



**MINUTES OF THE ORDINARY MEETING  
HELD ON 16 DECEMBER 2020**

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**PRESENT VIA VIDEO CONFERENCING:**

Mayor Wendy Waller  
Councillor Ayyad  
Councillor Balloot  
Councillor Hadchiti  
Councillor Hadid  
Councillor Hagarty  
Councillor Harle  
Councillor Kaliyanda  
Councillor Karnib  
Councillor Rhodes  
Councillor Shelton  
Dr Eddie Jackson, Chief Executive Officer  
Mr George Hampouris, Acting Director City Corporate  
Ms Tina Bono, Acting Director City Community and Culture  
Mr David Smith, Acting Director City Economy and Growth  
Mr Peter Patterson, Director City Presentation  
Mr Raj Autar, Director City Infrastructure and Environment  
Mr John Morgan, Director Property and Commercial and Development  
Mr Vishwa Nadan, Chief Financial Officer  
Mr Thomas Wheeler, Heritage Officer  
Mr George Georgakis, Manager Council and Executive Services  
Ms Susan Ranieri, Coordinator Council and Executive Services (minutes)

The meeting commenced at 6.00pm.

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**STATEMENT REGARDING WEBCASTING  
OF MEETING**

The Mayor reminded everyone that in accordance with Council's Code of Meeting Practice the meeting is being livestreamed.

**ACKNOWLEDGMENT OF COUNTRY,  
PRAYER OF COUNCIL AND  
AFFIRMATION TO BE READ BY**

The prayer of the Council was read by the Chief Executive Officer, Dr Eddie Jackson.

**APOLOGIES**

Nil.

**CONDOLENCES**

Nil.

**CONFIRMATION OF MINUTES**

**Motion:** **Moved: Clr Shelton** **Seconded: Clr Hagarty**

That the minutes of the Ordinary Meeting held on 25 November 2020 be confirmed as a true record of that meeting subject to the following amendment:

Declarations of Interest – Item CONF 03 (as shown on page 13 of the 16 December 2020 Council Agenda) to correct Clr Hagarty to “Clr Hadchiti personally knows one of the nominees.”

On being put to the meeting the motion was declared CARRIED.

**DECLARATIONS OF INTEREST**

Clr Shelton declared a non-pecuniary, less than significant interest in the following item:

**CONF 02:** Tourism and CBD Committee – New Community Representatives.

**Reason:** Clr Shelton has had business dealings in the past with one of the parties involved and also knows several of the individuals.

Clr Shelton remained in the virtual meeting for the duration of this item.

Clr Rhodes declared a non-pecuniary, less than significant interest in the following item:

**CONF 02:** Tourism and CBD Committee – New Community Representatives.

**Reason:** Clr Rhodes knows of people in the course of community engagements who have been nominated for that committee.

Clr Rhodes remained in the virtual meeting for the duration of this item.

Clr Hadchiti declared a non-pecuniary, less than significant interest in the following items:

**COM 02:** Macarthur FC A-League Sponsorship.

**Reason:** Clr Hadchiti is a foundation member of the club.

**CONF 02:** Tourism and CBD Committee – New Community Representatives.

**Reason:** Clr Hadchiti knows some of the nominees in his capacity as a Councillor.

Clr Hadchiti remained in the virtual meeting for the duration of these items.

Clr Hagarty declared a non-pecuniary, less than significant interest in the following items:

**COM 02:** Macarthur FC A-League Sponsorship.

**Reason:** Clr Hagarty is a foundation member of the club.

**CONF 02:** Tourism and CBD Committee – New Community Representatives.

**Reason:** Clr Hagarty knows some of the nominees in his capacity as a Councillor.

Clr Hagarty remained in the virtual meeting for the duration of these items.

Clr Kaliyanda declared a non-pecuniary, less than significant interest in the following item:

**CONF 02:** Tourism and CBD Committee – New Community Representatives.

**Reason:** Clr Kaliyanda serves on a board with one of the community representatives.

Clr Kaliyanda remained in the virtual meeting for the duration of this item.

Clr Balloot declared a non-pecuniary, less than significant interest in the following item:

**CONF 02:** Tourism and CBD Committee – New Community Representatives.

**Reason:** Clr Balloot knows some of the nominees in his capacity as a Councillor.

Clr Balloot remained in the virtual meeting for the duration of this item.

**PUBLIC FORUM**

**Presentation – items not on agenda**

Nil.

**Representation – items on agenda**

Nil.

**MAYORAL MINUTE**

Nil.

**CITY ECONOMY AND GROWTH REPORT**

**ITEM NO:** EGROW 01  
**FILE NO:** 292594.2020  
**SUBJECT:** Draft Urban Cat Management Plan

**COUNCIL DECISION**

**Motion:** **Moved: Cllr Rhodes** **Seconded: Cllr Kaliyanda**

That Council:

1. Endorse the draft Urban Cat Management Plan and Action Plan, in principle, for further consultation and advice from the Companion Animals Advisory Committee; and
2. Receive a further report on the adoption of the Urban Cat Management Plan and Action Plan following consultation with the Companion Animals Advisory Committee incorporating any recommended changes.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** EGROW 02  
**FILE NO:** 314965.2020  
**SUBJECT:** Enforcement Policy Review

**COUNCIL DECISION**

**Motion:**    **Moved: Cllr Rhodes**    **Seconded: Cllr Harle**

That Council receive and note the report and refers the Standard to the Audit, Risk and Improvement Committee (ARIC) to address risk and processes and report back to June Council Meeting to better enable Councillor assessment of the effectiveness of the Enforcement Standard by June 2021.

On being put to the meeting the motion was declared CARRIED.

Cllr Shelton asked that his name be recorded as having voted against the motion.

## CITY COMMUNITY AND CULTURE REPORT

**ITEM NO:** COM 01

**FILE NO:** 302449.2020

**SUBJECT:** Endorsement of membership to the Community Safety and Crime Prevention Advisory Committee 2020 - 2022

### COUNCIL DECISION

**Motion:** **Moved: Cllr Kaliyanda** **Seconded: Cllr Hadid**

That Council endorses the membership applications from agencies listed below as members of the Liverpool Community Safety and Crime Prevention Advisory Committee for the period 2020 – 2022:

- Liverpool City Police Area Command;
- Scott Street Clinic;
- MTC Australia;
- Hume Community Housing Association;
- Department of Communities and Justice;
- PCYC Liverpool;
- Liverpool Fairfield Suicide Prevention Network, Lifeline Macarthur;
- South Western Sydney Local Health District (SWSLHD) Drug Health Services;
- South Western Sydney Local Health District (SWSLHD) Domestic Violence Services;
- South Western Sydney Local Health District (SWSLHD) Trauma Department;
- Liverpool Neighbourhood Connections;
- University of Wollongong; and
- Drug and Alcohol Multicultural Education Centre (DAMEC).

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** COM 02  
**FILE NO:** 316491.2020  
**SUBJECT:** Macarthur FC A-League Sponsorship

**COUNCIL DECISION**

**Motion:** **Moved: Clr Ayyad** **Seconded: Clr Hadchiti**

That:

1. Council place option 3 package for sponsorship of \$25,000 ex GST to Macarthur Football Club (as shown on pages 105 and 110 of the Agenda) on public exhibition for 28 days; and
2. The sponsorship package be finalised subject to a letter of support from Macarthur FC for a stadium (that includes playing games) in the Liverpool LGA.

On being put to the meeting the motion was declared CARRIED.

Councillors voted unanimously for this motion.



**CITY CORPORATE REPORT**

**ITEM NO:** CORP 01  
**FILE NO:** 324061.2020  
**SUBJECT:** Conflict of Interest Policy

**COUNCIL DECISION**

**Motion:**                      **Moved: Cllr Shelton**                      **Seconded: Cllr Hadid**

That Council notes this report and adopts the updated Conflict of Interest Policy.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** CORP 02  
**FILE NO:** 328216.2020  
**SUBJECT:** Investment Report November 2020

**COUNCIL DECISION**

**Motion:** **Moved: Clr Shelton** **Seconded: Clr Rhodes**

That Council receives and note this report.

On being put to the meeting the motion was declared CARRIED.

**CITY INFRASTRUCTURE AND ENVIRONMENT REPORT**

**ITEM NO:** INF 01  
**FILE NO:** 314649.2020  
**SUBJECT:** Local Roads and Community Infrastructure Program

**COUNCIL DECISION**

**Motion:** **Moved: Cllr Hagarty** **Seconded: Cllr Kaliyanda**

That Council approves the projects listed in Attachment 1 to be included for funding under the Local Roads and Community Infrastructure Program and included in Council's 2020/21 and 2021/22 Capital Works Program.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** INF 02  
**FILE NO:** 325778.2020  
**SUBJECT:** Clean Air for Liverpool

**COUNCIL DECISION**

**Motion:** **Moved: Cllr Rhodes** **Seconded: Cllr Harle**

That:

1. Council receives and notes this report;
2. The report and further statistics be reported to the Workshops to review the DCP LEP and BASIX; and
3. Council prepare a report on the costings and possibility of monitoring air quality changes at all major traffic routes through Liverpool in an ongoing air monitoring program.

**Foreshadowed motion:** **Moved: Cllr Hagarty** **Seconded: Cllr Balloot**

That Council receives and notes this report.

On being put to the meeting the Motion (moved by Cllr Rhodes) was declared LOST and the Foreshadowed motion (moved by Cllr Hagarty) then became the motion and on being put to the meeting was declared CARRIED.

## COMMITTEE REPORTS

**ITEM NO:** CTTE 01  
**FILE NO:** 310819.2020  
**SUBJECT:** Minutes of the Environment Advisory Committee Meeting held on 19 October 2020

## COUNCIL DECISION

**Motion:**                                 **Moved: Cllr Rhodes**                     **Seconded: Cllr Harle**

That Council:

1. Staff prepare a report on best practice on various methods of Waste to Energy initiatives and present this back to the Strategic Panel;
2. Receive a report from Council staff on the issue of the contributions gap funding, after referring it to the Audit, Risk and Improvement Committee (ARIC), Strategic Panel and the Contributions Steering Committee for Councillor advice;
3. Defer decisions on supporting the Wild Deer Management Program until it can be confirmed how many deer are in the Liverpool LGA and refer it back to the Environment Advisory Committee (EAC) for further discussion; and
4. Receives and notes the Minutes of the Environment Advisory Committee Meeting held 19 October 2020.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** CTTE 02  
**FILE NO:** 313692.2020  
**SUBJECT:** Minutes of the Liverpool Youth Council Meeting held Tuesday 10 November 2020

**COUNCIL DECISION**

**Motion:**                              **Moved: Cllr Hadid**                              **Seconded: Cllr Harle**

That Council receives and notes the Minutes of the Liverpool Youth Council Meeting held on Tuesday 10 November 2020.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** CTTE 03  
**FILE NO:** 320117.2020  
**SUBJECT:** Minutes of the Liverpool Pedestrian, Active Transport and Traffic Committee meeting held on 18 November 2020

## COUNCIL DECISION

**Motion:** **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

1. Adopts the recommendations of the Committee (to items 1-11 as shown below); and
2. Direct the CEO, after consulting with the committee, to prepare a plan for a treatment to the round-a-bout located at Brickmakers Drive, Christiansen Boulevard and Greenview Drive, Georges Fair which ensures a safer crossing route for pedestrians.

### Recommendations of the Committee:

#### Item 1 - Stroud Avenue, Warwick Farm – Request for Parking Restrictions

- Approves the proposed 4P, 7am-6pm MON-FRI, 8am-1pm SAT, Loading Zones and No Stopping restrictions along Stroud Avenue and National Street, Warwick Farm as shown in the revised Attachment in the minutes.
- Advise all stakeholders of Council's decision.

#### Item 2 - Strzlecki Drive and Schoeffel Grove – Proposed Traffic Facilities

- Approve in principle the proposed pedestrian refuge at the intersection of Strzlecki Drive and Schoeffel Grove as well as minor intersection treatments at Strzlecki Drive and Singleton Street and Strzlecki Drive and Rosedale Circuit intersections.
- Detailed design of these facilities be prepared and submitted for further consideration at the February meeting.

#### Item 3 - 60-66 Gurner Avenue, Austral – Proposed Signs & Linemarking Scheme

- Approves proposed signs and linemarking scheme as shown in the revised Attachment in the minutes.

#### Item 4 - 200 Eighth Avenue, Austral - Proposed Traffic Facilities

- Approves the proposed mountable roundabout at the intersection of Road no.4 and Broadacre Street and associated signs and linemarking scheme.

- Detailed design of the roundabout including swept path analysis, tree planting and associated signs and linemarking to be submitted to TfNSW for endorsement prior to construction.

#### **Item 5 - 30 - 50 Tenth Avenue Austral – Proposed Signs & Linemarking Scheme**

- Approves the proposed signs and linemarking scheme.

#### **Item 6 - Passendale Road and Costello Lane, Edmondson Park – Proposed Signs and Linemarking Scheme**

- Approves the proposed signs and linemarking scheme for the interim and alternate road layout for the extension of Passendale Road and Costello Lane.

#### **Item 7 - 185 Edmondson Avenue, Austral – Proposed Signs and Linemarking Scheme**

- Approves the proposed signs and linemarking scheme for sections of Pear Street (north-south road) off Ninth Avenue and Loop Road off the new north-south road.

#### **Item 8 - Brighton Lakes Development, Moorebank – Linemarking Scheme**

- Approves the ‘BB’ and C3 Yellow Edge-linemarking in Brighton Lakes Subdivision, Moorebank.

#### **Item 9 - Wattle Grove Shopping Centre – Proposed Signs and Linemarking Scheme**

- Approves the installation of the directional sign for Wattle Grove Shopping Centre near the Heathcote Road and Bardia Parade intersection.

#### **Item 10 - Items approved under delegated authority**

- That Council notes the Delegated Authority applications approved by the NSW Police Force and TfNSW representatives over the two-month period 24 September 2020 and 18 November 2020.

#### **Item 11 - Dates for the 2021 Committee Meetings**

- That Council endorse the following scheduled meeting dates for 2021 of the Liverpool Pedestrian, Active Transport and Traffic Committee and included the dates in the corporate calendar for 2021.

<b>Meeting Number</b>	<b>Date</b>
1	Wednesday 3 February
2	Wednesday 17 March
3	Wednesday 19 May
4	Wednesday 21 July
5	Wednesday 15 September
6	Wednesday 17 November

On being put to the meeting the motion was declared CARRIED.



**ITEM NO:** CTTE 04  
**FILE NO:** 320526.2020  
**SUBJECT:** Minutes of Strategic Panel Meeting held on 9 November 2020

**COUNCIL DECISION**

**Motion:** **Moved: Cllr Kaliyanda** **Seconded: Cllr Karnib**

That Council receive and note the Minutes of the Strategic Panel Meeting held on 9 November 2020.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** CTTE 05  
**FILE NO:** 322508.2020  
**SUBJECT:** Minutes of Budget Review Panel 17 November 2020

**COUNCIL DECISION**

**Motion:**                                 **Moved: Cllr Hadid**                         **Seconded: Cllr Harle**

That Council adopts the minutes of the Budget Review Panel meeting held on 17 November 2020.

On being put to the meeting the motion was declared CARRIED.

**QUESTIONS WITH NOTICE**

**ITEM NO:** QWN 01  
**FILE NO:** 313472.2020  
**SUBJECT:** Question with Notice - Clr Ayyad - Civic Place

How many people were in favour of Civic Place following our last round of community consultation?

How many people were against Civic Place following our last round of community consultation?

What does that equate to in percentages?

“A Facebook post with factual errors about Liverpool Civic Place was posted (25 June).”

Please answer the following questions:

- What was said in that Facebook post?
- What are the ‘factual errors’ contained in that post?
- Who posted it?
- Please provide a copy of that post.

**Response**

**How many people were in favour of Civic Place following our last round of community consultation?**

61 survey respondents

**How many people were against Civic Place following our last round of community consultation?**

188 survey respondents

**What does that equate to in percentages?**

24.5 per cent in favour  
75.5 per cent against

**“A Facebook post with factual errors about Liverpool Civic Place was posted (25 June).”**



Ned Mannoun

25 June · 🌐

...

This is a very sad post for me to write however I feel obliged to say something about this as it will effect all of us now and our kids into the future.

When our Council building burnt down, we bought our current building using the insurance money (almost an even swap) and then decided we would build a new building and lease it out to a University.

The building was supposed to have a library and desperately needed parking for our community. The cost was \$85m and it was supposed to be finished in 2019.

Today in 2020, the project still doesn't have planning approval and the cost has blown out to \$195 million!!!

The building is 35% larger now so the cost should be \$115m, not \$195m.

There also isn't any significant amount of community parking and what is extremely scary is that no tenant has signed up to be in the building.

It's a project that will be great for Liverpool, but it's not something we can afford at a \$195m.

If council goes ahead with this, it will be a bigger mistake than the Oasis which set us back a decade and where millions of \$\$\$ of ratepayers money disappeared under Labor's watch.

Our roads and parks will suffer because we will be in a sea of debt and we will be forced to sell community land - mark my words.

Council is now doing a survey about this and want to know how you feel. Please take 1 minute out of your day and answer the few questions and let them know how you feel.

Please click on the link and share it and make your voice heard.

<https://listens.liverpool.nsw.gov.au/liverpool-civic...>

## Liverpool Civic Place



👍👎👏 147

55 comments 37 shares

### What are the 'factual errors' contained in that post?

The post suggested and portrayed a misconception that Council was not managing the

project in a prudent manner, resulting in a budget blowout and delay in completion.

Responses to the factual errors are as set out below:

The increase in the cost of project is due to:

- Liverpool Civic Place (LCP) has evolved into a larger project on a larger site since 2016. It will have the biggest library in South West Sydney, which is almost twice the size of that initially proposed. The community Civic Plaza at LCP is almost three times the size of the original public plaza. The new LCP office plans will accommodate Liverpool City Council, as the major tenant, and now will also include state-of-the-art childcare facilities.

Community Parking provision:

- There will be provision for at least 150 public/community car parking spaces at LCP. Potentially an additional 150 public/community car parking spaces could be utilised after hours and on weekends to further invigorate businesses in the southern end of Liverpool's CBD.

The delay in the project was due to:

- NSW Government approval for rezoning - Local Environment Plan 2008 Amendment 52. This delayed the project by at least two years;
- The LCP Early Works DA has been approved, with the LCP Master Plan DA determination received in July 2020 and the Council Works DA expected in the first half of 2021.

Roads and Parks impact:

The project will be funded by a combination of NSW Treasury Corporation (a NSW Government agency) and commercial loans. The loan will be repaid in 20 and 25 years, mainly from commercial rent income from Council properties. At the end of the project, ratepayers will have a community asset worth considerably more than the \$195 million capital cost. There will be no impact on core community services.

**Who posted it?**

Mr. Ned Mannoun

**Please provide a copy of that post.**

As attached.

**ITEM NO:** QWN 02  
**FILE NO:** 313507.2020  
**SUBJECT:** Question with Notice - Cllr Kaliyanda - Liverpool Bike Plan: Implementation Status

Please address the following:

1. What is the current status of the Liverpool Bike Plan 2018-2023? What measures or aspects of the Bike Plan have been implemented to date?
2. What impact has COVID-19 had on the usage of the existing bike network/infrastructure?
3. How have we engaged with the State or Federal Governments to acquire available data in relation to this?
4. A core element of the Bike Plan was the development and implementation of wayfinding signage in relation to the bike paths and infrastructure. What is the status of the implementation of this? What discussions have taken place with other organisations, i.e. Western Sydney Parklands, in relation to this?
5. How has Council sought partnerships and worked with other organisations in order to address this issue?

## Response

### 1. What is the current status of the Liverpool Bike Plan 2018-2023? What measures or aspects of the Bike Plan have been implemented to date?

The Liverpool Bike Plan 2018-2023 (the Bike Plan) is a high-level planning document that outlines the provision of bicycle-related infrastructure within the LGA. In this regard, it provides strategic direction and a plan of action for the provision of cycleways, bicycle facilities and the promotion of cycling within Liverpool.

The Bike Plan is an active document that has been informing Council's priority program for the construction and expansion of the cycling network within Liverpool. While the Bike Plan identifies a range of elements, Council's priority has been:

- provision of missing cycleway links along the existing regional and strategic routes;
- provision of new cycleways along the identified strategic routes to continue to expand the regional network and to improve connectivity between the key urban centres; and
- associated signage and pavement markings.

Since the commencement of this Bike Plan, Council has progressively constructed around 5km of new cycleways with a further 2.5km planned for the current program year, as shown below.

Year	Length	Location
2017-18	1.6 km	1. Wagga Wagga Street, Prestons 2. Braidwood Drive, Prestons 3. Jedda Road, Prestons 4. Newbridge Road, Chipping Norton
2018-19	1.5 km	1. Newbridge Road, Chipping Norton 2. Hume Highway, Casula 3. Hume Hwy (around Apex Park), Liverpool
2019-20	1.5 km	1. Newbridge Rd, Chipping Norton 2. Hume Highway, Casula 3. Remembrance Avenue, Warwick Farm 4. Hume Highway, Warwick Farm
2020-21 (planned works)	2.5 km	1. Governor Macquarie Drive, Chipping Norton 2. Newbridge Road, Moorebank 3. Hume Highway, Lurnea 4. Hall Circuit, Middleton Grange 5. M7 Links at Inverell Avenue and Middleton Drive

## 2. What impact has COVID-19 had on the usage of the existing bike infrastructure?

Transport Findings, an interdisciplinary journal sponsored by several Sydney universities, recently released findings of a research into cycling in Sydney during COVID-19 social distancing and lockdown restrictions. The research, which was conducted by the Faculty of Built Environment of the University of New South Wales, shows a general increase in the uptake of urban cycling during the COVID pandemic. Some of the findings from the survey that supported the research found that:

- more cyclists were observed than usual.
- lower traffic volumes positively influenced cycling due to improved safety.
- more families and children were cycling for recreation and exercise.

Please refer to the full article (attached): Lock, Oliver. 2020. "Cycling Behavior Changes as a Result of COVID-19: A Survey of users in Sydney". *Transport Findings*, June.

## 3. How have we engaged with the State or Federal Governments to acquire available data in relation to this?

The most current data is available in the attached article referenced above.

**4. A core element of the Bike Plan was the development and implementation of wayfinding signage in relation to the bike paths and infrastructure. What is the status of the implementation of this? What discussions have taken place with other organisations, i.e. Western Sydney Parklands, in relation to this?**

Council's key priority for implementation has been the provision of cycleways and associated missing links along the strategic routes to improve access and connectivity across the regional network. In this regard, Council has been constructing 1.5km of cycleway annually for the last five years at an average annual cost of \$1M.

Council intends to implement wayfinding signage progressively from the next program year and will be installing wayfinding signage on strategic routes at the focal points identified in the Bike Plan. Key destinations such as the Western Sydney Parklands will also be considered in the wayfinding strategy.

**5. How has Council sought partnerships and worked with other organisations in order to address this issue?**

Transport for New South Wales (TfNSW) is Council's key partner in the provision and management of active transport infrastructure. TfNSW has continued to provide funding assistance to enable Council to meet the objectives of the Bike Plan. Council was recently successful in securing grant funds of \$1.7M from TfNSW, which will enable the construction of 2.5 km of cycleways this year.



**ITEM NO:** QWN 03  
**FILE NO:** 313622.2020  
**SUBJECT:** Question with Notice - Clr Kaliyanda - Green Star Rating Scheme Changes

Please address the following:

1. Given the significant changes to the benchmarks used to determine Green Star Ratings, how do current and future council buildings perform against the new benchmarks?
2. What impact will this have on other significant developments in the Liverpool LGA?
3. How will this impact the assessment process of such developments, especially when they are considered by the Design Excellence Panel (DEP)?
4. What other impacts will the changes to these benchmarks have in the Liverpool LGA?

### **Response**

- 1. Given the significant changes to the benchmarks used to determine Green Star Ratings, how do current and future council buildings perform against the new benchmarks?**

The Green Star rating system assesses the sustainability of buildings at various stages of their life cycle. This includes the design stage, post-construction stage and interior fit-outs. The performance rating tool is based on a scale from 1 to 6 Green Stars, with 1 being minimum practice and 6 being world leadership.

The extent of impacts of the benchmark changes depends on the level of Green Star rating being pursued. The highest rating (6 Star World Leadership) requires zero operational carbon emissions. A 5 Star Australian Excellence Green Star building will need to be net zero ready, so that by 2023 they will source their electricity from 100 per cent renewables. A 4 Star Green Star building will need to have 10 per cent less upfront and operational emissions than current NCC requirements.

The Green Building Council of Australia (GBCA) has revised the benchmarks used by the Green Star rating tool to set clearer expectations for buildings, ensuring lower carbon emissions, enhancement of ecological values of the site, reduction of environmental impacts and reduction of operational waste. The key changes made to the benchmarks focus on the reduction of energy and emissions.

Some of Council's existing buildings would not meet the revised Green Star benchmarks. However, there is no requirement to reassess existing buildings against the new benchmarks. It may be a voluntary consideration during future major refurbishments of the buildings.

The assessment of future Council buildings against the new benchmarks is already underway. The performance of the Liverpool Civic Place has been assessed against the new benchmarks utilising the revised Green Star tool. The Civic Building is designed to achieve a 5 Star certification.

## **2. What impact will this have on other significant developments in the Liverpool LGA?**

Increased measures could be considered by developers if they would like to achieve and maintain Green Star Certification. Given that Green Star is a voluntary rating system, there is no legal or planning requirements to achieve this certification.

Energy requirements under the National Construction Code (NCC) have been mandatory since mid-2020. The upgraded Green Star rating tool considers the NCC energy requirements. These requirements aim to improve the environmental and sustainability performance of buildings and will provide a further avenue for future development to incorporate sustainability mechanisms into the design of their buildings.

It is important to note that the NCC energy requirements primarily relate to Class 3-9 buildings under the NCC, which include but are not limited to buildings such as hotels/motels, schools, office buildings, shopping centres, warehouses, industrial buildings and hospitals.

## **3. How will this impact the assessment process of such developments, especially when they are considered by the Design Excellence Panel (DEP)?**

All significant developments that are required to demonstrate compliance with the NCC energy requirements will be accompanied by a technical report with recommendations to be incorporated into the development. These reports will be reviewed and if deemed satisfactory will form part of conditions of consent.

The SEPP 65 Design Quality Test is the framework used by Council's Design Excellence Panel to assess proposed developments that are being considered by the panel. Sustainability is one of the measures used in the test to assess the quality of the proposed development. Council will continue to encourage the Design Excellence Panel to adopt best practice sustainability measures, including promoting the updated Green Star rating certification for new buildings.

## **4. What other impacts will the changes to these benchmarks have in the Liverpool LGA?**

Voluntary Green Star certification under the new benchmarks enhances the value of a building through increased resilience to climate change and natural disasters, lower emissions, and reduced energy and operational costs. The new benchmarks will also drive design innovation and supply chain transformation.

**ITEM NO:** EGROW 03  
**FILE NO:** 321586.2020  
**SUBJECT:** Planning proposal request to rezone land and amend development standards at Lot 6 Newbridge Road, Moorebank

**COUNCIL DECISION**

**Motion:** **Moved: Cllr Rhodes** **Seconded: Cllr Hadchiti**

That Council:

1. Receive and note this report;
2. Continue to negotiate with the proponent around issues of density, flood mitigation;
3. Note the correspondence from the Department of Planning, Industry and Environment dated 10 December 2020 that Council finalise the Regional Flood Evacuation Study and that the Study informs those planning proposals in the Moorebank East precinct prior to forwarding planning proposals in this precinct to DPIE for a Gateway determination;
4. Invite the proponent to work with Council Officers on an amended planning proposal that also investigate opportunities to collaborate with neighbouring developments, Canterbury Bankstown Council and the State Government for the possible inclusion of a bridge crossing the Georges River;
5. Defer a decision on whether to forward this planning proposal request to the Department of Planning, Industry and Environment for a Gateway determination until after the Regional Flood Evacuation Study and further report to Council regarding issues in (2) above has been completed in April 2021; and
6. Consider options for the design and construction of a fully accessible shared path along the Georges River.

On being put to the meeting the motion was declared CARRIED.

Councillors voted unanimously for this motion.

**ITEM NO:** EGROW 04  
**FILE NO:** 328465.2020  
**SUBJECT:** Planning proposal request to rezone land and amend development standards at 124 Newbridge Road, Moorebank

**COUNCIL DECISION**

**Motion:**                                  **Moved: Cllr Hadchiti**                          **Seconded: Cllr Harle**

That Council:

1. Receive and note this report;
2. Note the correspondence from the Department of Planning, Industry and Environment dated 10 December 2020 that Council finalise the Regional Flood Evacuation Study and that the Study informs those planning proposals in the Moorebank East precinct prior to forwarding planning proposals in this precinct to DPIE for a Gateway determination; and
3. Delegate authority to the CEO to finalise the preparation of a planning proposal and refer to the Department of Planning, Industry and Environment for a Gateway determination on satisfactory completion of all satisfaction completion of all outstanding issues.

On being put to the meeting the motion was declared CARRIED.

Councillors voted unanimously for this motion.

**ITEM NO:** CORP 03  
**FILE NO:** 328856.2020  
**SUBJECT:** Annual Financial Reports 2019/20

**COUNCIL DECISION**

**Motion:**   **Moved: Cllr Shelton**                         **Seconded: Cllr Hagarty**

That Council receives and adopts this report.

On being put to the meeting the motion was declared CARRIED.

**PRESENTATIONS BY COUNCILLORS**

Nil.

**NOTICES OF MOTION**

**ITEM NO:** NOM 01  
**FILE NO:** 332226.2020  
**SUBJECT:** Local and Regional Planning Panels

**Background**

Locals must have a say in the kind of development that occurs in their communities.

Unfortunately this opportunity has been consistently eroded, especially over the last 4 years. The expansion of exempt and complying development and stripping Councillors of their right to determine DAs are two such examples.

The only way for locals to have their say to the actual decision makers is to attend planning panel meetings.

These meetings are all too often held at inconvenient times during the work day.

Local Planning Panel meetings are usually held at 2pm, a time when many residents are either at work or doing the school run.

This only adds to the perception that community voices are being cut out of the planning process.

**NOTICE OF MOTION (submitted by Cllr Hagarty)**

That Council direct the CEO to write to both the Local Planning Panel and Sydney Western City Planning Panel requesting panel meetings be held at more appropriate times to allow community feedback.

**COUNCIL DECISION**

**Motion:**    **Moved: Cllr Hagarty**                                **Seconded: Cllr Hadid**

That Council direct the CEO to write to both the Local Planning Panel and Sydney Western City Planning Panel requesting panel meetings be held at more appropriate times to allow community feedback.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** NOM 02  
**FILE NO:** 332243.2020  
**SUBJECT:** Urban Heat Planning

**Background**

Urban heat is a significant and growing issue for Western Sydney. The WSROC Urban Heat toolkit (attached) has been developed to help local councils strengthen local planning provisions to reduce the impacts of heat.

WSROC recently released a final draft of the Urban Heat Planning Kit for Council's consideration and input.

Western Sydney is experiencing an increasing number of hot, very hot and extremely hot days and heatwaves, and yet we are building new dwellings and communities that fail to provide adequate mitigation measures that address these rising temperatures.

In the Western City we are failing to provide communities that are in fact as LIVEABLE under the new and emerging climatic conditions. We are still delivering communities that were suitable before the rising temperatures and or are geographically located in areas closer to the central city that benefit through established infrastructure.

The Western City - Liverpool - is more so affected by the rising temperatures than any other areas because we do not have the benefit of sea breezes and have to contend with both hot Westerlies and blustering Southerlies.

State planning instruments do not account for possible variants that are a result of geographical location and or lack of infrastructure which makes a mockery of their one size fits all planning instruments and deprives our citizens of as LIVEABLE communities as should be being provided.

The workshops proposed in this motion would deliver the opportunity for Liverpool Council to consolidate into precise documentation what Council has already implemented or plans to implement in the way of heat and cooling mitigation measures, together with the individual past motions by Councillors that have addressed certain aspects of mitigation, as well as provide the opportunity to examine what other Councils have done and provide the platform for all Councillor's input to address their individual ideas through which heat and cooling mitigation can be included in Council's DCP and LEP planning documents.

Further to the workshops, we as Councillors understand that all Councils are hobbled by what they can achieve individually through their LEP and DCP's. There is the need as proposed in this motion for a joint effort by all Councils in the Western City to call on the DPIE to engage with local government in the Western City and carry out a much needed revision of the State Government BASIX.

We as a Council have an obligation to our citizens to fight against the one size fits all State Planning regulations. We need to have our geographical location and prevailing weather conditions, lack of transportation infrastructure together with the rising temperatures recognised and considered by the DPIE. There is a need for these specific and current conditions to be addressed in BASIX, SSEP and Controlled Developments planning instruments that will enable the citizens of Liverpool to live in an environment that meets their needs and gives them a quality of life in a city that is truly LIVEABLE.

I ask all Councillors to vote in favour of this motion.

### **NOTICE OF MOTION (submitted by Cllr Rhodes)**

That Council:

1. Hold Councillor workshops in April 2021 to discuss the WSROC Urban Heat Planning Kit and address:
  - a) The current status of provision of Urban Heat Planning in Liverpool Councils DCP and LEP;
  - b) The further integration of Urban Heat Planning mitigation into Liverpool Council's LEP and DCP and BASIX;
  - c) Other possible ways to introduce new initiatives that will encourage more resilient and sustainable communities in the Liverpool LGA; and
  - d) Examine how other Councils have already addressed the same issues.
2. Write to WSROC expressing our support for their initiative for all Councils in the Western City to engage in a joint submission to DPIE calling for the revision of the BASIX; and
3. Write to all Western City Council's requesting their support in the joint submission to DPIE.

### **COUNCIL DECISION**

**Motion:**

**Moved: Cllr Rhodes**

**Seconded: Cllr Harle**

That Council:

1. Hold Councillor workshops in April 2021 to discuss the WSROC Urban Heat Planning Kit and address:
  - a) The current status of provision of Urban Heat Planning in Liverpool Councils DCP and LEP;
  - b) The further integration of Urban Heat Planning mitigation into Liverpool Council's LEP and DCP and BASIX;



- c) Other possible ways to introduce new initiatives that will encourage more resilient and sustainable communities in the Liverpool LGA; and
  - d) Examine how other Councils have already addressed the same issues.
2. Write to WSROC expressing our support for their initiative for all Councils in the Western City to engage in a joint submission to DPIE calling for the revision of the BASIX; and
  3. Write to all Western City Council's requesting their support in the joint submission to DPIE.

On being put to the meeting the motion was declared CARRIED.

**RECESS**

Mayor Waller called a recess at 7.43pm.

**RESUMPTION OF MEETING**

Mayor Waller resumed the meeting at 7.53pm in open session.

**CONFIDENTIAL ITEMS**

**ITEM NO:** CONF 01  
**FILE NO:** 317496.2020  
**SUBJECT:** Acquisition of Pt Lot 972 in DP 1247475 being Part of 45 Seventh Avenue, Austral for open space purposes

**COUNCIL DECISION**

**Motion:** **Moved: Clr Shelton** **Seconded: Clr Hadid**

That Council:

1. Approves the acquisition of part of Lot 972 in DP 1247475, being part of 45 Seventh Avenue, Austral for the price and terms outlined in this report;
2. Keeps confidential this report pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act 1993* as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and
3. Authorises the CEO or his delegated officer to execute any document, under Power of Attorney, necessary to give effect to this decision.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** CONF 02  
**FILE NO:** 318504.2020  
**SUBJECT:** Tourism and CBD Committee - New Community Representatives

**COUNCIL DECISION**

**Motion:**    **Moved: Cllr Hadid**    **Seconded: Cllr Harle**

That Council:

1. Change the number of community representatives on the Tourism and CBD Committee Charter up to a maximum of 20 Community representatives and accept all people who applied plus the two existing members; and
2. Leave the quorum as it currently stands.

On being put to the meeting the motion was declared CARRIED.

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**ITEM NO:** CONF 04  
**FILE NO:** 308725.2020  
**SUBJECT:** Public Sector Working Hubs

**COUNCIL DECISION**

**Motion:**                                        **Moved: Cllr Harle**                                        **Seconded: Cllr Rhodes**

That Council receives and notes this report and notes that a further update on this initiative will be provided by the June 2021 Council meeting.

On being put to the meeting the motion was declared CARRIED.

**ITEM NO:** CONF 05  
**FILE NO:** 319849.2020  
**SUBJECT:** Liverpool City Centre Parking Meters

**COUNCIL DECISION**

**Motion:**                          **Moved: Cllr Harle**                          **Seconded: Cllr Rhodes**

That Council exercises section 55 (3) (i) of the Local Government Act 1993 for a period of no more than 6 months and in doing so:

1. Approves the extension of the contract with Reino International (ST2106) to now expire on 10 July 2021; and
2. Approves the expenditure for parking meter maintenance, call centre service, credit card transaction and consumables in the amount outlined in this report.

On being put to the meeting the motion was declared CARRIED.

Councillors voted unanimously for this motion.

**CLOSED SESSION**

Mayor Waller advised that Council would now move into Closed Session to deal with items **CONF 06 – Liverpool Civic Place – Project Update and Revised Funding Options** and **CONF 07 – Interim Heritage Order – 122 Atkinson Street, Liverpool.**

**CONF 06** is confidential pursuant to the provisions of S10(A)(2) of the Local Government Act 1993 because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**CONF 07** is confidential pursuant to the provisions of S10(A)(2)(a)(b) of the Local Government Act 1993 because it contains personal matters concerning particular individuals (other than councillors); AND matters concerning the personal hardship of any resident or ratepayer.

Council moved into Closed Session at 8.04pm.

**ITEM NO:** CONF 06  
**FILE NO:** 321467.2020  
**SUBJECT:** Liverpool Civic Place - Project Update and Revised Funding Options

### COUNCIL DECISION

**Motion:** **Moved: Cllr Hagarty** **Seconded: Cllr Kaliyanda**

That Council:

1. Note that Council's NSW Treasury Corporation loan application is currently under consideration and awaiting approval;
2. Delegate authority to the Mayor and CEO to furnish and complete any required documentation to NSW Treasury Corporation that will facilitate final approval;
3. Delegate authority to the CEO to invite Expressions Of Interest from commercial financial institutions to lend approximately 40% of the project costs;
4. Delegate authority to the Mayor and CEO to complete, submit, and execute any required loan application documentations to secure borrowing from the preferred commercial financial institution;
5. Authorise use of Council's "Common Seal" on loan documents, if required;
6. Authorise the CEO to engage an appropriately qualified accounting firm to undertake a comprehensive review of the PDA to identify all financial implications;
7. Endorses the inclusion of Co-Living accommodation as part of the Developer Works for Liverpool Civic Place;
8. Delegate authority to the CEO to negotiate and execute any changes to the Project Development Agreement with Built Holdings Pty Ltd, subject to legal advice, and direct the CEO to report any such amendments to the Strategic Panel, once agreed;
9. Keeps confidential the attachment supplied under separate cover pursuant to the provisions of Section 10A(2)(c) of the Local Government Act 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business; and
10. Staff bring back responses to the questions raised in closed session by the end of February 2021.

On being put to the meeting the motion was declared CARRIED.

Cllrs Hadchiti and Ayyad asked that they be recorded as voting against the motion.

**ITEM NO:** CONF 07  
**FILE NO:** 321627.2020  
**SUBJECT:** Interim Heritage Order - 122 Atkinson Street, Liverpool

**COUNCIL DECISION**

**Motion:**                                        **Moved: Cllr Hadchiti**                        **Seconded: Cllr Rhodes**

That Council defer a decision on listing this property until a further report is presented on other means to ensure the current landowner does not endure any hardship by Council's decision.

On being put to the meeting the motion was declared CARRIED.

**Mayor Waller reopened the meeting at 9.13pm and read the resolutions made in Closed Session for items CONF 06 and CONF 07.**



**THE MEETING CLOSED AT 9.17pm.**

<Signature>

Name: Wendy Waller

Title: Mayor

Date: 3 February 2021

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 16 December 2020. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.