Sydney has five FTE associated with lighting and electrical maintenance work.
- (b) The budget for directly employing five staff to undertake lighting and electrical maintenance is below. Note that these amounts are for the operations staff, and they exclude oncosts and other provisions such as plant, equipment, materials and facilities that are required for staff to operate.
 - (i) In 2021/22 - \$478, 062
 - (ii) In 2022/23 - \$471,045
 - (iii) In 2023/24 - \$526,567
 - (iv) In 2024/25 - \$537,416

- (v) Projected for 2025/26 - \$556,225 (subject to award negotiations).

8. Council Recent Contracting Decisions

By Councillor Ellsmore

Question

1. At its meeting of 29 July 2024, staff reports recommend Council variously enter into a range of contracts, approve tenders, or approve panels for future council work.
 - (a) What is the total value of the tenders proposed to Council, at the 29 July 2024 meeting?
 - (b) For each of the tenders proposed, which line items in the Council's annual budget, four year deliver program and long term financial plan do the following relate:
 - (i) Tender - T-2023-1124 - Minor Landscape Works Panel
 - (ii) Tender - T-2023-973 - LED Luminaires and Smart Controls Supply
 - (iii) Tender - T-2023-1107 - Public Lighting and Electrical Maintenance
 - (iv) Tender - T-2023-1009 - Construction - Gunyama Park Stage 2 and George Julius Avenue North
 - (v) Tender - T2023-1062 - Head Contractor - Hyde Park Lighting, Electrical, CCTV Upgrade and Associated Works and Contract Variation - Head Design Consultant
 - (vi) Tender - T-2021-609 - Huntley Street Recreation Centre Construction and Contract Variation - Head Design Consultant
 - (vii) Tender - T-2023-1041 - Reject and Negotiate - Sydney Park Brick Kilns Precinct Upgrade and Contract Variation - Head Design Consultant
 - (viii) Tender - T-2023-1166 - Reject and Negotiate - English Library Materials
2. Considering other Council meetings this year,
 - (a) What is the value of the tenders considered at the June 2024 Council meeting?
 - (b) What is the total cumulative value of the tenders considered at the May 2024 Council meeting?
 - (c) What is the total cumulative value of the tenders considered at the April 2024 Council meeting?
 - (d) What is the total cumulative value of the tenders considered at the March 2024 Council meeting?
 - (e) What is the total cumulative value of the tenders considered at the February 2024 Council meeting?
3. In relation to any of the tenders presented to Council in 2024, was a business case considered which compared the cost of Council directly undertaking work through staff employed by Council, with the cost of private contracting?

X086664

Answer by the Chief Executive Officer

1.

- (a) The total value of tenders proposed for approval at the 29 July 2024 Council meeting is \$213,274,685.

(b)

- (i) Asset Renewal (Rolling Programs) - Open Space & Parks (page 52 of LTFP, page 62 of Resourcing Strategy document).
- (ii) The tender relates to capital program budgets within the long term financial plan (page 52 of LTFP, page 62 of Resourcing Strategy document). Chiefly, Asset Renewal (Rolling Programs) - Public Domain.

In addition, the following capital programs may utilise this contract where lighting and/or smart control supply is required:

- Asset Enhancement – Public Domain
- Asset Renewal – Open Space & Parks
- Asset Enhancement – Open Space & Parks.

(iii) Of the proposed contract total:

- Approximately 30% is anticipated to be delivered as capital works (via Asset Renewal (Rolling Programs) - Public Domain - page 52 of LTFP, page 62 of Resourcing Strategy document).
- Approximately 70% is anticipated to be delivered as ongoing annual maintenance expenditure (as part of Operating Expenditure – Infrastructure maintenance – page 42 of LTFP, page 52 of Resourcing Strategy).

(iv) Asset Renewal (Rolling Programs) – Open Space & Parks (page 52 of LTFP, page 62 of Resourcing Strategy document).

(v) Asset Renewal (Rolling Programs) – Open Space & Parks (page 52 of LTFP, page 62 of Resourcing Strategy document).

(vi) Asset Enhancement – Properties – Community, Cultural & Recreational (page 52 of LTFP, page 62 of Resourcing Strategy document).

(vii) Noting that it is recommended that Council reject and negotiate in respect to this tender, the associated project is budgeted within Asset Renewal (rolling programs) – Properties Assets (page 52 of LTFP, page 62 of Resourcing Strategy document).

(viii) Plant and Asset Acquisitions – Books & Library Resources (page 53 of LTFP, page 63 of Resourcing Strategy document).

2.

(a) \$14,861,831.

(b) \$1,352,566,831.

(c) \$4,582,673.

(d) \$37,422,480.

(e) Nil.

3. No. The City has utilised a delivery model over the long term incorporating contracting of major capital works and not test the sourcing strategy for individual projects via individual business cases.

Our service provision approach and any associated procurement are informed by the Resourcing Strategy approved by Council.

The City does have internal arrangements that apply early in the procurement process to ensure City staff do consider the many possible ways a service may be delivered. This includes, where applicable, considering options for employing staff to deliver the services or directly appointing service providers for a service.

The large capital works procurements are complex and require specialist skills and industry knowledge. The City currently does not have the capacity or capability to undertake delivery of these works. Given the nature and diversity of works within the LTFP the City would not be able to provide suitable ongoing work for each of the specialist areas required for the above procurements. This would result in difficulties in sourcing and retaining technical, profession and trade staff for self-delivery of these projects, and ultimately extending delivery timeframes and increased cost.

9. Alexandria Park Community School Pedestrian Safety

By Councillor Scott

Question

Alexandria Park Community School is a growing school, in the City of Sydney. There are three main entrances to the school and there have been increasing reports of concern with pedestrian safety.

In line with the City's 'A City for Walking' strategy and action plan' and the City's 'Cycling Strategy and Action Plan', walking and cycling is encouraged over the use of cars.

In light of this, what strategies does the City have in place, broken down year by year, to facilitate changes to increase the safety of children, pedestrians and cyclists entering and exiting from Alexandria Park Community School?

X086668'

Answer by the Chief Executive Officer

The City of Sydney has ongoing communication with local schools, to ensure any new issues can be quickly discussed and considered. City staff have had several meetings with the Principal of the Alexandria Park Community School and the Department of Education since 2020 regarding access for children and carers, and about the drop-off and pick-up arrangements for the school as part of its redevelopment works occurring at their site.

The City's Road Safety Officer has reached out to all local school Principals (including Alexandria Park Community School), as a contact for sharing road safety education information, materials and to assist schools promote road safety within their community. This includes community toolkits such as the "School Zone newsletter" issued each school term with road safety reminders.

The following infrastructure projects are some of the forthcoming works currently within the City's Capital Works Program, around Alexandria Park Community School. Project priority and funding are reviewed annually.

- 2024/25 - Upgrade of the existing pedestrian crossing on Buckland Street at Phillip Street. This includes raising the surface level and the incorporation of a bicycle crossing.
- 2024/25 - A new continuous footpath treatment across Phillip Street, just north of Buckland Street.
- 2025/26 - A new pedestrian crossing on Wyndham Street near Power Avenue to provide access across Wyndham Street from Alexandria Park.
- 2025/26 - A new separated cycleway on the north side of Fountain Street between Belmont Street and Lawrence Street,
- 2025/26 - A new continuous footpath treatment across Belmont Street, just west of Fountain Street.
- 2025/26 - A new signalised intersection at Lawrence Street and Fountain Street, incorporating both bicycle and pedestrian signals.

Item 12 Supplementary Answers to Previous Questions

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

Item 13 Notices of Motion**Item 13.1 Congratulations Nicolas Parkhill AM - Outgoing CEO of ACON**

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

It is resolved that:

(A) Council note:

- (i) at the end of August 2024, Nicolas Parkhill AM is stepping down after 18 years with ACON, 15 of those years as CEO;
- (ii) Parkhill joined ACON in 2006 as Director of Operations and has served as its CEO since 2009;
- (iii) in that time, he led several key initiatives which have contributed to significant declines in new HIV notifications in NSW. These include the establishment of NSW's first community based rapid HIV testing service, and the development of the multi-award winning and internationally recognised 'Ending HIV' education framework;
- (iv) in partnership with other stakeholders, Parkhill was instrumental in the rollout and widespread adoption of the HIV prevention medication PrEP in NSW, as well as in efforts to get more people living with HIV to initiate treatment earlier to improve their health;
- (v) Parkhill led the expansion of ACON's work into new areas including the establishment of ACON's highly successful diversity and inclusion initiatives for employers, sporting bodies and health and wellbeing organisations; the development of cancer screening and prevention programs and services; and the implementation of a greater focus on the health of LGBTQ+ women, culturally and linguistically diverse people, and trans and gender diverse communities;
- (vi) over the years, Parkhill also successfully broadened ACON's scope to include mental health, harm reduction, community safety, domestic and family violence, and ageing;
- (vii) Parkhill's service to community health, particularly to people living with HIV, and to healthcare delivery, was recognised in 2022 when he was appointed a Member of the Order of Australia;
- (viii) the City of Sydney extends its heartfelt gratitude to Parkhill for his tireless and unwavering passion and commitment to improving health outcomes for people living with HIV and LGBTQ+ people; and
- (ix) Michael Woodhouse has been appointed the new CEO, commencing mid-September 2024;

(B) the Lord Mayor be requested to write to Nicolas Parkhill AM congratulating him on his achievements during his tenure at ACON and thanking him for his service to the City of Sydney and NSW; and

(C) the Lord Mayor be requested to write to Michael Woodhouse to congratulate him on his appointment as the new CEO at ACON.

Carried unanimously.

X099886

Item 13.2 A Dedicated Blister Pack Drive in the City of Sydney

Moved by Councillor Worling, seconded by Councillor Kok -

It is resolved that:

(A) Council note:

- (i) every year, hundreds of millions of medicinal blister packs (used for packaging pharmaceuticals) are either sent to landfill or incorrectly placed into kerbside recycling, contaminating other materials streams. As blister packs are made of different materials, including plastic and aluminium, they cannot be recycled through kerbside recycling;
- (ii) for blister packs to be recycled, they first need to be collected in sufficient volumes to warrant the use of specialised recycling technology;
- (iii) Pharmacycle is Australia's first and only end to end recycling program for household and commercial medicinal blister pack waste. Using specialised recycling technology, located in Australia, Pharmacycle ensures that blister packs collected for recycling are actually recycled;
- (iv) in May 2024, the City introduced blister pack drop off at their Recycle It Saturday event at Alexandria Canal Depot. Residents dropped off 9,700 items equivalent to 14.6kg of materials (aluminium and plastics) for recycling;
- (v) in addition to dropping blister packs off at [Recycle It Saturday](#), City of Sydney residents can currently recycle blister packs using the City's [doorstep recycling program](#) or they can drop them off at the City's [Ultimo recycling pop-up](#);
- (vi) since 2023, St Vincents Hospital in Darlinghurst has diverted thousands of blister packs, used by the hospital's Heart and Lung transplant recipients, from landfill. Heart and Lung Clinic patients bring in their used blister packs generally when attending an appointment; and
- (vii) St Vincents Hospital sees more than 40,000 in-patients per year. Their long-term goal for blister pack recycling is to open the drop-off option to the entire public hospital, and to all City of Sydney residents who wish to recycle blister packs; and

- (B) the Chief Executive Officer be requested to investigate how the City of Sydney could support the development and creation of a city-wide blister pack drop-off location at St Vincents Hospital, whether through Grants and Sponsorships, strategic partnerships or facilitating discussions with Pharmacycle and other key stakeholders.

Carried unanimously.

X099886

Item 13.3 City of Sydney Recognition of and Support for Mabo Day

Moved by Councillor Davis, seconded by Councillor Worling –

It is resolved that:

(A) Council note:

- (i) Mabo Day is recognised annually on 3 June, following legal precedent set by the High Court in 1992;
- (ii) the Mabo Case set a precedent and was a significant legal case in Australian history that recognised the land rights of the Meriam people, traditional owners of the Murray Islands (which include the islands of Mer, Dauer and Waier) in the Torres Strait;
- (iii) the five Meriam people who mounted the case were Eddie Koiki Mabo, Reverend David Passi, Sam Passi, James Rice and one Meriam woman, Celuia Mapo Sale. Eddie Koiki Mabo was a driving force as the first named plaintiff therefore the case became known as the Mabo Case;
- (iv) the Mabo Case was successful in overturning the myth that at the time of colonisation, Australia was 'terra nullius' or a land belonging to no one;
- (v) the High Court recognised the fact that Indigenous peoples had lived in Australia for thousands of years and enjoyed rights to their land according to their own laws and customs; and
- (vi) in 1993, 12 months after the Mabo ruling, the Native Title Act 1993 was passed by the Australian Parliament;

(B) Council further note:

- (i) consequently, the Australian government enacted the Native Title Act in 1993. Native Title legislation provides a framework for Aboriginal and Torres Strait Islander Australians to claim traditional rights to land and waters, further cementing Mabo's legacy in the legal and cultural recognition of Indigenous land rights;
- (ii) today, almost 60 per cent of Australia is now subject to some level of First Nations' land and water rights and interests (i.e. Native Title), including exclusive possession rights (akin to freehold) over a quarter of the continent;
- (iii) in 2022, Torres Shire Council CEO Mrs Dalassa Yorkston, like many others, formed part of an historic event being a signatory to both the Uluru Statement from the Heart and the Masig Statement. Mrs Yorkston noted, "2022 is a very significant year. The Masig Statement seeks to achieve self-determination for the peoples of the Torres Strait and Northern Peninsula Area";
- (iv) the Masig Statement extends to a culturally united path from the regional area to all Torres Strait Island peoples working across Aboriginal lands of Australia;
- (v) this motion acknowledges the need to address the impacts of climate change that are affecting the Torres Strait Islands continued cultures and stewardship of their traditional lands;
- (vi) this motion also acknowledges the impact on Torres Strait Islanders living and working in the City who are witnessing rising seas threatening to displace their relatives living in the Straits; and

- (vii) the need for capacity building and collaboration with the Torres Strait Islander communities across Sydney to mitigate the impacts of climate change;
- (C) Council endorse submission of this motion for consideration at the upcoming 2024 Local Government NSW (LGNSW) Annual Conference calling on Local Government NSW to work with relevant stakeholders to coordinate a program for state-wide recognition across all NSW councils to officially recognise and support Mabo Day annually; and
- (D) the Chief Executive Officer be requested to:
 - (i) investigate ways to support recognition of Mabo Day and the Meriam people who mounted the Mabo Case across the City through a program of events that commemorates Eddie Mabo and celebrates the culture and contribution of Torres Strait Islander people living on mainland Australia; and
 - (ii) work from a cultural framework as noted in the Masig Statement with the existing self-determined Torres Strait Islander cultural authorities in both the Torres Strait and in Sydney that can assist with culturally specific program development.

Carried unanimously.

X086660

Item 13.4 Aunty Millie Ingram Congratulations

Moved by Councillor Scott, seconded by Councillor Ellsmore –

It is resolved that:

(A) Council note:

- (i) Aunty Millie Ingram is a Wirandjuri Elder from Cowra NSW;
- (ii) moving to Redfern in the 1950s, Aunty Millie worked a variety of jobs, including in a local chocolate factory, whilst also completing a tertiary education;
- (iii) Aunty Millie joined the Department of Aboriginal Affairs for 13 years as the Assistant Secretary, advocating for land rights and education;
- (iv) Aunty Millie has also served as the Councillor for the NSW Aboriginal Land Council for four years;
- (v) Aunty Millie was the CEO of the Wyanga Elders Program in Redfern and has previously joined the FACS project “Keeping Them Home”;
- (vi) Aunty Millie founded Australia’s first Aboriginal Community Controlled early childhood centre, Murawina;
- (vii) in 2001, Aunty Millie received a Commonwealth Bicentenary Award;
- (viii) in 2010, Aunty Millie was awarded Woman of the Year in 2010 for the electorate of Heffron and was a finalist in the 2010 International Women of the Year awards;
- (ix) Aunty Millie is a tremendous member of the community who continues to support Aboriginal Elders, women and youth;
- (x) on Saturday 6 July 2024, the 2024 National NAIDOC Week Awards Ceremony was held in Adelaide;
- (xi) the annual National NAIDOC Week Awards Ceremony recognises the outstanding contributions that Aboriginal and Torres Strait Islander people make in their communities and beyond, and promotes Aboriginal and Torres Strait Islander issues in the wider community; and
- (xii) Aunty Millie was awarded the NAIDOC Female Elder of the Year Award;

(B) Council congratulate Aunty Millie Ingram on her monumental achievement; and

(C) the Lord Mayor be requested to write to Aunty Millie Ingram thanking her for her years of service to our community.

Carried unanimously.

X086655

Item 13.5 Tackling Textile Waste in the City of Sydney

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

It is resolved that:

(A) Council note:

- (i) in Australia, it is estimated that 52 per cent of the textiles we buy are sent to landfill every year;
- (ii) in June 2022, Council endorsed the Community Strategic Plan Delivering Sustainable Sydney 2030-2050 and this included a commitment for 2050 that, “A circular economy approach is imbedded in product, services and systems”;
- (iii) the City supports circularity through business support programs, community workshops, library services and grants; and
- (iv) specifically, the City of Sydney is taking concerted action to reduce textile waste, via:
 - (a) hosting regular clothes swap and repair events for residents, held in partnership with local organisations such as The Clothing Exchange, Eco Styles and Sew Make Create;
 - (b) funding various Innovation and Ideas grants dedicated to clothing circularity and cutting textile waste. These have included FashTech Lab, an Australian Fashion Council initiative to digitise development of fashion collections, and Dempstah, a design practice exploring textile waste and recycled yarns;
 - (c) the City’s quarterly Recycle It Saturday events, Ultimo recycling pop-ups, and free doorstep recycling service allow for textiles to be dropped off;
 - (d) a 12-month uniform recycling trial with Upparel (completed April 2024), where old uniforms from our cleaning, resource recovery, and parks teams were collected and recycled; and
 - (e) the creation of a five-year Textiles Action Plan and market research project for Sydney councils, in collaboration South Sydney Regional Organisation of Councils (SSROC);

(B) Council further note:

- (i) the City currently has collection options for mattresses, e-waste, bulky pick-ups, garden waste, mixed recycling, food scraps and general waste. There is not, however, a dedicated waste stream or pathway for textiles or clothing recycling;
- (ii) to combat the improper waste disposal of textiles, the National Clothing Product Stewardship Scheme, Seamless, was launched in June 2023;
- (iii) in December 2023, Council resolved to investigate partnerships with textile resource recovery company, BlockTexx. This company operates a series of linen collections around Australia called ‘Give a Sheet® for the Planet!’ where Australians can donate their unwanted household linen, sheets and towels to be converted into valuable, high-grade recycled materials; and
- (iv) Ethical Clothing Australia (ECA), and other organisations such as Fashion Revolution and Thread Together are helping to clean up the industry; and

(C) the Chief Executive Officer be requested to:

- (i) as part of the community waste education campaign, develop and implement waste education initiatives to educate residents about how to keep clothing out of red and yellow bins, and ultimately, out of landfill;
- (ii) investigate opportunities to expand our textile recycling services to include options for unwearable clothes, towels and bed linen and shoes;
- (iii) expand education about how to shop sustainably, including supporting brands that have signed up to the Seamless product stewardship scheme, via City of Sydney residents via the City's communication channels;
- (iv) continue to organise clothing swaps and repair workshops to educate residents, spark behavioural change and encourage community-led initiatives for reuse and repair through a dedicated Grants program;
- (v) identify other mechanisms across procurement, design and resource recovery to increase circularity and minimise any textiles that are thrown away in our City;
- (vi) expand the uniform recycling trial to a permanent service for all City of Sydney uniforms; and
- (vii) provide an update to Councillors via CEO Update on actions undertaken.

Carried unanimously.

X099886

Item 13.6 Pedestrian Safety in Alexandria

Moved by Councillor Scott, seconded by Councillor Weldon –

It is resolved that:

(A) Council note:

- (i) City of Sydney Basketball Association basketball courts, Perry Park Sporting Oval and Perry Park Recreation Centre, located on Bourke Road and Maddox Street, Alexandria, are a thriving sporting precinct, run by the City of Sydney Basketball Association and the City of Sydney Council;
- (ii) the precinct is located in an industrial area, approximately 100m from the nearest bus stop, and 900m from Green Square train station;
- (iii) there is no on-site parking available and limited parking on surrounding streets, meaning most community members who use the City of Sydney Basketball Association Courts, Perry Park Sporting Oval and Perry Park Recreation Centre facilities predominately arrive via public transport, cycling and/or walking, leaving Maddox Street and Bourke Road with unusually high cycling and pedestrian activity in an industrial area as a result;
- (iv) there is limited cycle parking and a heavily utilised car kiss and ride drop off outside the official pedestrian entry way to the sporting precinct, via Maddox Street;
- (v) Maddox Street and Bourke Road are local roads under the care and control of the City of Sydney;
- (vi) Maddox Street has a raised pedestrian crossing at the intersection of Bourke Road, adjacent to Perry Park, and a signalled crossing at Euston Road;
- (vii) on Bourke Road, there is a signalled crossing at Collins Street and a signalled crossing under construction at Bowden Street, estimated completion in late 2024;
- (viii) all crossings, signalised or otherwise, do not align with pedestrian and kiss and ride entrances to the sporting precinct, located hundreds of metres away;
- (ix) on Saturday 29 May 2024, an 11-year-old, rushing out of the Perry Park Recreation Centre following their local basketball game, was hit by a car crossing Maddox Street, ending up in hospital with injuries associated with the hit;
- (x) pedestrian and cycling safety should be at the forefront of City public design and infrastructure;
- (xi) given the new sports field opening, there is likely to be a corresponding increase in pedestrian, cycling and traffic activity around the sporting precinct; and
- (xii) advice from City staff that there are no other formal crossings or pedestrian safety measures proposed in the City's forward capital program; and

(B) the Chief Executive Officer be requested to:

- (i) allocate funding for a pedestrian, cycling and traffic safety audit and recommended measures, perhaps including signalised or pedestrian crossing closer to the main entrance of Perry Park Recreation Centre in the 2024/25 City budget; and
- (ii) report back to Council via the CEO Update with updates on the timeline for the implementation of solutions to improve pedestrian and cycling safety.

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

It is resolved that:

(A) Council note:

- (i) City of Sydney Basketball Association basketball courts, Perry Park Sporting Oval and Perry Park Recreation Centre, located on Bourke Road and Maddox Street, Alexandria, are a thriving sporting precinct, run by the City of Sydney Basketball Association and the City of Sydney Council;
- (ii) the precinct is located in an industrial area, approximately 100m from the nearest bus stop, and 900m from Green Square train station;
- (iii) there is no on-site parking available and limited parking on surrounding streets, meaning most community members who use the City of Sydney Basketball Association Courts, Perry Park Sporting Oval and Perry Park Recreation Centre facilities predominately arrive via public transport, cycling and/or walking, leaving Maddox Street and Bourke Road with unusually high cycling and pedestrian activity in an industrial area as a result;
- (iv) there is limited cycle parking and a heavily utilised car kiss and ride drop off outside the official pedestrian entry way to the sporting precinct, via Maddox Street;
- (v) Maddox Street and Bourke Road are local roads under the care and control of the City of Sydney;
- (vi) Maddox Street has a raised pedestrian crossing at the intersection of Bourke Road, adjacent to Perry Park, and a signalled crossing at Euston Road;
- (vii) on Bourke Road, there is a signalled crossing at Collins Street and a signalled crossing under construction at Bowden Street, estimated completion in late 2024;
- (viii) all crossings, signalised or otherwise, do not align with pedestrian and kiss and ride entrances to the sporting precinct, located hundreds of metres away;
- (ix) on Saturday 29 May 2024, an 11-year-old, rushing out of the Perry Park Recreation Centre following their local basketball game, was hit by a car crossing Maddox Street, ending up in hospital with injuries associated with the hit;
- (x) pedestrian and cycling safety should be at the forefront of City public design and infrastructure;
- (xi) given the new sports field opening, there is likely to be a corresponding increase in pedestrian, cycling and traffic activity around the sporting precinct;

- (xii) the City is working with Transport for NSW to reduce speed limits on all remaining local and regional roads throughout the City of Sydney to 40km/h or less including Maddox Street and Bourke Road which will be reduced from 50km/h to 40km/h from August 2024;
- (xiii) in November 2018, Council approved the City's Cycling Strategy and Action Plan, which commits to continuing to connect our bike network supporting people to ride and carrying out improvements to make cycling safer and easier within and beyond our Local Government Area; and
- (xiv) last month, Council approved 'A City for Walking: Strategy and Action Plan – Continuing the Vision', which includes implementing a program of budgeted walking improvements over the next ten years such as increasing the roll out of pedestrian crossings; and

(B) the Chief Executive Officer be requested to:

- (i) consider the streets surrounding Perry Park Recreation Centre in Alexandria when determining where to implement actions under the City's approved walking and cycling strategies and action plans including a review of safe access closer to the main entrance of Perry Park Recreation Centre; and
- (ii) report back to Council via the CEO Update on any new walking and cycling improvements to be carried out near Perry Park Recreation Centre to make it safer for the community.

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

X086655

Item 13.7 Boarding House Protection in the City of Sydney

Procedural motion

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

That Items 13.7 and 13.9 be withdrawn.

Carried unanimously.

Item 13.8 Increasing Targets and Developer Contributions for Affordable Housing

Moved by Councillor Ellsmore, seconded by Councillor Scott –

It is resolved that:

(A) Council note:

- (i) Sydney is in an affordable housing crisis. Sydney is now the second most expensive city for housing in the world;
- (ii) affordable rental housing in the City of Sydney is only 0.76 per cent of total housing stock. Social (including public) housing has been reducing - down from 9.5 per cent in 2011 to 7.9 per cent at June 2023 - and is projected to reduce further; and
- (iii) housing in the inner-city is unaffordable for people on lower incomes, and increasingly for those on middle incomes;

(B) Council further note:

- (i) one of the key mechanisms councils use in Australia and around the world to grow public, community and affordable housing are levies on development;
- (ii) the City of Sydney has an affordable housing levy across the whole council area. Levies collected from development are currently transferred to Community Housing Providers; and
- (iii) the City of Sydney's affordable housing levy is 1 per cent of floor space for non-residential development, and 3 per cent of floor space for residential development. In a selected number of areas (including some sites in the Botany Road corridor) where rezoning results in a residential floor space uplift, a higher affordable housing contribution applies;
- (iv) comparatively:
 - (a) greater London generally requires 35 per cent of new private housing to be delivered as genuinely affordable housing. Requirements on public land are higher;
 - (b) Paris planning requirements include an obligation that 30 per cent of floor space ration (FSR) of developments over 800 square metres be social (including public) housing;
 - (c) Randwick Council has imposed an affordable housing contribution rate of 5 per cent of the total floor area of the development used for residential purposes in key town centres, and 3 per cent in a range of other areas;
 - (d) Canada Bay Council has imposed an affordable housing levy of 3 to 10 per cent at identified sites; and
 - (e) Byron Council has imposed an affordable housing contribution rate of 20 per cent on residential sites in defined areas;

(C) Council further note:

- (i) in comparable international cities to Sydney, ambitious affordable housing targets help drive strong affordable housing action;

- (ii) for example, 20 years ago the Mayor of London set a target that 50 per cent of new housing built in London should be genuinely affordable. Last year, it was reported that greater London achieved 45 per cent;
 - (iii) within London, individual borough councils have set similar targets, including Islington Council (50 per cent), Hammersmith and Fulham Council (50 per cent) and Wandsworth Council (50 per cent), amongst others;
 - (iv) Paris set a target that 25 per cent of housing be public, not-for profit or affordable housing. Having reached its target early in 2022, Paris has set a new target of 30 per cent social (including public) and 10 per cent affordable (i.e. 40 per cent in total) housing by 2035; and
 - (v) comparatively, the City of Sydney has established targets of 7.5 per cent of all private dwellings will be affordable housing, and 7.5 per cent of housing will be social (including public) housing, by 2036, to be maintained to 2050;
- (D) Council further note:
- (i) at its June 2023 Council meeting, the elected Council considered a motion by Councillor Ellsmore to increase affordable housing contributions. The Council resolved to ask the Chief Executive Officer to review the City's Affordable Housing contribution rates, including what changes could deliver more affordable housing in our area such as rate increases, changes to City policies, planning controls and rezoning proposals. This advice has not yet been received;
 - (ii) since the June 2023 Council meeting, Council has approved rezoning decisions worth many billions of dollars, collecting affordable housing contributions at the current rate. An estimated \$40 million per annum in affordable housing contributions has been collected; and
 - (iii) to levy a higher amount, the City of Sydney must amend its planning instruments through a planning proposal, which must be exhibited. The changes must be approved by the Minister for Planning;
- (E) Council agree in principle, to establish a new target that 50 per cent of all new housing in the City of Sydney Local Government Area be genuinely affordable housing, including public housing, by 2035;
- (F) the Chief Executive Officer be requested to prepare advice as to how the new target could be integrated into Council plans, including the Community Strategic Plan. The advice should include consideration of expanding the definition of affordable housing to include housing that is genuinely affordable for people on low incomes, key workers and the median Sydney incomes;
- (G) Council further agree:
- (i) in principle, that the rate of affordable housing contributions for residential and commercial development should be increased, from 1 per cent to 5 per cent; and
 - (ii) in principle, to establish a mandatory inclusionary (or "value uplift capture") zoning scheme to apply to all rezoning decisions in the City of Sydney Local Government Area over a certain size, with a minimum 30 per cent affordable housing contribution; and

- (H) the Chief Executive Officer be requested to prepare advice, planning proposals and amendments to relevant Council plans and policies to bring an increased affordable housing contributions scheme into effect and that the advice consider:
- (i) potential impacts of a higher contribution rate on development, drawing on the lessons for how viability assessments are applied in other international cities where the cost of development is similar to Sydney, but higher developer contribution rates are levied;
 - (ii) the interaction of an increased flat contribution rate, and a value uplift capture rate, in terms of the amount of affordable housing contribution delivered and the impact on development;
 - (iii) options for Council to require that affordable housing be built on site, or be provided as a financial contribution;
 - (iv) presenting advice alongside the previously requested research and review of Council's affordable housing contribution rates; and
 - (v) noting that any changes will take some time to implement, provide advice on how council can impose increased affordable housing contributions in upcoming planning proposals which involving rezoning to create more height, FSR or value, in the meantime.

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

It is resolved that:

(A) Council note:

- (i) Sydney is in an affordable housing crisis. Sydney is now the second most expensive city for housing in the world;
- (ii) affordable rental housing in the City of Sydney is only 1.2 per cent of total housing stock. Social (including public) housing has been reducing - down from 9.5 per cent in 2011 to 7.9 per cent at June 2023 - and is projected to reduce further;
- (iii) however, the number of Affordable Housing dwellings in the City of Sydney is growing and the number built has tripled since 2007 to 1,464 homes built; and
- (iv) housing in the inner-city is unaffordable for people on lower incomes, and increasingly for those on middle incomes;

(B) Council further note:

- (i) one of the key mechanisms councils use in Australia and around the world to grow public, community and affordable housing are levies on development;
- (ii) the City of Sydney has an affordable housing levy across the whole council area. Levies collected from development are currently transferred to Community Housing Providers; and
- (iii) the City of Sydney's affordable housing levy is 1 per cent of floor space for non-residential development, and 3 per cent of floor space for residential development. Where rezoning results in a residential floor space uplift, an additional affordable housing contribution up to 18 per cent of the uplift component can apply;

(C) Council further note:

- (i) international cities, like London and Paris, have ambitious affordable housing targets and higher contribution rates. However, they are significantly supported by National Government and other agency funding, subsidies and tax incentives and contributions are generally only calculated on residential floor space, not all floor space as the City does;
- (ii) other councils in NSW, like Randwick, Canada Bay and Byron Bay Council have set ambitious affordable housing targets and levies. However, contributions are generally only mandated on residential floor space, not on all floor space as the City does, and contributions are mainly collected on residential uplift and in limited areas;
- (iii) to compare the City's Affordable Housing contribution rates and targets to other jurisdictions internationally and other councils in NSW is misleading;
- (iv) the City of Sydney has established targets of 15 per cent affordable housing and social (including public) housing, by 2036, to be maintained in the future;
- (v) the NSW Government has no Affordable Housing target, only one for market housing;
- (vi) City's ambitious targets always envisaged a whole of government approach to delivering more social and affordable housing. However, without government mandated targets, meeting our targets will continue to be a significant challenge. This is a stark difference to other international examples, where Affordable and Social Housing has been heavily subsidised and supported by National Governments and agencies such as Homes England or the National Housing Agency in France;
- (vii) we welcome recent funding commitments including \$5.1 billion towards social housing from the NSW Government and around \$10 billion towards the Housing Australia Future Fund from the Federal Government, however more must be done to close the increasing funding gap to build and operate housing;
- (viii) although primarily the responsibility of the NSW Government, the City of Sydney uses every lever available to maximise the amount of Affordable Housing in our local area including through planning mechanisms, selling discounted land to community housing providers, and grants;
- (vi) the City of Sydney is the first Council to have an LGA-wide Affordable Housing contributions scheme, unlike most other councils in Australia and we are the only council to charge a levy across all residential and commercial development, unlike other jurisdictions;
- (ix) the City has contributed to 3,323 Affordable Housing dwellings in our area either built or anticipated in the future. The City's Affordable Housing levy scheme, which covers all of the Local Government Area, is projected to deliver a further 1,950 affordable dwellings;
- (x) as at 30 June 2023, the City has collected almost \$400 million in levies, sold discounted land to the value of \$31.6 million, and provided about \$13 million in grants; and
- (xi) the City of Sydney has contributed to more Affordable Housing than any other council in Australia;

(D) Council further note:

- (i) at its June 2023 Council meeting, the elected Council considered a motion by Councillor Ellsmore to increase affordable housing contributions. The Council resolved to ask the Chief Executive Officer to review the City's Affordable Housing contribution rates, including what changes could deliver more affordable housing in our area such as rate increases, changes to City policies, planning controls and rezoning proposals. This work is well underway;
- (ii) since the June 2023 Council meeting, Council has approved rezoning decisions worth many billions of dollars, collecting affordable housing contributions at the current rate. An estimated \$40 million per annum in affordable housing contributions has been collected on Development Applications;
- (iii) to levy a higher amount, the City of Sydney must amend its planning instruments through a planning proposal, which must be exhibited. The changes must be approved by the Minister for Planning; and
- (iv) it would be inappropriate to amend the City's affordable housing contribution rates before robust analysis is completed with full consideration of the potential impacts an increase could have on development viability, housing costs, support of the NSW Government to approve changes and ultimately, affordable housing delivery now and into the future;

(E) the Chief Executive Officer be requested to report back on the findings of the City's review of our Affordable Housing contributions.

The amendment was carried on the following show of hands –

Ayes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling

Noes (4) Councillors Ellsmore, Jarrett, Scott and Weldon.

Amendment carried.

Amended motion carried unanimously.

Procedural motion

At the request of Councillor Ellsmore, it was moved by the Chair (the Lord Mayor), seconded by Councillor Scott –

That Item 13.8 be recommitted pursuant to clause 16.17(b) of the Code of Meeting Practice.

Carried unanimously.

The motion was recommitted and carried on the following show of hands –

Ayes (7) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok, Scott and Worling

Noes (3) Councillors Ellsmore, Jarrett and Weldon.

Carried.

X086659

Item 13.10 Erskineville Oval Stand Named in Honour of Johnny Lewis

Moved by Councillor Gannon, seconded by Councillor Kok –

It is resolved that:

(A) Council note:

- (i) John Alfred “Johnny” Lewis OAM is a local hero of Erskineville;
- (ii) Johnny is Australia’s most acclaimed boxing trainer. His career spans decades, having trained accomplished amateur boxers around Sydney to Australian champions, including the likes of Jeff Fenech, Jeff Harding, Joe Bugner, and Kostya Tszyu;
- (iii) in 2017 he was inducted into the International Boxing Hall of Fame;
- (iv) Johnny grew up in Erskineville and has remained a dedicated resident throughout his life. He was also a long-time employee of the Sydney County Council;
- (v) his connection with Erskineville Oval is lifelong. His first job was selling newspapers at football games, as well as working the scoreboard at the oval;
- (vi) Johnny, now 80 years old, continues to train local community members daily, positively impacting their lives with his expertise and kindness;
- (vii) to date his dedication to the community and his lasting influence has been documented in numerous books, podcasts, and videos, all attesting to his significant role in shaping the character and spirit of Erskineville; and
- (viii) Johnny Lewis is a local legend who is worthy of recognition for which the Erskineville community agrees; and

(B) the Chief Executive Officer be requested to investigate and report back to Council on whether the Erskineville Oval Stand can be named after local legend Johnny Lewis.

Carried unanimously.

X086658

Item 13.11 Disability Targets

Moved by Councillor Ellsmore, seconded by Councillor Scott –

It is resolved that:

- (A) Council note that the City of Sydney's Community Strategic Plan - Delivering Sustainable Sydney 2030-2050 establishes key targets, strategies and actions which the Council commits to deliver;
- (B) Council note that the City of Sydney's A City for All: Inclusion (Disability) Action Plan 2021-2025 sits under the Community Strategic Plan, and includes a range of targets, strategies and actions in relation to disability inclusion. The plan is currently under review; and
- (C) noting existing targets and actions, the Chief Executive Officer be requested to prepare advice about potential disability inclusion targets which could be adopted into the Community Strategic Plan including as appropriate, in relation to:
 - (i) specific timelines for the delivery of accessible streets and public places for people with a disability;
 - (ii) increases in accessible and affordable housing for people with a disability; and
 - (iii) employment targets within the Council.

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

It is resolved that:

- (A) Council note that the City of Sydney's Community Strategic Plan - Delivering Sustainable Sydney 2030-2050 establishes key targets, strategies and actions which the Council commits to deliver;
- (B) Council note that:
 - (i) since 2004, the City of Sydney has steadily improved accessibility to our libraries, town halls and community facilities by creating step free entries, installing lifts and upgrading toilets and other amenities. More than 90 per cent of our facilities are now accessible; and
 - (ii) since 2019, all upgrades of our streets, parks and open spaces have been guided by the City's Inclusive and Accessible Public Domain Policy and guidelines, that were awarded the 2020 Disability Access and Inclusion category of the 2020 National Awards for Local Government;

(C) Council further note that:

- (i) the City of Sydney's A City for All: Inclusion (Disability) Action Plan 2021-2025 sits under the Community Strategic Plan, and includes a range of targets, strategies and actions in relation to disability inclusion to create more accessible places and spaces, more accessible and adaptable housing and achieve a higher rate of meaningful employment for people with disability. For example:
 - (a) in December 2023 Council approved the Draft Development Control Plan – Policy and Housekeeping Amendments 2023 for public exhibition, which include a commitment to at least 15 per cent of dwellings at Platinum level as defined in the Liveable Housing Design Guidelines; and
 - (b) in addition to our major capital works projects, the City's spend about \$25 million each year improving access in parks and streets; and
- (ii) the plan is currently under review and the City is considering targets as part of the development of the next iteration of the Inclusion (Disability) Action Plan 2025-2029; and

(D) noting existing targets and actions, the Chief Executive Officer be requested to ask that staff consider potential disability inclusion targets which could be adopted into the Inclusion (Disability) Action Plan 2025-2029 and the subsequent Community Strategic Plan including as appropriate, in relation to:

- (i) specific timelines for the delivery of accessible streets and public places;
- (ii) increases in accessible and adaptable housing; and
- (iii) employment targets within the Council.

The amendment was carried on the following show of hands –

Ayes (6) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Kok and Worling

Noes (4) Councillor Ellsmore, Scott, Jarrett and Weldon.

Amendment carried.

The amended motion was carried on the following show of hands –

Ayes (9) The Chair (the Lord Mayor), Councillors Chan, Davis, Ellsmore, Gannon, Jarrett, Kok, Scott and Worling

Noes (1) Councillor Weldon*.

Amended motion 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.

X086659

Item 13.12 Digital Billboards, Light Pollution, and the Commercialisation of Public Space

Moved by Councillor Ellsmore, seconded by Councillor Weldon –

It is resolved that:

(A) Council note that:

- (i) light pollution in cities has been identified as negatively impacting people's health, and native wildlife, particularly seabirds, bats, insects (including bogong moths) and terrestrial mammals;
- (ii) in addition to the human health and native wildlife impacts, illuminated billboards contribute to visual pollution, energy use, and the commercialisation of public spaces - which should be prioritised for free access, recreation, enjoyment and community life for the City's residents and visitors;
- (iii) Melbourne City Council has recently announced that it is considering turning off large digital billboards at night, because of the impacts on human health and the environment. This follows a review commissioned by the Council that recommended the introduction of a curfew for illuminated signs above ground level;
- (iv) a growing number of international cities and towns have restricted the positioning, content, size, brightness and number of electronic billboards. In parts of Germany and Spain, electronic signage on billboards and in shop windows must be turned off after 10pm. Dublin has reduced billboard use for reasons of energy wastage and visual pollution; and
- (v) in French cities including Rennes, Grenoble, Lyons and Paris, there have been successful campaigns to halt the introduction of new digital advertising billboards and replace existing ones with trees; and

(B) the Chief Executive Officer be requested to provide advice including:

- (i) how the Council currently manages, monitors and reports on light pollution and visual pollution;
- (ii) the number and cumulation of illuminated billboards and commercial advertising in the City of Sydney; and
- (iii) opportunities within Council's planning instruments to reduce the number of illuminated billboards and otherwise address light pollution, particularly outside of the CBD in the City's residential suburbs.

The motion was lost on the following show of hands –

Ayes (1) Councillor Ellsmore

Noes (9) The Chair (the Lord Mayor), Councillors Chan, Davis, Gannon, Jarrett, Kok, Scott*, Weldon* and Worling.

Motion lost.

*Note – Councillors Scott and Weldon abstained from voting on this matter. Pursuant to the provisions of clause 10.4 of the Code of Meeting Practice, Councillors Scott and Weldon are taken to have voted against the motion.

X086659

At 9.47 pm the meeting concluded.

Chair of a meeting of the Council of the City
of Sydney held on Monday 19 August 2024 at which
meeting the signature herein was subscribed.