

COUNCIL AGENDA

ORDINARY COUNCIL MEETING

27 March 2024

BOOK 1



You are hereby notified that an **Ordinary Council Meeting** of Liverpool City Council will be held at the **LIVERPOOL CIVIC PLACE COUNCIL CHAMBERS, LEVEL 1, 52 SCOTT STREET, LIVERPOOL NSW 2170** on **Wednesday, 27 March 2024** commencing at 2.00pm. Doors to the Liverpool Civic Place Council Chambers will open at 1.50pm.

Liverpool City Council Meetings are livestreamed onto Council's website and remain on Council's website for a period of 12 months. If you have any enquiries, please contact Council and Executive Services on 8711 7863.

A handwritten signature in black ink, appearing to read "John Ajaka".

Hon John Ajaka
CHIEF EXECUTIVE OFFICER

Statement of Ethical Obligations

Oath or Affirmation of Office

In taking the Oath or Affirmation of Office, each Councillor has made a commitment to undertake the duties of the office of councillor in the best interests of the people of Liverpool and Liverpool City Council and that they will 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 judgment.

Conflicts of Interest

A councillor who has a conflict of interest in any matter with which the council is concerned, and who is present at a meeting of the council when the matter is being considered, must disclose the interest and the nature of the interest to the meeting as soon as practicable. Both the disclosure and the nature of the interest must be recorded in the minutes of the Council meeting where the conflict of interest arises. Councillors should ensure that they are familiar with Parts 4 and 5 of the Code of Conduct in relation to their obligations to declare and manage conflicts of interests.

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NIL

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Council in Closed Session

The following items are listed for consideration by Council in Closed Session with the public excluded, in accordance with the provisions of the Local Government Act 1993 as listed below:

CONF 01 Major Projects - Edmondson Avenue

Reason: Item CONF 01 is confidential pursuant to the provisions of s10A(2)(c) of the Local Government Act 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.

Close



MINUTES OF THE ORDINARY MEETING HELD ON 28 FEBRUARY 2024

PRESENT:

Mayor Ned Mannoun
 Councillor Ammoun
 Councillor Goodman
 Councillor Dr Green
 Councillor Hadid OAM
 Councillor Harle
 Councillor Kaliyanda
 Councillor Karnib (online)
 Councillor Macnaught
 Councillor Rhodes
 Hon John Ajaka, Chief Executive Officer
 Mr Farooq Portelli, Director Corporate Support
 Ms Tina Bono, Director Community & Lifestyle
 Ms Lina Kakish, Director Planning & Compliance
 Ms Michelle McIlvenny, Director Customer Experience & Business Performance
 Mr Shayne Mallard, Director City Futures
 Mr Jason Breton, Director Operations
 Ms Suzanne Kendall, Acting General Counsel
 Mr Charles Wiafe, Principal Transport Planner
 Mr Vishwa Nadan, Chief Financial Officer
 Ms M'Leigh Brunetta, Civic and Executive Services Lead
 Ms Melissa Wray, Councillor Executive and Support Officer
 Ms Susan Ranieri, Coordinator Council and Executive Services

The meeting commenced at 2.01pm.

STATEMENT REGARDING WEBCASTING OF MEETING

The Mayor reminded everyone that in accordance with Council's Code of Meeting Practice (other than the Public Forum Section), the meeting is being livestreamed.

ACKNOWLEDGMENT OF COUNTRY, PRAYER OF COUNCIL AND AFFIRMATION

The prayer of the Council was read by Pastor Shane Bywater from Fellowship Baptist Church.

Minutes of the Ordinary Council Meeting held on Wednesday, 28 February 2024 and confirmed on Wednesday, 27 March 2024

.....
Chairperson

NATIONAL ANTHEM

The National Anthem was played at the meeting.

COUNCILLORS ATTENDING REMOTELY

Clr Karnib has requested permission to attend this meeting via MS Teams.

Motion: **Moved: Mayor Mannoun** **Seconded: Clr Macnaught**

That Clr Karnib be granted permission to attend the meeting via MS Teams.

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

APOLOGIES

Nil.

CONDOLENCES

Nil.

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Hadid** **Seconded: Clr Rhodes**

That the minutes of the Ordinary Meeting held on 7 February 2024 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

The Hon. John Ajaka, CEO declared a non-pecuniary, but significant interest in the following item:

Item: Plan 04 - Lot 2 Newbridge Road, Moorebank - Issues and Options Report

Reason: He has provided advice previously prior to his appointment of CEO of this Council.

The Hon. John Ajaka left the Chambers for the duration of the item.

Mayor Mannoun declared a non-pecuniary, less than significant interest in the following item:

Item: CONF 04 – Legal Affairs Report (item 42)

Reason: Mayor Mannoun worked with that firm listed in the report.

Mayor Mannoun left the Chambers for the duration of the item.

PUBLIC FORUM

Presentation – items not on agenda

1. **Mr Adam Farhan** addressed Council on the following item:

Item: Request to lift bond /conditions imposed on The Sabaeen Mandaean Association in Australia Ltd to do work.

Mayor Mannoun granted a two minute extension to Mr Farhan.

2. **Dr Bushra Alobaidi** addressed Council on the following item:

Item: Presenting our non-profit organisation the Iraqi Australian University Graduates forum.

Mayor Mannoun granted a two minute extension to Dr Alobaidi.

3. **Ms Jennifer French** addressed Council on the following item:

Item: Mt Omei Interim Heritage Order.

4. **Ms Nadine Wheeler** addressed Council on the following item:

Item: Mt Omei Arts Precinct.

Mayor Mannoun granted a two minute extension to Ms Wheeler.

5. **Mr Van Klaphake** addressed Council on the following item:

Item: Mt Omei Arts Precinct.

Mayor Mannoun granted a two minute extension to Mr Klaphake.

Representation – items on agenda

1. **Mr Mo Shahrokhian** addressed Council on the following item:

Item: PLAN 03 - Conservation Zones Study and Draft Planning Proposal for additional Conservation Zone Land under Liverpool LEP 2008.

Mayor Mannoun granted a two minute extension to Mr Shahrokhian.

2. **Mr Tony Marcocci** addressed Council on the following item:

Item: PLAN 03 - Conservation Zones Study and Draft Planning Proposal for additional Conservation Zone Land under Liverpool LEP 2008.

Mayor Mannoun granted a two minute extension to Mr Marcocci.

3. **Ms Antonietta Marcocci** addressed Council on the following item:

Item: PLAN 03 - Conservation Zones Study and Draft Planning Proposal for additional Conservation Zone Land under Liverpool LEP 2008.

Mayor Mannoun granted a two minute extension to Ms Marcocci.

4. **Ms Angelina Kauffman** addressed Council on the following item:

Item: Notice of Motion – Memorial for Alina Kauffman & Ernesto Salazar

Mayor Mannoun granted a two minute extension to Ms Kauffman.

COUNCIL DECISION

Motion: **Moved: Clr Kaliyanda** **Seconded: Clr Goodman**

That Council:

1. Install a bench, fruit tree and memorial at Sadleir Ave, Heckenberg, where Alina and Ernesto were killed. This memorial will serve as a lasting tribute to their lives and a reminder of the impact that senseless violence can have on individuals and communities. The fruit tree has specifically been requested so that any young person who is hungry can help themselves to fruit from the tree;
2. Consult with the Kauffman family and friends on the proposed plaque design for installation at the location;
3. Write to the State Government to support Ms Kauffman's petition demanding consistency in sentences to serious road crimes; and
4. Promote on its social media to raise awareness and tribute the life and the legacy of Alina Kauffman and Ernesto Salazar.

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

Councillors voted unanimously for this motion.

ITEM NO: MOU 01
SUBJECT: Mt Omei

Clr Rhodes requested Mayor Mannoun accept a Motion of Urgency in relation to Mt Omei Interim Heritage Order.

She stated it was urgent due to Mt Omei being recognised by NPWS in their own historical evaluation of the property and it found that it recognised historical, social and cultural heritage significance and the need for an Interim Heritage Order, to avoid possible demolition, sale or disposal of the site until NPWS addresses Liverpool Council's correspondence dated 12 January 2023 in accordance with Council's resolution at the December 2022 Council meeting.

In accordance with Clause 9.3 of Council's Code of Meeting Practice, Mayor Manoun, ruled the above matter as urgent and as such it was dealt with at this meeting as shown below:

Motion: **Moved:** Cllr Rhodes **Seconded:** Cllr Macnaught

That Council:

1. Impose an immediate Interim Heritage Order on the property known as Mt. Omei and as identified in the NPWS Heritage Assessment report.
2. Write to NPWS to:
 - a) inform them of the Interim Heritage Order; and
 - b) Request their response to Council's correspondence (12 January 2023) as resolved in the motion (December 2022) Council meeting.
3. Bring a report back to April Council meeting 2024 for update and possible heritage consideration.

On being put to the meeting the motion (moved by Cllr Rhodes) was declared CARRIED and the Foreshadowed motion (moved by Cllr Hadid) therefore lapsed.

Division:

Vote for: Mayor Mannoun, Clr Ammoun, Clr Green, Clr Hadid, Clr Harle, Clr Karnib and Clr Macnaught.

Vote against: Clr Goodman, Clr Hadid and Clr Harle

Foreshadowed Motion Moved: Clr Hadid Seconded: Clr Karnib

That this item be deferred.

MAYORAL MINUTES

ITEM: MAYOR 01
SUBJECT: Council Resolutions and Mayoral Minutes
REPORT OF: Mayor Mannoun

Fifteenth Avenue is the spine road that connects Liverpool CBD to the new Badgerys Creek Airport. The majority of the road runs through Austral, which is Liverpool's fastest growing suburb and absorbs population growth with an expected extra 30,000 homes to be built. At peak hours the traffic backs up over 3km.

It is also one of only 2 roads that lead out of Middleton Grange, which results in extreme traffic delays for Middleton Grange residents every day. It takes residents 40 minutes to travel 300m.

Coupled with the rapidly increasing growth of the Camden and Campbelltown LGAs, traffic flows from 3 directions into a standstill at Cowpasture Road which also requires a significant upgrade to allow for the traffic flow for now and into the future. Cowpasture Road as a minimum needs to be upgraded from Fifteenth Avenue to the M7.

Federal Government sets the immigration policies, State Government sets the housing policies and Council is left to clean up the mess.

We have a signed agreement with the Federal and State Government that they will fund Fifteenth Avenue and have it built when the Airport is opened as part of the City Deal, which appears to have been forgotten. This commitment was a condition of Council's support for the airport as our residents do not deserve to live in a traffic jam caused by the Airport.

We acknowledge that \$50m has been provided for Fifteenth Avenue, however that makes up 10% of the cost of the required Fifteenth Avenue works. Council needs to make it a priority to advocate for the residents of Liverpool who will ultimately benefit from the proposed upgrade.

RECOMMENDATION:

That Council:

1. Conducts a campaign and continues to lobby the NSW Government for the upgrading of Fifteenth Avenue and Cowpasture Road;
2. Conducts a petition of the residents with respect to the need for the upgrade;
3. Directs the CEO to appoint a person to oversee the campaign, lobbying, advocacy and petition in Council; and
4. Allocates \$100,000 from general funds for this purpose.

COUNCIL DECISION**Motion:** **Moved: Mayor Mannoun**

That:

1. Council conducts a campaign and continues to lobby the NSW Government for the upgrading of Fifteenth Avenue and Cowpasture Road;
2. Council conducts a petition of the residents with respect to the need for the upgrade;
3. Council directs the CEO to appoint a person to oversee the campaign, lobbying, advocacy and petition in Council;
4. Council allocates \$100,000 from general funds for this purpose;
5. Items from points 3 and 4 to also lobby for housing commission homes in Liverpool LGA to be upgraded and fast train services from Liverpool as previously adopted by this Council; and
6. Council notes that the State Government is spending \$300,000,000 to upgrade Penrith Stadium which will only add 2,500 extra seats and notes that this money would be best used to upgrade Fifteenth Avenue and Cowpasture Road.

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

Division called:

Vote for: Mayor Mannoun, Clr Ammoun, Clr Goodman, Clr Hadid, Clr Harle, Clr Karnib, Clr Macnaught and Clr Rhodes.

Vote against: Clr Green and Clr Kaliyanda.

MAYORAL MINUTE**ITEM:** MAYOR 02**SUBJECT:** Liverpool City Council Streetscape Policy**REPORT OF:** Mayor Mannoun**COUNCIL DECISION:****Motion:** **Moved: Mayor Mannoun**

That:

1. Council create a policy that states that footpaths in the city centre are reconstructed as per council's streetscape, paving, and domain master plan policy only when the subject site is demolished and built;
2. Development applications for change of use or fit outs are not subject to the imposition of repaving and footpath works noting the significant cost of such a condition has;
3. Council have the policy brought back to the March 2024 Council meeting; and
4. Council consider in the proposed Policy the opportunity for a special funding arrangement where a percentage of each development and/or DA contribution is allocated to the Policy for program execution.

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

Motion: **Moved: Cllr Macnaught** **Seconded: Cllr Harle**

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

Councillors voted unanimously for this motion.

ITEM NO: PLAN 03
FILE NO: 013537.2024
SUBJECT: Conservation Zones Study and Draft Planning Proposal for additional
 Conservation Zone Land under the Liverpool Local Environmental Plan 2008

COUNCIL DECISION

Motion: **Moved: Cllr Macnaught** **Seconded: Cllr Ammoun**

That Council:

1. Notes the outcomes of the initial public exhibition period and Liverpool Local Planning Panel;
2. Endorse the Final Conservation Zones Study with respect to the Council / State owned sites only;
3. Endorses in principle the land use zone and development standard recommendations (as revised) in the draft Planning Proposal for the Council / State owned sites only .
4. Does not endorse any changes to the zoning on the privately owned properties.
5. Incorporate the land use zone and development standard recommendations outlined in Points 2 and 3 into the Principal Planning Proposal for a new Liverpool Local Environmental Plan;
6. Subject to a Gateway determination, undertake public exhibition and community consultation in accordance with the conditions of the Gateway determination and the Liverpool Community Participation Plan 2022;
7. Receives a further report on the outcomes of the public exhibition period; and
8. Delegate to the CEO (or delegate) to amend the draft Planning Proposal and attachments for any typographical and other minor errors / amendments if required.

On being put to the meeting the motion (moved by Deputy Mayor Macnaught) was declared CARRIED and the Foreshadowed motion (moved by Cllr Rhodes) therefore lapsed.

Vote for: Mayor Mannoun, Cllr Ammoun, Cllr Goodman, Cllr Hadid, Cllr Harle, Cllr Karnib and Cllr Macnaught

Vote against: Cllr Green, Cllr Kaliyanda and Cllr Rhodes

Foreshadowed motion: Moved Cllr Rhodes Seconded: Cllr Green

That the recommendation be adopted.

RECESS

Mayor Mannoun called a recess of meeting at 4.05pm

RESUMPTION OF MEETING

Mayor Mannoun resumed the meeting in open session at 4.32pm with all Councillors present.

The Hon John Ajaka, CEO left the Chambers at 4.33pm.

ITEM NO: PLAN 04

FILE NO: 015365.2024

SUBJECT: Lot 2 Newbridge Road, Moorebank - Issues and Options Report

COUNCIL DECISION

Motion: **Moved: Cllr Macnaught** **Seconded: Cllr Rhodes**

That Council:

1. Notes the DPHI request for additional information to be provided by Council in support of the Planning Proposal;
2. Allocates a total budget of \$100,000 (from general funds) to undertake the flooding and economic studies requested by the DPHI prior to re-seeking a Gateway determination for the Planning Proposal;
3. Forwards an updated Planning Proposal to the DPHI pursuant to Section 3.34 of the *Environmental Planning and Assessment Act 1979*, seeking a Gateway determination with a request that the Gateway determination be conditioned requiring a site-specific Development Control Plan (DCP) to be prepared and Voluntary Planning Agreement negotiated prior to public exhibition;
4. Subject to Gateway determination, undertake community consultation for the Planning Proposal in accordance with the conditions of the Gateway determination and the Liverpool Community Participation Plan 2022; and
5. Receives a further Report on the outcomes of public exhibition and community consultation.

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

The Hon John Ajaka, CEO returned to the Chambers at 4.34pm.

ITEM NO: PLAN 05

FILE NO: 038856.2024

SUBJECT: Quarterly Report - Clause 4.6 Variations to Development Standards

COUNCIL DECISION

Motion:

Moved: Cllr Harle

Seconded: Cllr Hadid

That Council receives and notes this report.

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

COUNCIL DECISION

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

ITEM NO: COM 02
FILE NO: 029565.2024
SUBJECT: Grants Donations and Community Sponsorship Report

COUNCIL DECISION

Motion: **Moved: Cllr Macnaught** **Seconded: Cllr Rhodes**

That Council:

1. Endorses the funding recommendation of **\$15,000** (GST exclusive) under the **Community Grant Program** for the following projects:

Applicant	Project	Recommended
Indian Senior Citizens Society	ISCS Program 2024	\$5,000
Association For Community Development Incorporated	Ramadan Shopping Festival	\$5,000
Iraqi Australian University Graduate Forum Incorporated	International Women's Day- Accelerating Gender Equality through Economic Empowerment	\$5,000

2. Endorses the funding recommendation of **\$11,000** (GST exclusive) under the **Matching Grant Program** for the following project:

Applicant	Project	Recommended
Preston Hornets Cricket Club	Whitlam Park Cricket Pitch Upgrade	\$11,000

3. Endorses the funding recommendation of **\$10,000** (GST exclusive) under the **Community Sponsorship Program** for the following project:

Applicant	Project	Recommended
Multicultural Festivals Australia Incorporated	Ramadan Eid Bazaar Festival	\$10,000

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

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

1. Any Councillor who wishes to attend the 2024 National General Assembly of Local Government notify the Councillor Support by 15 March 2024;
2. Any Councillor who wishes to propose motion/s to be submitted to the NGA, provide the proposed motion/s to the Councillor Support by 15 March 2024.
3. Any proposed motions will be forwarded to all Councillors for any comment / feedback prior to CEO approval and submitting to the NGA by the 29 March 2024 deadline.
4. Council resolutions resolved in the past 12 months that relate to federal motions come to a briefing session for Councillors consideration.

Chairperson

Clr Hadid left the Chambers at 5:03pm.
Clr Hadid returned to the Chambers at 5:05pm.

ITEM NO: CORP 02
FILE NO: 031090.2024
SUBJECT: Public Interest Disclosures Policy

COUNCIL DECISION

Motion: **Moved: Clr Rhodes** **Seconded: Clr Macnaught**

That Council:

1. Endorse the draft 'Public Interest Disclosures Policy' at Attachment 1 for public exhibition for a period of not less than 28 days.
2. Agree that if no submissions are received, then the publicly exhibited policy should be adopted, subject to any non-significant amendments that the CEO may authorise.
3. Agree that the Ethical Governance: Internal Reporting Policy be revoked upon adoption of the Public Interest Disclosures Policy.
4. Note that any submissions on the proposed policy will be reported to a subsequent meeting of Council.

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

Motion: **Moved: Mayor Mannoun** **Seconded: Clr Goodman**

1. Approves the identified budget variations in accordance with this report; and
2. Allocates 50K from General Funds to create a position of security and asset management for this financial year.

Chairperson

OPERATIONS REPORTS

ITEM NO: OPER 01
FILE NO: 442616.2023
SUBJECT: Temporary Asphalt Footpaths - Austral, Leppington

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun** **Seconded: Cllr Macnaught**

That Council:

1. Prepare as a new initiative in next years' budget, the allocation of \$600k for the installation of asphalt footpaths in Austral;
2. Provide a process for community members to recommend locations for footpaths in Austral;
3. Direct the CEO to immediately prepare for the work to commence in July 2024 in anticipation of the adoption 24/25 budget;
4. Thank the local member Nathan Hagarty for his letter and write to him asking him to match the funding as proposed by Council; and
5. Adopt the proposed funding of \$200k per year for the ongoing years as proposed in the original recommendation.

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

Motion: **Moved: Clr Green** **Seconded: Clr Ammoun**

1. Adopt the offset strategy of purchasing biodiversity credits from a stewardship site within the Growth Centres;
2. Authorise Director Operations to finalise an agreement with the Western Sydney Parkland Trust for the purchase of the credits;
3. Allocate funds for the purchase of the credits from the WSPT;
4. The CEO writes to the NSW Minister for planning seeking compensatory funding or another means of assistance to reduce Council's financial burden in relation to off-sets; and
5. Write to all Liverpool LGA State Members and the Minister for Planning the issue, and detail the impacts on delivery timelines, as a growth LGA.

Chairperson

Motion: **Moved: Mayor Mannoun** **Seconded: Clr Hadid**

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

Clr Harle left the meeting at 5.52pm.
 Clr Harle returned to the meeting at 5.58pm.
 Clr Hadid left the meeting at 6.04pm.
 Clr Hadid returned to the meeting at 6.06pm.

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 046791.2024
SUBJECT: Question with Notice - Clr Rhodes - How did neighbouring councils clean up their illegal drug related issues and why has Liverpool not done the same

Liverpool has long suffered the stigma of being the city of drug related issues and this is not the first time that this issue has been raised at this Council, I myself along with other Councillors have raised it many times.

The question I am asking is if other neighbouring LGAs have been successful in cleaning up their drug related issues, why can't Liverpool?

I propose possibly moving the following motion:

That Council:

- a) Include as a priority, action by Council to clean up the Liverpool CBD of its illegal drug related issues; and
- b) Direct the CEO to provide a report back to the March Council Meeting 2024, based on how neighbouring Councils addressed the drug issues that once plagued areas such as Cabramatta and how it was reportedly clean up.

Response (Provided by Community and Lifestyle)

The management of drug and alcohol-related issues in public spaces is complex and multifaced, requiring a collaborative approach across multiple government and non-government agencies. Council works closely with the statutory agencies responsible for crime prevention and health, NSW Police and NSW Health, as well as various charities and community organisations delivering awareness, support and harm minimisation programs and services to the community. Together, these agencies are working to develop strategies to build community awareness and deliver prevention initiatives which support the management of drug and alcohol related concerns. These matters are regularly discussed at the Liverpool Community Safety and Crime Prevention Advisory Committee, the Liverpool Community Drug Action Team (CDAT) and in direct consultation with community organisations, Liverpool City Police Area Command (LPAC) and SWSLHD.

Council has implemented several measures to address the immediate dangers surrounding drug and alcohol-related crime in Liverpool. This includes the implementation of Alcohol-Free Zones in various public spaces, reduced opening hours of public amenities (such as those in Bigge Park), the use of CCTV and increased security. Further, Council has employed initiatives which aim to positively activate public spaces, such as Macquarie Mall, through the delivery of events and programs which encourage greater community engagement with the spaces and increase passive observation. Critical to the success in delivering these measures would involve collective responses from all levels of government.

It is acknowledged that neighbouring councils have had some success in addressing drug and alcohol-related crime in certain localities. Should this motion be endorsed at the February meeting, Council officers will engage with colleagues at neighbouring councils to understand the initiatives undertaken to address these concerns and investigate whether similar actions would be effective in Liverpool. A report on these findings and an assessment of their potential efficacy for Liverpool will be brought to a future council meeting.

COUNCIL DECISION

Motion: **Moved: Clr Rhodes** **Seconded: Mayor Mannoun**

That Council direct the CEO to provide a report back to the April Council Meeting 2024, based on how neighbouring Councils contributed to addressing similar situations (drug and anti-social behaviour).

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

PRESENTATIONS BY COUNCILLORS

Clr Rhodes made the following presentation

Koalas in Liverpool

I present this report in support of the urgent continuing need for koala conservation in South West Sydney and outline the updated Koala observations in Liverpool and some of the identified strategies needed in our LGA to contribute to this crucial effort.

Koalas, our iconic Australian marsupials, are facing a multitude of threats to their survival, including habitat loss, climate change, disease, and bushfires.

Liverpool is home to significant koala populations, and their numbers are increasing mainly due to their habitats south of Liverpool that are increasingly fragmented and degraded due to urbanization. I was recently informed that many of the reported sightings from Wildlife organisations were not being uploaded onto the official data base, which would have shown a reported even greater increase in Liverpool Koala populations.

From the attached “Koalas in the Sydney Basin” brochure, you can see how an important a roll the Defence Lands play in the provision of Koala Habitat in Liverpool.

It also explains the increased sightings in areas of Wattle Grove, Moorebank, Holsworthy, Casula and explains why Deadman’s Creek is now recognised as the most dangerous kill zone for Koalas along Heathcote Road, as they attempt to cross into Voyager, Pleasure and Sandy point.

A recent onsite meeting with Catherine Reynolds and John Souvleris from Sutherland Shire Environment Centre, the Honourable Member for Holsworthy, Ms Tina Ayyad, Charles Wiafe, Liverpool Council Traffic Manager, Stuart Vowles from the Sandy Point Residents Association, and myself, observed the urgent need to install a wildlife fence along Heathcote Road; improve the underpass that will entice wildlife to cross the Heathcote Road in safety; and the need for traffic mitigation measures such as decreasing speed limits and installing electronic Koala warning signs.

From October 2022 to October 2023 there were 9 Koalas killed at Deadman’s Creek. The significance of this increasing number when added to Appin Road and other kill zones, is frightening when it only takes 3% of the Koala population to be killed, for all efforts to conserve the Koala’s of South West Sydney to be in actual decline.

A 2021 report detailed measures to stop Koalas accessing the Deadman’s Creek Kill zone, however 2 years later, the main recommendations including the wildlife fence have not been enacted upon.

Action is needed now, we cannot delay the erection of the Wildlife fence through the next breeding season.

We must stop the road kill and improve the sustainability of the Koala Population.

Liverpool is an ideal location to plant Koala Feeder trees in suitable areas throughout the Liverpool LGA.

There is an increasing concern about the availability of Koala Feeder trees in South West Sydney, with Koala Sanctuaries and Zoos finding it harder and harder to source Koala Feed for their animals, they are harvesting their needs from the ever decreasing number of trees available in the natural habitat.

The decrease in feeder trees in the natural habitat is under pressure not only from habitat destruction through urbanisation and bushfires, but also the growing demand for food for captive Koalas.

This emerging new threat to sustainable wild Koala habitat could be addressed through possible Liverpool Council collaboration with the Western Sydney Parklands and Department of Defence to encourage the opportunity to plant Koala trees in our open space corridors and parks.

If we are to save our Koala populations it is essential that Liverpool Council continues to work in collaboration with our neighbouring LGAs, TfNSW, The Sydney Parklands Authority, and Defence and also in collaboration with Sutherland Shire Environment Centre, Wires, Sandy Point Residents Association as well as concerned Liverpool constituents and property owners.

Koalas are not only a beloved symbol of Australia but also a keystone species whose survival is crucial for maintaining healthy ecosystems. By taking proactive measures to conserve koalas in South West Sydney, Liverpool can demonstrate its commitment to environmental stewardship and leave a lasting legacy for future generations.

SYDNEY BASIN KOALA NETWORK

KOALAS IN LIVERPOOL

Gandangara and Tharawal Lands

Fact sheet based on BIOLINK and EDO Reports

February 2023



Map of Koala Habitat and Long Standing Koala Populations in Liverpool

- LGA border
- Preferred Koala Habitat
- Long-standing koala population (3 generations)
- Loss of long-standing koala population

This is a simplified representation of maps from Biolink (2023) Sydney Basin Bioregion: Koala habitat and population assessment. For scientifically rigorous maps see the full report (Biolink 2023). Historical records maps are also at the end of this fact sheet.

Koala Persistence

Liverpool City Council LGA supports a growing koala population, largely along the Georges River, mainly in the south-east where the LGA abuts Campbelltown. The contiguous habitat between Liverpool and Campbelltown has allowed expansion from Campbelltown. The area where koalas have been found has increased in Liverpool 4 fold since 2002. The areas where koalas are persisting is also expanding.

Habitat

Over a quarter (27.60%) of the vegetation in Liverpool is Preferred Koala Habitat - that's 8,458 ha. Fertile soils along the Georges River support Preferred Koala Habitat.

Koalas in the Sydney Basin have large home ranges so they require more habitat to meet their nutritional needs than in other parts of NSW, as such, protection of this habitat is critical to their survival.

Threats

Koalas in Liverpool are increasingly vulnerable to the challenges of existing in the peri-urban interface in an area with an increasing human population. Vehicle strikes have increased since 2004, this is a serious concern as it only takes a 3% loss of koalas per year to drive population decline (1).

The relatively recent expansion of the Liverpool koala population, means there is not the longstanding scientific interest in this population. The increasing koala population necessitates planning to manage and conserve the population. Yet the local Council has no known management strategy, leaving this koala population vulnerable to habitat loss and fragmentation by urban development and other associated risks of vehicle strike and dog attack.

February 2023 fact sheet prepared from:
Biolink (2023) Sydney Basin Bioregion: Koala habitat and population assessment. Report for Total Environment Centre by Biolink Ecological Consultants.
EDO Report - Protecting koalas in the Sydney Basin Bioregion - February 2023.
Full reports can be viewed at https://www.sydneybasinkoalnetwork.org.au/policy_and_research

How the Law is Failing Koalas

Liverpool has been identified in the [NSW Koala Strategy](#) (2) as requiring **Immediate Investment** and contains an **Areas of Regional Koala Significance (ARKS)**.

- Yet **Liverpool Shire LGA** has not developed a **Comprehensive Koala Plan of Management (CKPoM)**, nor any known management strategies.
- Development of CKPoMs is voluntary and in general the CKPoM only applies to local projects approved by council and not other major projects

Although NSW has many laws and policies that aim to protect koalas and their habitat, they are not up to the job. **Planning, environment and natural resource laws continue to enable koala habitat destruction:**

- **Offsets are overused and not ecologically robust:** koala habitat continues to be destroyed through the use of offsets, which allow proponents to set aside other land or pay money into a fund in order to be able to destroy koala habitat.
- **Safeguards are failing:** Important legal safeguards aimed at safeguarding threatened species from high-impact development, are poorly implemented or underutilised.
- **Decision-making is overly discretionary:** For State Significant Projects, decision makers have significant discretion in assessing and determining proposals, meaning **development can often trump koala habitat protection in NSW**.
- **The NSW Koala Strategy has no legal weight** and is not legally enforceable. It does not address the major threat of habitat fragmentation, modification and loss by development.

Key Recommendations

Local Level: Local Council to develop a Comprehensive Koala Plan of Management (CKPoM).

State Level: NSW legislation and policy has continued to allow the decline of koalas, but there is an opportunity to create immediate impact and **halt the decline of koala populations** across the state by:

1. **Ensuring laws apply to all koala habitat** by adopting consistent, comprehensive mapping across NSW as a matter of urgency, to identify key areas for conservation.
2. **Reform state laws** to deliver certain protection and strong safeguards for koalas in all environmental, planning and land clearing legislation.

State Government to **adopt the five-point plan in the [Total Environment Centre's Sydney Basin Koala Policy](#) (3)** to halt the trajectory for koalas from endangered to extinct.

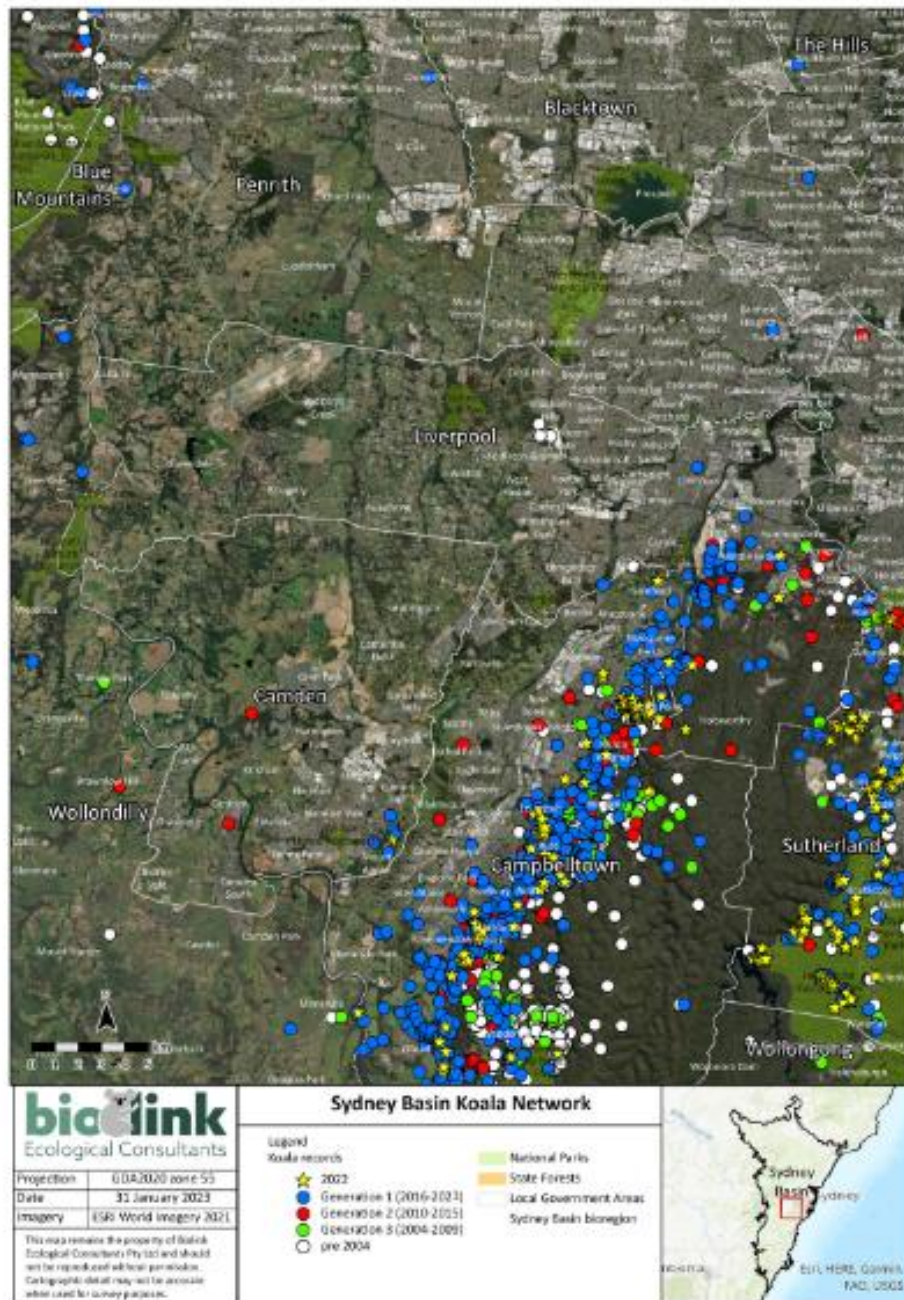
What is a Koala Generation and why is it Important?

A generation time represents the average age of reproducing adults in a population. It is broadly accepted (including by the (IUCN) that koala generation time is 6 years.

Generation 1 in this report spans 2016 to 2021 and is the most recent koala generation looked at here. The occurrence of koala sightings in the same area over three consecutive generations tells us that the population is breeding, because koalas are existing here for longer than one koala lifespan. At the time of analysis 2022 sightings did not represent a full year of data so are recorded separately on the map (pg.3).

Loss of long-standing populations is when koalas were seen over three generations before 2003 (i.e. generations 4-6 (1986 - 2003) but were not seen consecutively in the most recent three generations (2004-2021).

Liverpool Historical Koala Records



Each dot represents a recorded koala sighting. The colours indicate when the record was made, with stars and blue dots representing the most recent sightings.

February 2023 fact sheet prepared from:

Biolink. (2023). Sydney Basin Bioregion: Koala habitat and population assessment. Report for Total Environment Centre by Biolink Ecological Consultants.

EDO Report - Protecting koalas in the Sydney Basin Bioregion - February 2023.

Full reports can be viewed at https://www.sydneybasinkoalainetwork.org.au/policy_and_research

Additional References:

(1) Phillips S, Hopkins M, and Callaghan J (2007) Conserving koalas in the Cosmopolitan Koala Habitat Area—a view to the future. Report to Gold Coast City Council. Biolink Ecological Consultants, Uki, NSW.

(2) NSW Koala Strategy.

(3) Total Environment Centre's Sydney Basin Koala Bioregion.

ITEM NO: CONF 02
FILE NO: 256464.2023
SUBJECT: Acquisition of a Drainage Easement from 275 Fifteenth Avenue, Austral, for Basin 29 Austral

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Ammoun**

That Council:

1. Directs the CEO and/or his delegates to continue to negotiate with landowner of 275 Fifteenth Avenue, Austral in an attempt to acquire the necessary drainage easements by negotiation within the statutory periods outlined in the Land Acquisition (Just Terms Compensation) Act 1991;
2. Delegates authority to, and directs the CEO and/or his delegates, in the event agreement cannot be reached, to proceed with all necessary steps to give effect to the compulsory acquisition of the property for drainage purposes;
3. Delegates authority to, and directs the CEO and/or his delegates to proceed with making the necessary application to the Minister for Local Government and the Governor in accordance with Section 187(2) of the *Local Government Act* 1993 to obtain approval to give an acquisition notice and commence compulsory acquisition of part of 275 Fifteenth Avenue, Austral in accordance with the Land Acquisition (Just Terms Compensation) Act 1991;
4. Delegates authority to the CEO and/or his delegates to negotiate with the landowner, to acquire the drainage easements, up to the amount contained in this confidential report, without having to submit a further report to Council for approval;
5. Keeps confidential the information contained in 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
6. Authorises the CEO or delegate to execute all documents necessary to give effect to these resolutions.

On being to the meeting the motion was declared CARRIED.

Motion: **Moved: Clr Hadid** **Seconded: Clr Ammoun**

1. Purchases Lot 17 in Plan of Acquisition DP 1291309, 135 Kurrajong Road Prestons for the price and terms as outlined in this report;
2. Upon settlement classifies Lot 17 in Plan of Acquisition DP 1291309 as “Operational Land” to allow dedication as public road;
3. Upon acquisition, dedicates Lot 17 in Plan of Acquisition DP 1291309 as Public Road pursuant to Section 10 of the Roads Act 1993 and proceed with lodgement of a Request document at Land Registry Services to formally dedicate the land as public road;
4. 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 Council is conducting (or proposes to conduct) business; and
5. Authorises the CEO or delegate to execute all documents necessary to give effect to these resolutions.

Chairperson

ITEM NO: CONF 04
FILE NO: 038418.2024
SUBJECT: Legal Affairs Report

This item was dealt with later in the meeting.

ITEM NO: CONF 05
FILE NO: 036447.2024
SUBJECT: WSIG – Extension of Contractor (Maran)

This item was dealt with later in the meeting.

ITEM NO: CONF 06
FILE NO: 025568.2024
SUBJECT: WT3231 - Macquarie Street (Mid-block) Streetscape Improvements

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Ammoun**

That Council:

1. Accept the Tender from Convil Group Pty Ltd for Stage 1 and Stage 2, Tender WT3231 - Macquarie Street (mid-block) Streetscape Improvements for 12-month contract term at the price of \$3,721,087.43 GST inclusive.
2. Makes public its decision regarding tender WT3231 - Macquarie Street (mid-block) Streetscape Improvements.
3. Notes that the Chief Executive Officer will finalise all details and execute the contract under delegated authority.
4. This report has been brought to Council because the Chief Executive Officer's instrument of delegation, approved by Council in accordance with the current provisions of section 377 of the Local Government Act 1993, only permits the Chief Executive Officer to approve (and not to reject) tenders up to a value of \$2 million.
5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

On being to the meeting the motion was declared CARRIED.

Motion: **Moved: Clr Hadid** **Seconded: Clr Ammoun**

1. Receives and notes the Minutes of the Project Control Advisory Committee meeting held on 13 February 2024; and
2. Endorse the recommendations in the Minutes.

Chairperson

ITEM NO: CONF 08
FILE NO: 393991.2023
SUBJECT: Receival, Processing or Disposal of Waste , Organics and Bulky Waste

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Ammoun**

That Council:

1. Accept the Tender from Cleanaway Pty Ltd for Tender ST3223 – Receival, Processing or Disposal of Waste, Organic and Bulky Waste for an initial five (5) year contract term with the option of extending an additional five (5) years at the GST inclusive price of \$40,909,620.
2. Accept the Tender from Australian Native Landscape Pty Ltd (ANL) for Tender ST3223 – Receival, Processing or Disposal of Waste, Organic and Bulky Waste for an initial five (5) year contract term with the option of extending an additional five (5) years at the GST inclusive price of \$28,945,910.
3. Accept the Tender from Bingo Industries Pty Ltd for Tender ST3223 – Receival, Processing or Disposal of Waste, Organic and Bulky Waste for an initial five (5) year contract term with the option of extending an additional five (5) years at the GST inclusive price of \$6,386,370.
4. Makes public its decision regarding Tender ST3223 – Receival, Processing or Disposal of Waste, Organic and Bulky Waste.
5. Notes that the Chief Executive Officer will finalise all details and execute the Contracts under delegated authority following publication of draft Minutes on Council website for the tender.
6. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

On being to the meeting the motion was declared CARRIED.

Motion: **Moved:** Clr Harle **Seconded:** Clr Ammoun

1. Notes that a Recognised Contractor Listing for Project Management Services is currently in progress and will be able to be utilised for the purposes of work under the Western Sydney Infrastructure Grants Program (WSIG) once it is finalised later this year.
2. Approves, for the purposes of the tendering requirements under s.55(3)(i) of the *Local Government Act 1993*, the engagement of Maran Property Consulting Pty Limited (Maran) for up to a further 12 months as the provider of project management services for Light Horse Park and Brickmakers Creek Projects (the Projects) as a satisfactory result would not be achieved by inviting tenders because of the following extenuating circumstances:
 - a. WSIG funding for the Projects is contingent on meeting certain milestones;
 - b. Maran has been successfully delivering project management services on the Projects since May 2023;
 - c. there is currently a lack of internal resources available for major project management services; and
 - d. a gap in provision of professional management services would mean the Projects would not meet the required timeframe for the WSIG and potentially prejudice the funding.

Chairperson

THE MEETING CLOSED AT 6.17pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 27 March 2024

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 28 February 2024. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

CEO 01

Elected Officials Local Government - Long Service Awards

Strategic Objective	Visionary, Leading, Responsible Place customer satisfaction, innovation and best practice at the centre of all operations
File Ref	087008.2024
Report By	M'Leigh Brunetta - Civic & Executive Services Lead
Approved By	John Ajaka - Chief Executive Officer

EXECUTIVE SUMMARY

The Chief Executive Officer, The Hon. John Ajaka is delighted to recognise the Long Service Award of elected Councillors who have achieved a significant service milestone for their service to the City of Liverpool.

Councillors are thanked for their extensive community service, and valued contribution to enhance the Liverpool community, and service to the people of Liverpool.

Today they are acknowledged with a Local Government NSW long service award for this achievement.

- **Councillor Ali Karnib:** 20 years of Service in Local Government
(Certificate of Appreciation, LG medal and pin)
- **Councillor Mazhar Hadid:** 15 years of Service in Local Government
(Certificate of Appreciation, Local Government NSW)
- **Councillor Peter Harle:** 15 years of Service in Local Government
(Certificate of Appreciation, Local Government NSW)
- **Councillor Ned Manoun, Mayor:** 10 years of Service in Local Government
(Certificate of Appreciation, Local Government NSW)

RECOMMENDATION

That Council congratulates elected members for the Long Service achievement and notes this report.

ATTACHMENTS

Nil

PLAN 01**Street Naming - Prestons**

Strategic Objective	Liveable, Sustainable, Resilient Deliver effective and efficient planning and high-quality design to provide best outcomes for a growing city
File Ref	049743.2024
Report By	Danielle Hijazi - Strategic Planner
Approved By	Mark Hannan - Acting Director Planning & Compliance

EXECUTIVE SUMMARY

This report seeks Council endorsement to proceed with a street naming request to name two new streets being created as a result of an approved subdivision in Prestons.

The Street naming theme in Prestons is South Coast NSW towns and the proposed names are Hyams Street and Bemboka Street, Prestons.

The proposed names have been assessed using Council's Naming Convention Policy and have been granted pre-approval by the NSW Geographical Names Board (GNB).

RECOMMENDATION

That Council:

1. Supports the proposed Street names "Hyams" Street and "Bemboka" Street, Prestons;
2. Forwards the names to the Geographical Names Board, seeking formal approval;
3. Publicly exhibits the names in accordance with Council's Naming Convention Policy, for a period of 28 days, following formal approval from the GNB; and
4. Authorises the Chief Executive Officer to undertake the process of gazettal, if there are no objections received during public exhibition.

REPORT

A Street naming proposal was received in February 2024, to name two new roads as a result of an approved subdivision, created off Braidwood Drive, Prestons.

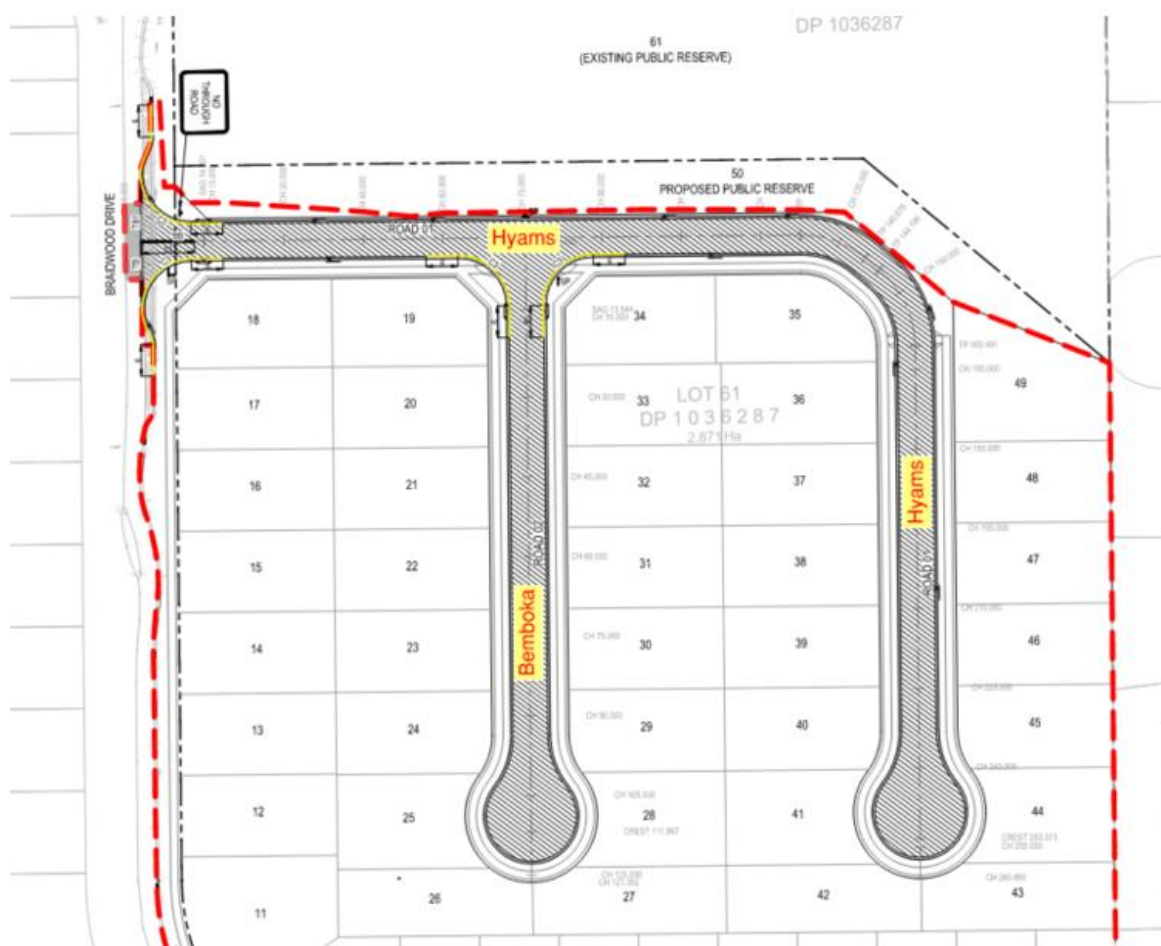


Figure 1: Subdivision plan showing location of proposed two new roads “Hyams and Bemboka Street”

The Street naming theme for the locality is South Coast NSW towns and the proposed Street names “Hyams” and “Bemboka” have been assessed using Council’s Naming Convention Policy and the Geographical Names Board has granted pre-approval.

Hyams Street

Hyams Beach is a seaside town located on the South Coast of NSW. Hyams beach is a popular tourist destination for NSW and is featured in many tourism NSW advertisements to attract visitors to the area.

Whilst the name Hyams does not have an Aboriginal origin it is consistent with the naming theme for Prestons and ensures a unified theme is continued for the locality.

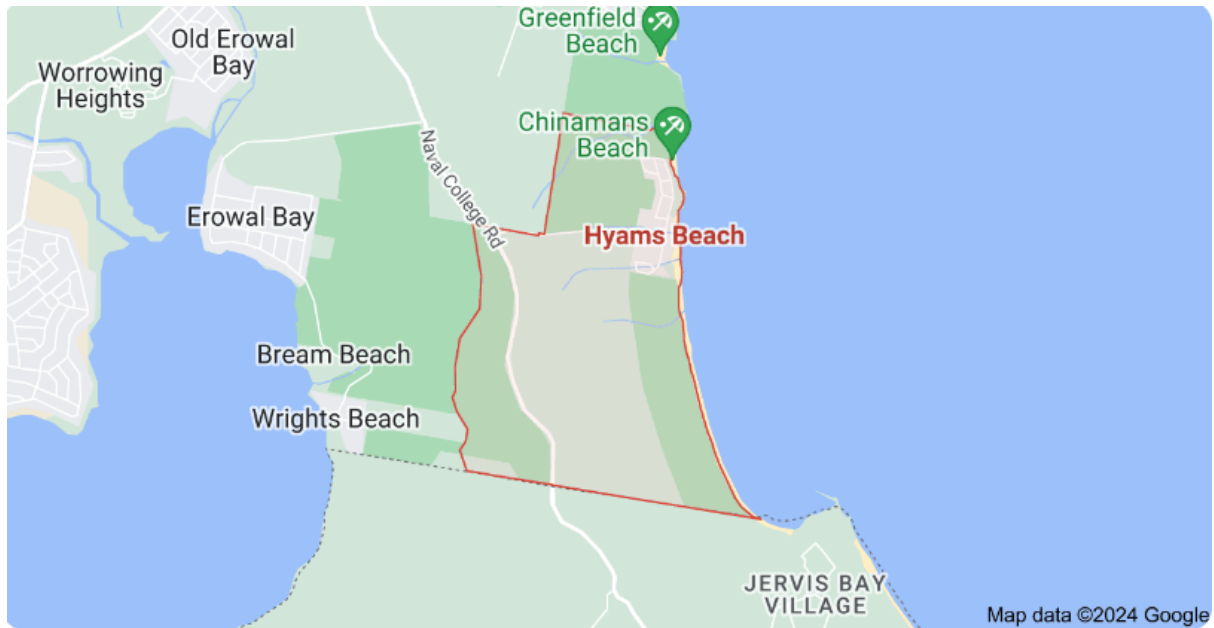


Figure 2: Location of suburb Hyams Beach NSW (source: google maps)

Bemboka Street

Bemboka is also a town near the NSW South Coast. The original inhabitants of Bemboka were a group of Aboriginal people of the Yuin tribe. The meaning of the name Bemboka (originally Benbooka) is thought to mean "High Peak" and originates from the Dhurga language.



Figure 3: Location of suburb Bemboka (source: google maps)

Whilst the name Bemboka does not represent a direct association with the Aboriginal heritage of Liverpool, the proposed names serve as a tribute to the indigenous history of New South Wales. Furthermore, both proposed names ensure a unified theme is continued for the locality.

Next Steps

If supported by Council, Hyams and Bemboka Street will be placed on public exhibition for 28 days. If no objections are received, the naming requests will be forwarded to the GNB for formal approval and gazettal. Council officers will consider all submissions during the public notification period. The following three potential scenarios are likely to arise:

No objections received

The name will be forwarded to the GNB for formal approval and gazettal to the NSW Parliamentary Counsel's Office (PCO) under the delegation of the Chief Executive Officer (or delegate). Relevant stakeholders such as Australia Post, NSW Ambulance, Fire and Rescue NSW, NSW Rural Fire Service, NSW State Emergency Service, NSW Volunteer Rescue Association, Transport for NSW and the NSW Police Force, will be notified.

Objections from the relevant agencies

Council will not proceed with the naming request. A report to Council will be prepared for the next available meeting outlining the reason for rejection.

Objections received from the community

If there is community objection, or reason to reconsider the proposed name, a report will be prepared for the next available Council meeting recommending withdrawal of the naming request.

FINANCIAL IMPLICATIONS

There are no financial implications relating to this recommendation.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	Preserve and maintain heritage, both landscape and cultural as urban development takes place.
Civic Leadership	There are no civic leadership and governance considerations.
Legislative	Roads Act 1993. Roads Regulation 1998. Pursuant to section 162 of the Roads Act, Council may name and number all public roads for which it is the roads authority. Council

	<p>may only name a road if it has given the Geographical Names Board at least one month's notice of the proposed name.</p> <p>Regulation 7(Roads Act) prescribes a procedure for naming roads, requiring prior publication of a proposal, notification of relevant parties and consideration of submissions. If a relevant party objects, Council may not proceed with the proposal without ministerial approval.</p>
Risk	<p>The risk is deemed to be Low.</p> <p>There is a low risk that a delay in finalising new names for this subdivision will delay the delivery of housing. The risk is considered within Council's risk appetite based on the recommendations within the report.</p>

ATTACHMENTS

Nil

PLAN 02	Draft Regional Affordable Housing Contribution Scheme
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Strategic Objective	Healthy, Inclusive, Engaging Support an inclusive community by fostering access and equity for all
File Ref	051310.2024
Report By	Brianna Van Zyl - Senior Strategic Planner
Approved By	Mark Hannan - Acting Director Planning & Compliance

EXECUTIVE SUMMARY

The Western Sydney Planning Partnership (WSPP), in partnership with representatives from participating Councils including Liverpool, has prepared a draft Western Sydney Regional Housing Strategy and Contribution Scheme (the draft Scheme) (**Attachment 3**). This Scheme intends to apply a regional approach to address long-term affordable rental housing in Western Sydney.

The draft Scheme will allow affordable housing contributions to be levied as a Condition of Consent for certain Development Applications to contribute to new affordable rental housing. This housing will be required to be provided in perpetuity and rented below market value, for very low-, low- and moderate-income households in Western Sydney. Affordable rental housing (produced through this scheme) is different to social housing, as the housing produced through this scheme will be rented on the private market, at a lower rate. In contrast, social housing is only available through application to Homes NSW.

To be eligible for the affordable housing produced through this scheme, the household must earn less than \$1,455 per week. This is further detailed in **Attachment 2**.

The contribution has been set at a lower rate than proposed in the Western City District Plan (March 2018), which recommended the rates of 5-10% of all new residential floor space to be for affordable rental housing.

The draft Scheme also includes a three-year introduction with the contribution not coming into effect until March 2027. This market signalling has been proposed by WSPP to ensure that the contribution does not impact current development and does not have an economic impact on the feasibility of future development.

Specifically, the draft Scheme will require affordable housing contributions for residential subdivisions and residential development (with a wide range of exemptions), which will be

calculated at 1.5% of the total floor space or developable area, with a reduced rate of 0.3% for major non-residential development (being monetised into a contribution).

At its Ordinary Meeting of Council on the 13 December 2023, the draft Scheme was deferred for a workshop, with Questions Taken on Notice. Formal responses to the received Questions Taken on Notice were subsequently presented to Council at the Governance Committee on 13 February 2024.

This Report seeks formal endorsement to publicly exhibit the draft Scheme for a minimum of 28 days to allow for stakeholder and community feedback to be collected on the proposal. In addition, the Report also outlines potential amendments Council could make to the draft Scheme to ensure it best aligns with Councils priorities.

If Council agrees for the draft Scheme to be placed on public exhibition, this will occur in Q2 2024 in accordance with Council's Community Participation Plan (CPP). Any submissions and feedback will be considered and reported to Council, allowing Council to consider whether to endorse the application of the draft Scheme for the Liverpool Local Government Area (LGA).

If supported following public exhibition, the draft Scheme would come into effect in March 2027, unless individual Councils decide to delay the implementation further.

Attachment 1 comprises the Report referred to the Ordinary Meeting of Council on 13 December 2023 for consideration and details on:

- the requirement for all Councils in Greater Sydney to prepare an Affordable Housing Contributions Scheme;
- the proposed Draft Regional Affordable Housing Contribution Scheme developed by WSPP in partnership with representatives from participating Councils including Liverpool; and
- The draft Economic Testing Study (prepared by HillPDA Consulting), and the Draft Regional Affordable Housing Contribution Scheme Distribution Plan.

Attachment 2 comprises the Report tabled at the Governance Committee on 13 February 2024 and includes responses to the Questions Taken on Notice.

RECOMMENDATION

That Council:

1. Notes this Report, the draft Western Sydney Affordable Housing Contribution Scheme prepared by the Western Sydney Planning Partnership, and the response to the Questions on Notice.
2. Endorses the draft Scheme and supporting attachments to be placed on public exhibition for a minimum of 28 days as per Council's Community Participation Plan.
3. Receives a further Report on the outcome of public exhibition and community consultation.

REPORT

Background

The draft Western Sydney Regional Affordable Housing Contribution Scheme (the draft Scheme) was tabled at the Ordinary Meeting of Council on 13 December 2023. The draft Scheme was prepared by the Western Sydney Planning Partnership (WSPP), in partnership with representatives from participating Councils including Liverpool.

The Report outlined the details of the draft Scheme and Council resolved the following:

That:

1. *Council notes this report and the draft Western Sydney Regional Affordable Housing Contribution Scheme prepared through the Western Sydney Planning Partnership.*
2. *Council defers the draft Western Sydney Regional Affordable Housing Contribution Scheme and associated attachments to a workshop so Councillors can consider the scheme in detail*
3. *Clr Rhodes and Deputy Mayor Macnaught send their questions with notice to Council staff, and they are to be answered before the workshop.*
4. *Mayor Mannoun's question on "what the quantifiable definition of affordable housing is? What dollar figure constitutes affordable housing" also be answered before the workshop."*

Formal responses to the received Questions Taken on Notice were subsequently presented to Council at the Governance Committee on 13 February 2024. During the Committee Meeting, the Councillors raised a number of issues with the draft Scheme. These issues are formally responded to below.

Sub-Regional Contributions Pooling

The draft Scheme and Distribution Plan proposes sub-regional pooling of contributions, with Fairfield and Liverpool LGAs being grouped together. The aim for the pooling approach is to increase the scale of contribution available to affordable housing providers. The specifics around the potential pooling of contributions have been detailed in **Attachments 1, 2 and 3**.

The sub-regional pooling of funds was recommended as it provides more flexibility and scale for housing providers to commence projects, as well as enables larger housing providers to be involved. Furthermore, the sub-regional pooling of funds also reduces the administrative and cost burden for each individual Council and Homes NSW in managing the commissioning process for affordable housing, thus avoiding duplication of effort.

Should Council wish to pursue a Liverpool-specific fund rather than a pooled approach with an adjacent LGA, the draft Scheme provides the flexibility for this approach. This would ensure contributions collected in Liverpool are subsequently utilised in Liverpool only for affordable housing initiatives.

Dual Occupancy and Secondary Dwellings

The draft Scheme proposed a number of types of development that are exempt from paying the contribution, and this is a key area for which consultation feedback is being sought from the community. One such exemption is for replacement dwellings (i.e. knock-down rebuilds).

Whilst the draft Scheme currently applies contributions to secondary dwellings and dual occupancy development, there is scope to amend the Scheme to expand the types of development exempt from contributions.

Scheme Implementation Timeframe

The draft Scheme is proposed to commence in March 2027. This three-year delay in implementation was recommended by HillPDA Consulting in their economic testing to allow existing land to go through the Development Application process, and new acquisitions to consider the impact of affordable housing, with residual land values adjusting over this period.

There is however scope to extend the timeframe for Scheme commencement should individual Councils require additional time for implementation.

Understanding the Scheme in the context of the NSW Government's Housing Reform

The draft Scheme is an initiative of the nine Councils of the WSPP and is intended to reduce the burden on Local Government to prepare and administer their own Affordable Housing

Scheme (as all Sydney Councils are required to develop a scheme as part of the assurance process for Local Housing Strategies).

The draft Scheme proposed by the WSPP seeks to progress a low-rate scheme which is more suited to Western Sydney than the higher percentage-schemes being adopted by Councils elsewhere in Sydney (and the District Plan target of 5-10%). Council may choose whether to be a part of this regional scheme approach, or whether to prepare its own scheme, albeit with substantial time and cost implications.

The draft Scheme would apply the contribution to facilitate the provision of affordable rental housing, provided in perpetuity and managed by not-for-profit providers (including the community housing sector) to specifically target lower income households who are in moderate and severe housing-related financial stress from high rents and lack of security. In Western Sydney, this approximately represents over 82,700 households and 16.3% of all households.

Recent amendments by the NSW Government to the Housing SEPP includes reforms to encourage the private sector to build more affordable housing through increasing the existing height and FSR bonuses available to a Proponent if they offer a 10-15% affordable housing component to their respective development proposal. This bonus scheme only applies to Residential Flat Buildings (RFBs) and shop-top housing, whereas the predominant housing form in Western Sydney is single dwelling houses. Additionally, the affordable housing provided under the bonus scheme is only required to remain affordable for 15 years, after which time it returns to private market housing.

The proposed WSPP-developed Scheme would:

- complement housing reforms being progressed by the NSW Government;
- enable more 'in perpetuity' affordable housing to be delivered in Western Sydney; and
- contribute to addressing the housing crisis in a region where almost 1 in 6 households are experiencing moderate and severe housing-related financial stress.

Next Steps

Endorsing the exhibition of the draft Scheme does not commit Council to the adoption of the contribution scheme. The draft Scheme will need to be adopted by each Council and enacted via the LEP for it to come into effect in the Liverpool LGA.

After completion of the public exhibition, a Report would subsequently be tabled to Council outlining the submissions received and any proposed changes to the draft Scheme. Furthermore, there is also scope for Council to amend the parameters of the Scheme prior to public exhibition if required.

WSPP is working with the Department of Planning, Housing and Infrastructure (DPHI) to finalise the statutory implementation mechanism for all Councils who agree to adopt the Scheme. This is likely to occur through a process whereby the DPHI will prepare an amending SEPP to amend all LEPs at the same time, saving Councils the substantial effort involved in preparing a Planning Proposal and LEP amendment.

Further details of this statutory implementation process would be confirmed in a Report to Council following the public exhibition of the draft Scheme.

FINANCIAL IMPLICATIONS

There are no financial implications relating to this recommendation.

CONSIDERATIONS

Economic	Facilitate economic development.
Environment	There are no environmental and sustainability considerations.
Social	Regulate for a mix of housing types that responds to different population groups such as young families and older people. Support community organisations, groups and volunteers to deliver coordinated services to the community.
Civic Leadership	Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct.
Legislative	Division 7.2 Affordable Housing Contributions, within Environmental Planning and Assessment Act 1979.
Risk	The risk is deemed to be Medium. If Council does not proceed with the draft Scheme, Council may be required to invest substantive resources in development individual schemes to meet DPE assurance requirements.

ATTACHMENTS

1. Attachment 1: Council Report Affordable Housing Contribution Scheme- Wednesday, 13 December 2023 (Under separate cover)
2. Attachment 2: Council Governance Report Affordable Housing Contribution Scheme - Tuesday, 13 February 2024 (Under separate cover)
3. Attachment 3: Draft Regional Affordable Housing Scheme (Under separate cover)
4. Attachment 4: Correspondence on LHS Assurance Requirements (Under separate cover)
5. Attachment 5: Draft Economic testing HillPDA (Under separate cover)
6. Attachment 6: Draft RAHCS Distribution Plan (Under separate cover)

PLAN 03**Council Submission to DPHI - Low and Mid-Rise Housing Reforms**

Strategic Objective	Evolving, Prosperous, Innovative Implement planning controls and best practice urban design to create high-quality, inclusive urban environments
File Ref	060159.2024
Report By	Lamiokor Wellington - Assistant Strategic Planner
Approved By	Mark Hannan - Acting Director Planning & Compliance

EXECUTIVE SUMMARY

In December 2023, the Department of Planning, Housing and Infrastructure (DPHI) released an Explanation of Intended Effects (EIE) titled 'Changes to create low and mid-rise housing' for public exhibition. The public exhibition occurred from 15 December 2023 to 23 February 2024 and Council staff submitted an interim submission to the DPHI on 23 February 2024 (**Attachment 1**).

The proposed EIE (**Attachment 2**) outlines the following changes to the NSW planning framework:

- Allow dual occupancies in all R2 Low Density residential zones across NSW;
- Allow terraces, townhouses and two-storey apartments close to transport hubs and town centres in R2 Low Density residential zones across the Six Cities Region; and,
- Allow mid-rise apartment blocks (3 to 6 storeys) close to transport hubs and town centres in R3 Medium Density zones across the Six Cities Region.

Following release of the EIE, Council also wrote to the NSW Minister for Planning and Public Spaces, Paul Scully MP, on 21 December 2023, stressing that Council is committed to facilitating delivery of greater medium density housing across the Liverpool LGA to increase housing supply and address affordability. A copy of the letter is provided in **Attachment 3** and was also tabled at the Ordinary Meeting of Council on 15 December 2023

This Report seeks Council endorsement of the interim submission prepared by Council staff, and the subsequent submission of the Council-endorsed submission to the DPHI.

RECOMMENDATION

That Council:

1. Endorses the interim submission to the Department of Planning, Housing and Infrastructure regarding the Explanation of Intended Effect: Changes to create low and mid-rise housing; and
2. Forwards the endorsed submission to the Department of Planning, Housing and Infrastructure as a formal submission on the Explanation of Intended Effect: Changes to create low and mid-rise housing.

REPORT

On 15 December 2023, the Department of Planning, Housing and Infrastructure (DPHI) released an Explanation of Intended Effects (EIE) titled 'Changes to create low and mid-rise housing.'

The EIE was on public exhibition from 15 December 2023 to 23 February 2024 and Council staff submitted an interim submission to the DPHI on 23 February 2024 (**Attachment 1**).

Proposed Housing Reforms

The proposed EIE outlines the following changes to the NSW planning framework:

- Allow dual occupancies in all R2 Low Density residential zones across NSW;
- Allow terraces, townhouses and two-storey apartments close to transport hubs and town centres in R2 Low Density residential zones across the Six Cities Region; and,
- Allow mid-rise apartment blocks (3 to 6 storeys) close to transport hubs and town centres in R3 Medium Density zones across the Six Cities Region.

Please refer to Appendix A of the EIE (**Attachment 2**) for more detailed information of the proposed changes to create greater low and mid-rise housing.

Summary of Council's Interim Submission

Key highlights of the interim submission prepared by Council staff and submitted to the DPHI on 23 February 2024 include:

- Recognises the need for diverse housing options across the Liverpool LGA, stressing that Council is committed to facilitating the delivery of additional medium density housing, particularly to address affordability for homeowners and long-term renters.
- Highlights that the proposed changes undermine our existing planning framework and implementation of the Liverpool Local Housing Strategy, including a new Liverpool Local Environmental Plan through the LEP Review process. Council's planning framework has been informed by community consultation, whilst the proposed EIE undermines engagement within the plan making process.
- Emphasises that under the *Liverpool Local Environmental Plan* (LLEP 2008) and the *State Environmental Planning Policy (Precincts—Western Parkland City) 2021* (SEPP WPC 2021), the Liverpool LGA has extensive and sufficient capacity to cater for additional residential development, particularly in the Liverpool City Centre and in the R3 Medium Density Residential zone. Council's submission highlights the significant dwelling capacity Liverpool possess and our current planning controls.
- Raises concerns with the definition of 'Station and Town Centre Precincts' which will be used to determine where additional medium density housing can be proposed on R2 Low Density Residential zoned land.
- Summarises the LEP Review Project and its associated residential land investigations, review of permissible uses, research of development trends, feasibility testing and proposal of a suite of controls for the new LEP.
- Addresses each proposed permissible use and their accompanying non-refusal standards, and details Council's position and recommendations, including:

Zone	Proposed Change	Council Support (Y/N)	Submission Response
R2 Low Density Residential Zone	Permit Dual Occupancies, and introduce new non-refusal standards	No	<p>Submission does not support this change as the R2 Low Density Residential zoned land is generally located far from centres, and not suitable for increased in-fill development.</p> <p>The submission also noted that Semi-Detached Dwellings share the same built-form as Dual Occupancies, which are already permitted on lots with a minimum lot size of 300m² (thus requiring a 600m² site).</p>
R2 Low Density Residential Zone	Permit Manor Houses, Terraces and Townhouses, and introduce new non-refusal standards	No	<p>Highlights that the introduction of these uses is unlikely to have an impact in the R2 Low Density Residential zone, as R2 land is unlikely to meet the requirements of the 'Town Centre Precincts', which determines the services available for these uses to occur.</p>
R3 Medium Density Residential Zone	Permit Residential Flat Buildings, and introduce new non-refusal standards	No	<p>Submission does not support this change due to the proposed scale, specifically in relation to the Height of Building at 21m (plus potential application of bonus Affordable Housing Provisions).</p> <p>Additionally, Council has extensive R3 Medium Density Residential zoned land compared to other areas of Greater Sydney, and the LEP Review proposes revised controls which increase latent capacity up to 23,750 dwellings from 5,575 for the R3 zone in the LEP application area.</p>

- Advocates for better infrastructure delivery and adequate servicing of areas in our LGA that need it most, stressing that increased densities may further delay development due to the limitations of essential infrastructure providers such as Sydney Water, Endeavour Energy and Transport for NSW.
- Recommends that the DPHI take a more bespoke approach to housing reform that better reflects the local character of the Liverpool Local Government Area (LGA).

Next Steps

It is recommended that the interim submission is endorsed by Council. Following this, the Council-endorsed submission will be resubmitted to the DPHI as Council's formal response to the housing reforms proposed in the EIE.

FINANCIAL IMPLICATIONS

There are no financial implications relating to this recommendation.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	Regulate for a mix of housing types that responds to different population groups such as young families and older people.
Civic Leadership	Actively advocate for federal and state government support, funding and services.
Legislative	Part 3 of the <i>Environmental Planning and Assessment Act 1979</i> .
Risk	The risk is deemed to be Low. An interim submission has been made to DPHI, however an endorsed response from Council will have greater weight in the consideration of matters raised in the submission.

ATTACHMENTS

1. LCC Interim Submission to DPHI - Explanation of Intended Effect - Changes to create low and mid-rise housing (Under separate cover)
2. Explanation of Intended Effect - Changes to create low and mid-rise housing - December 2023 (Under separate cover)
3. Response Letter to the Hon. Paul Scully MP - 21 December 2023 (Under separate cover)

PLAN 04**Bradfield City Centre Masterplan Submission**

Strategic Objective	Evolving, Prosperous, Innovative Implement planning controls and best practice urban design to create high-quality, inclusive urban environments
File Ref	062291.2024
Report By	Kweku Aikins - Senior Strategic Planner
Approved By	Mark Hannan - Acting Director Planning & Compliance

EXECUTIVE SUMMARY

The Department of Planning, Housing and Industry (DPHI) exhibited the draft Bradfield City Centre Master Plan prepared by the Western Parkland City Authority (the Proponent) between 5 February and 4 March 2024. The Master Plan was developed as part of the Technical Assurance Panel (TAP) process administered by the DPHI. The TAP concluded in August 2023 with the Master Plan seeking changes to the:

- State Environmental Planning Policy (Precincts – Western Parkland City) 2021;
- Western Sydney Aerotropolis Precinct Plan; and
- Western Sydney Aerotropolis Development Control Plan (DCP) – Phase 2.

Council staff have reviewed the draft Master Plan and are seeking endorsement of interim comments (**Attachment 1**), which will be sent as a late submission to DPHI.

RECOMMENDATION

That Council:

1. Notes the interim submission to the Department of Planning, Housing and Infrastructure (DPHI) regarding the Bradfield City Centre Master Plan.
2. Forward the interim submission to DPHI as a formal submission on the Bradfield City Centre Master Plan.

REPORT

Background

In 2022, the Department of Planning, Housing and Infrastructure (DPHI) commenced the master planning process for Bradfield. The Master Plan aim to:

- Apply place-based development guidance to sites that are of strategic importance to the Aerotropolis due to size or catalytic potential,
- Provide a mechanism to amend the Precinct Plan while remaining generally consistent with the principles of the Aerotropolis planning framework, and
- Create a complying development pathway for nominated development in large-scale.

The planning process was overseen by a technical assurance panel (TAP) which was responsible for working with the proponent to oversee and advise on the preparation of the draft master plan. The TAP was made up of representatives from council and government agencies to identify and resolve key issues early in the planning process. The TAP process concluded in August 2023 before the DPHI exhibited the Bradfield City Centre Master Plan from 5 February 2024 to 4 March 2024.

Proposed Master Plan

The following key changes are proposed as part of the Master Plan:

- Inclusion of a design excellence strategy
- Inclusion of exempt and complying development provisions
- Amendments to the following:
 - State Environmental Planning Policy (Precincts – Western Parkland City) 2021
 - Chapter 4, Part 4.6, Division 2 Exempt development
 - Land Reservation Acquisition Map – Sheet LRA_001.
 - Western Sydney Aerotropolis Precinct Plan
 - Land Use and Structure Plan
 - Blue – Green Infrastructure Framework
 - Total Water Cycle Management
 - Transport Network
 - Active Transport Network
 - Street Hierarchy Map
 - Western Sydney Aerotropolis Development Control Plan - Phase 2
 - Inclusion of site-specific development controls for height of buildings, floorspace distribution, street layout, street wall height and setbacks

Please refer to sections 10 and 11 of the Planning Report (**Attachment 2**) for more detailed information of the proposed changes under the Master Plan.

Summary of Council's Submission

Council submitted an interim submission on 28 February 2024. Council's submission raised the following key concerns:

- There is a need for all of government coordination of the design, delivery and maintenance of infrastructure. DPHI is encouraged to take the lead as the key planning agency to enable development that is in accordance with the planning framework.
- The Master Plan must include sufficient detail in relation to development contribution considerations, noting that the contributions plan has not been finalised for the Western Sydney Aerotropolis. In the absence of an adopted contributions plan for the Aerotropolis, negotiating a planning agreement is the only available option for securing funds for the delivery of local infrastructure.
- Neither the housing strategy nor the Master Plan has set any benchmark for delivery of affordable housing. It is recommended that clear targets are set with planned incentives for achieving this goal.
- the Master Plan seeks to amend the Precinct Plan to delete sites reserved for 'education' and 'special infrastructure' to promote future flexibility in relation to location. It is recommended that any sites specified for schools, recreation and key social infrastructure are retained.
- The Master Plan does not propose permanent development in the existing 60m wide Special Purposes 2 (SP2) Infrastructure Zone corridor. However, the transport infrastructure corridor splits the Aerotropolis core into two and concerns are raised regarding the SP2 zone's impact on the precinct's connectivity. Particularly, it is unclear as to how the rail corridor impacts on the proposed active transport network, as the corridor cuts several pedestrian priority lanes (shared zone or car-free lanes) and safe cycling streets.
- Bradfield Centre is likely to compete with the Liverpool City Centre, which is already planned for substantial urban renewal, residential and commercial growth. The Liverpool City Centre currently has close to 100,000sqm of commercial floor space that is yet to be realised. It is requested that the Master Plan appropriately considers the hierarchy of existing strategic centres in Penrith and Liverpool and seeks to complement rather than compete.

Next Steps

It is recommended that the interim submission is endorsed by Council. Following this, it will be resubmitted to DPHI as Council's formal submission to the Master Plan.

FINANCIAL IMPLICATIONS

There are no financial implications directly relating to this recommendation. It should be noted that funding for local infrastructure is a key element of the Bradfield that is yet to be resolved. However, commitments have been made by the Western Parkland City Authority to work with Council on ensuring effective delivery of local infrastructure in Bradfield.

CONSIDERATIONS

Economic	<p>Further develop a commercial centre that accommodates a variety of employment opportunities.</p> <p>Deliver and maintain a range of transport related infrastructure such as footpaths, bus shelters and bikeways.</p> <p>Enhance the environmental performance of buildings and homes.</p> <p>Deliver a high quality local road system including provision and maintenance of infrastructure and management of traffic issues.</p> <p>Facilitate economic development.</p> <p>Facilitate the development of new tourism based on local attractions, culture and creative industries.</p>
Environment	<p>Manage the environmental health of waterways.</p> <p>Manage air, water, noise and chemical pollution.</p> <p>Enhance the environmental performance of buildings and homes.</p> <p>Protect, enhance and maintain areas of endangered ecological communities and high quality bushland as part of an attractive mix of land uses.</p> <p>Raise community awareness and support action in relation to environmental issues.</p> <p>Promote an integrated and user friendly public transport service.</p> <p>Support the delivery of a range of transport options.</p>

Social	<p>Preserve and maintain heritage, both landscape and cultural as urban development takes place.</p> <p>Regulate for a mix of housing types that responds to different population groups such as young families and older people.</p>
Civic Leadership	<p>Actively advocate for federal and state government support, funding and services.</p>
Legislative	<p>Part 3 of the <i>Environmental Planning and Assessment Act 1979</i>.</p>
Risk	<p>The risk is deemed to be Low. An interim submission has been made to DPHI, however an endorsed response from Council will have greater weight in the consideration of matters raised in the submission. Given the recommendation of the report, the risk is considered within Council's appetite.</p>

ATTACHMENTS

1. Interim Submission - Bradfield City Centre Master Plan (Under separate cover)
2. Planning Report (Under separate cover)

PLAN 05

Draft Principal Planning Proposal to establish a new Liverpool Local Environmental Plan

Strategic Objective	Liveable, Sustainable, Resilient Deliver effective and efficient planning and high-quality design to provide best outcomes for a growing city
File Ref	078694.2024
Report By	Nancy-Leigh Norris - Executive Planner
Approved By	Mark Hannan - Acting Director Planning & Compliance

EXECUTIVE SUMMARY

The Principal Planning Proposal for a new Liverpool Local Environmental Plan was presented to the Ordinary Meeting of Council on 28 February 2024. The matter was deferred for a further workshop, which was held on Monday 11 March 2024.

At its Ordinary Meeting of Council on 2 February 2022, Council endorsed their commitment to “*Start the process to create a new Liverpool LEP as a matter of urgency*”. Since this Resolution of Council, significant work has been undertaken to prepare the Principal Planning Proposal (**Attachment 1**). This includes Councillor workshops, preliminary engagement with the community, stakeholders and the development industry, as well as additional investigations such as design and feasibility testing to support the new Local Environmental Plan (LEP).

The primary objective of the Principal Planning Proposal is to establish a new Liverpool Local Environmental Plan, in alignment with the strategic vision of the Western City District Plan (District Plan) and Liverpool’s Local Strategic Planning Statement (LSPS) ‘*Connected Liverpool 2040*’. This takes into account numerous short and medium term actions within Liverpool’s Land Use Strategies (i.e. Local Housing Strategy, Centres and Corridors Strategy, and Industrial and Employment Lands Strategy).

The new LEP has been informed by community consultation, which occurred during the development of the LSPS and land use strategies listed above, as well as early community engagement conducted as part of the LEP Review process.

The new LEP considers the current planning context of the broader Liverpool LGA, such as the:

- extensive controls introduced by Amendment 52 to enable the development of Sydney's third CBD in the Liverpool City Centre;
- significant growth of the greenfield areas such as Austral, Leppington North and Edmondson Park; and
- need for housing diversity within suburban areas to assist with affordability.

The new LEP proposes varying land use zones, development standards and local provision clauses in comparison to the LLEP 2008. This includes changes relating to Residential, Commercial, Industrial, Environmental, Recreational and Infrastructure zoned land, as well as miscellaneous and housekeeping matters. It is noted that certain aspects of the LLEP 2008 are intended to be transferred into the new LEP. The key differences in comparison to the LLEP 2008 are noted within this Report.

Recommendations for the new LEP has been informed by additional investigations by Mecone, Smith & Tzannes, and Atlas Economics. A Residential Land Investigation (**Attachment 2**), Commercial Lands Investigation (**Attachment 3**) and Industrial Lands Investigation (**Attachment 4**) were conducted to review the impacts of amendments proposed within the exhibited Scoping Report, as well as to provide feasibility and design testing of the proposed changes, and to refine recommendations for development standards under the new LEP.

The Principal Planning Proposal was presented to the Liverpool Local Planning Panel (LPP) on 21 December 2023. The LPP were supportive of the principles for the new LEP, as well as the scoping, consultation and analysis undertaken. Further discussion on the recommendations from the Panel is provided in this Report.

It is recommended that the Principal Planning Proposal is endorsed by Council. Following Council endorsement, the Planning Proposal would then be submitted to the Department of Planning, Housing and Infrastructure (DPHI) for a Gateway determination.

Subject to a favourable Gateway decision, this would enable further community engagement to occur across the Liverpool LGA. The outcomes of further engagement would subsequently be reported to Council prior to finalisation.

RECOMMENDATION

That Council:

1. Notes the advice of the Liverpool Local Planning Panel;
2. Endorses the Principal Planning Proposal to establish a new Liverpool Local Environmental Plan;
3. Forwards the Principal Planning Proposal to the Department of Planning, Housing and Infrastructure, pursuant to Section 3.34 of the *Environmental Planning and Assessment Act 1979*, seeking a Gateway Determination;
4. Subject to Gateway determination, undertake public exhibition and community consultation in accordance with the conditions of the Gateway determination, the Liverpool Community Participation Plan 2022, *Local Government Act 1993* and the LEP Review Community Engagement Strategy;
5. Receives a further Report on the outcomes of public exhibition period; and
6. Delegate to the CEO (or delegate) to amend the Principal Planning Proposal and attachments for any typographical and other minor errors / amendments if required.

REPORT

BACKGROUND INFORMATION

Following the establishment of Council's Local Strategic Planning Statement (LSPS) in 2020, Land Use Strategies and the Phase 1 Liverpool Local Environmental Plan (LEP) Review which occurred from 2018 to 2021, the progression of the Phase 2 LEP Review, has occurred as follows:

- **February 2022:** Council endorsed their commitment to "*Start the process to create a new Liverpool LEP as a matter of urgency*";
- **May - June 2022:** Councillor bus tour and four workshops to determine the scope and priorities for the new Local Environmental Plan (LEP);
- **July 2022:** Endorsement of LEP Review Principles by Council;
- **August 2022:** Endorsement of the LEP Review Scoping Report for public exhibition and agency consultation;
- **September - November 2022:** Public Exhibition of the LEP Review Scoping Report;

- **October 2022:** Medium Density Housing Workshop with development industry and stakeholders;
- **March 2023:** Post-Exhibition Report to Council deferred for further discussion regarding height of buildings for commercial areas;
- **April 2023:** Post-Exhibition Report to Council detailing outcomes of the exhibition period;
- **February - August 2023:** Procurement processes to engage a Consultant to undertake additional investigations to support the Planning Proposal;
- **August - November 2023:** Additional investigations including yield, feasibility and design testing undertaken by Mecone, Smith & Tzannes, and Atlas Economics. Refer to the Residential, Commercial and Industrial Lands Investigations at **Attachments 2, 3 and 4**;
- **November 2023:** Preparation of the Principal Planning Proposal and attachments;
- **December 2023:** Presentation of the Principal Planning Proposal to the Local Planning Panel (LPP). Refer to **Attachment 17** for the LPP Report, which includes additional information regarding the outcomes of Mecone's investigations, including design and feasibility testing;
- **February 2024:** Principal Planning Proposal for a new Liverpool LEP was presented to Council at the Ordinary Meeting of Council on 28 February 2024 and the matter was deferred for a further workshop; and
- **March 2024:** Further Councillor Workshop on the new Liverpool LEP was held on 11 March 2024.

Refer to **Attachment 10** for consolidated Council Reports and Resolutions, which contains detailed background information at each stage of the LEP Review process.

Principal Planning Proposal

The Principal Planning Proposal (**Attachment 1**) has been prepared in accordance with the DPHI's Local Environmental Plan Making Guideline. The objectives of the Principal Planning Proposal are to:

1. Establish a new Liverpool Local Environmental Plan, in alignment with the strategic vision of the Western City District Plan (District Plan) and Liverpool LSPS '*Connected Liverpool 2040*';
2. Implement endorsed Liverpool Land Use Strategy actions; and
3. Repeal the *Liverpool Local Environmental Plan 2008* (LLEP 2008).

The intended outcomes of the Principal Planning Proposal are outlined by the LEP Principles for residential, commercial and industrial land, as endorsed by Council at its Ordinary Meeting of Council on 27 July 2022. This is to ensure a consistent approach to land uses within the

new LEP. Refer to the Local Planning Panel Report for a summary of the LEP Principles (**Attachment 17**).

The Planning Proposal justifies the new LEP against all relevant legislation, plans, strategies and Ministerial Directions, and the proposed legislation is shown to have site-specific and strategic merit.

It is recommended that the Planning Proposal be submitted to the Department of Planning, Housing and Infrastructure (DPHI) seeking a Gateway determination, which would enable a formal consultation period to occur for further engagement with the community, industry and stakeholders.

Whilst the Planning Proposal is for a new Liverpool LEP, for the purposes of this Report, the proposed amendments have been detailed in comparison to the LLEP 2008.

Residential Land

The LEP Principles for residential land are focused around locating higher density near centres and transport, enabling a transition between high and medium density zones, encouraging medium-density housing and protecting the character of low-density neighbourhoods.



Figure 1 - Five Priorities for Residential Land (Exhibited Material)

A summary of the proposed changes is provided below. For a detailed explanation of the new provisions, refer to **Attachment 1** 'Principal Planning Proposal' or **Attachment 17** 'Local Planning Panel Report'.

Mecone's Residential Lands Investigation at **Attachment 2** also details the findings of the design and feasibility testing of the proposed amendments. The LEP currently has a latent capacity of 31,825 new residential dwellings. The new LEP will enable capacity for 41,250 new residential dwellings within the LEP application area (p88 **Attachment 2**). It is noted this figure includes a 'loss' of 7,450 dwellings which is no longer proposed as part of the LEP Review (details in low density section below).

High Density Residential Summary

- Height of Buildings of R4 High Density Residential land is to be lowered to 12m (as per the Scoping Report). This is to occur in Moorebank (currently 12m, 15m and 18m), Casula (currently 12m, 15m and 18m), Green Valley (currently 12m and 15m), and Ashcroft (currently 18m). This is to enable a three-storey built form in suburban areas.
- The new LEP will include exceptions to the 12m Height of Building limit, including in Liverpool (12m-77m), Warwick Farm (21m-35m), Miller and surrounding Busby/Sadler (15m-21m), Edmondson Park (15m-21m), Lurnea and Cartwright (12m-18m).
- Floor Space Ratio of 0.9:1 is proposed to all R4 High Density and R1 General Residential land with a HOB of 12m (increased from 0.75:1 under the LLEP 2008), in accordance with Mecone's recommendations.
- Apply the R4 High Density Residential zone to 'Edmondson Park Villages' (currently R3), as per the Scoping Report, to reflect their intended use for shop top housing.
- Apply the R3 Medium Density Residential zone to certain R4 High Density Residential land where interface issues would occur. This is proposed for certain land in Liverpool, Casula, Green Valley, Lurnea and Cartwright (as per Scoping Report).
- Apply the R3 Medium Density Residential zone to certain R4 land in Ashcroft and Chipping Norton (as per Scoping Report) to limit out of centre development which doesn't align with the infrastructure of the area.

Medium Density Residential Summary

- The new LEP will continue to permit dwelling houses, semi-detached dwellings, attached dwellings and multi dwelling housing. It is proposed that dual occupancies are included as permissible uses in the R1 and R3 zones, with a lot size requirement of 550sqm (overriding the Complying Development size of 400sqm). This still allows for approximately 60% of lots within the R3 zone to undertake Complying Development.

- Additional R3 zoned land is proposed to a certain part of Chipping Norton, in the vicinity of the Local Centre.
- A 9m Height of Building is proposed to align with *SEPP (Exempt and Complying Development Codes) 2008*. This would enable two-storey built form, potentially with a third storey attic space.
- As recommended by Mecone, a nil FSR is proposed for the R3 zone. This will recognise the diversity in FSR which can be achieved depending on the type of housing, and assist in improving feasibility of different dwelling types. Guidance on FSR can be provided in a DCP. In lieu of the FSR standard, it is proposed that a 25% site landscaping standard is applied to control building footprint and reinforce the value of permeable ground for landscaping.
- A 200sqm lot size for Torrens Title subdivision is proposed to encourage redevelopment of single sites. No size limit is proposed for strata subdivision.
- Recent development within the R3 zone is mainly new single dwellings, and this is a significant constraint in the delivery and feasibility of medium-density housing. Therefore, a minimum lot size of 400sqm is proposed in the R3 zone for new single dwellings. This will deter from the development of single dwellings in medium-density areas, resulting in improved housing diversity and choice.
- Design testing found that corner sites and block ends (see Figure 2) can be amalgamated to facilitate mid-rise medium density forms, such as terraces and/or small scale apartments. The new LEP is proposed to include a bonus provision, which enables 11.5m HOB, 10% landscaping, and additional permitted use of Residential Flat Buildings, where amalgamation occurs resulting in 25m frontages to each street, and a minimum of 1,000sqm. This would enable three-storey built form, and is subject to a Development Control Plan.
- A summary of medium density development standards is provided in Table 1:

Table 1: Proposed Medium Density Development Standards in comparison to LLEP 2008

Development Standards	LLEP 2008	New LEP
Height of Building	8.5m	9m
Floor Space Ratio	Generally 0.55:1	Nil
Landscaping	Nil	25%
Lot Size Medium Density (Torrens)	Generally 250sqm	200sqm
Lot Size Single Dwellings	300sqm	400sqm
Corner / End Block Sites	Nil	Bonus provisions for amalgamation

- Mecone provided recommended controls for a supporting Development Control Plan for these medium-density uses. It is anticipated a supporting DCP amendment will be exhibited as part of the Planning Proposal, however will be subject to the outcomes of the DPHI Gateway process. Refer to p75-78 of **Attachment 2**.
- It is noted that the complex 'Area 1, 2, 3' provisions are proposed to be removed from the LEP. A two year savings provision is proposed for the R1 General Residential zoned areas of Middleton Grange and Edmondson Park, as a small quantity of remaining development is still utilising these provisions.



Figure 2: Examples of Corner and End Blocks (Mecone 2023)

Low Density Residential Summary

- As per the Scoping Report, the R2 Low Density Residential zone is to apply to certain areas currently zoned R3 or R4, to reflect their current and likely future low-density character. This is proposed in Wattle Grove, Carnes Hill, Moorebank, Prestons, Cecil Hills and Hinchinbrook.
- The zone will continue to permit dwelling houses, semi-detached dwellings and attached dwellings (similar built form to dual occupancies and terraces) within this zone. Dual Occupancy and Multi Dwelling Housing is not proposed within this zone, as Complying Development pathways are not appropriate in low density areas where there is poor infrastructure provision and sensitive local constraints. Shop top housing and neighbourhood shops are proposed to deliver minor retail in these 'retail cold spots'.

- A Minimum Lot Size of 400sqm (for new single dwellings) is generally proposed for the R2 zone (generally 300sqm under the LLEP 2008). Where certain areas contain alternative lot sizes under the LLEP 2008 (e.g. Warwick Farm, Hoxton Park have 450sqm), these are to be retained.
- Semi-detached and attached dwellings in R2 Low Density zones are proposed to retain the 300sqm lot size requirement. This means that these low scale, medium-density uses can continue on 300sqm lots (i.e. a 600sqm lot can undertake a semi-detached DA). This has been proposed following Mecone's investigations, and will overcome the 'loss' of 7,450 dwellings (**Attachment 2**, p49) factored in Mecone's assessment of the lot size change above.
- The height of building control is to remain at 8.5m, and Floor Space Ratio of generally 0.5:1 for this zone. This is a two-storey built form.

Commercial Land – Liverpool City Centre

In relation to activating the Liverpool City Centre in a post-Covid economy, the following amendments are proposed to Clause 7.5A (which enables a bonus height and floor space ratio to certain developments in the City Centre):

- **Reduced Commercial Gross Floor Area (GFA):** Reduction of 20% GFA requirement for commercial uses to minimum of 15% GFA, to achieve the bonus development standards. The market can still exceed the 15% requirement if demand is present.
- **Inclusion of Build to Rent:** Introduction of Build to Rent (BTR) to be classified as a 'commercial use', to achieve the bonus development standards as per this clause.
- **Clause 4.6 Variation:** Removal of this Clause as a prohibition of Cl. 4.6 Exception to Development Standards, to enable flexibility where minor variations can be accommodated to the site size and street frontage requirements specifically.
- **New Area for Liverpool Hospital:** Expansion of 'Area 9' provision to land directly west of the Liverpool Hospital (see Figure 3). This area contains the recently-gazetted Private Hospital, which contains similar development standards as the bonuses within Area 9 (Cl. 7.5A).

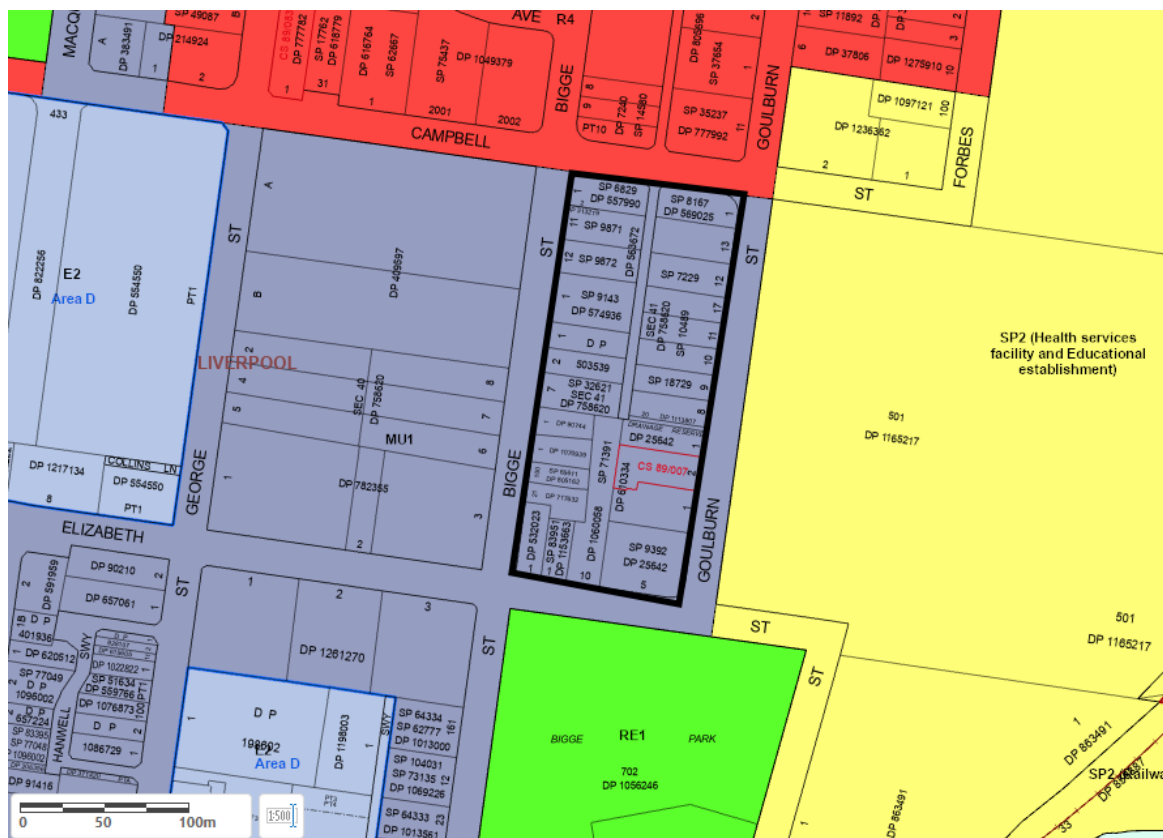


Figure 3: Additional 'Area 9' provisions marked in black

Commercial Land – Other Centres

Mecone recommended not to progress with the proposed changes to building heights in centres outside of the Liverpool CBD as it would limit opportunities for sites to renew and provide local employment and enhanced retail opportunities. Despite this, in accordance with Council's previous resolutions and the 100-day Plan, a reduction in the Height of Buildings (HOB) to certain commercial centres is proposed. Mecone provided the following recommendation if the height reduction is to proceed:

If Council wishes to progress the proposed reduction in building height, then:

- For centres where a 10m height is proposed, the height should be increased to 11.5 or 12m to better accommodate three (3) storeys and a FSR of 1.3:1 adopted.*
- For centres where a 12m height is proposed, a FSR of 1.3:1 should be adopted.*
- For centres where a 15m height is proposed, a FSR of 1.4:1 should be adopted.*

Therefore, most commercial centres and corridors are to generally apply the development standards of 12m HOB and 1.3:1 FSR. Refer to **Attachment 8** 'Comparison to LLEP 2008 Mapping' for a list of existing and proposed development standards for each centre and corridor in the LEP application area.

These standards would enable a low-rise shop-top housing form which can activate the street frontage with retail and provide opportunities for smaller apartments on the second and third storeys (see Figure 4).

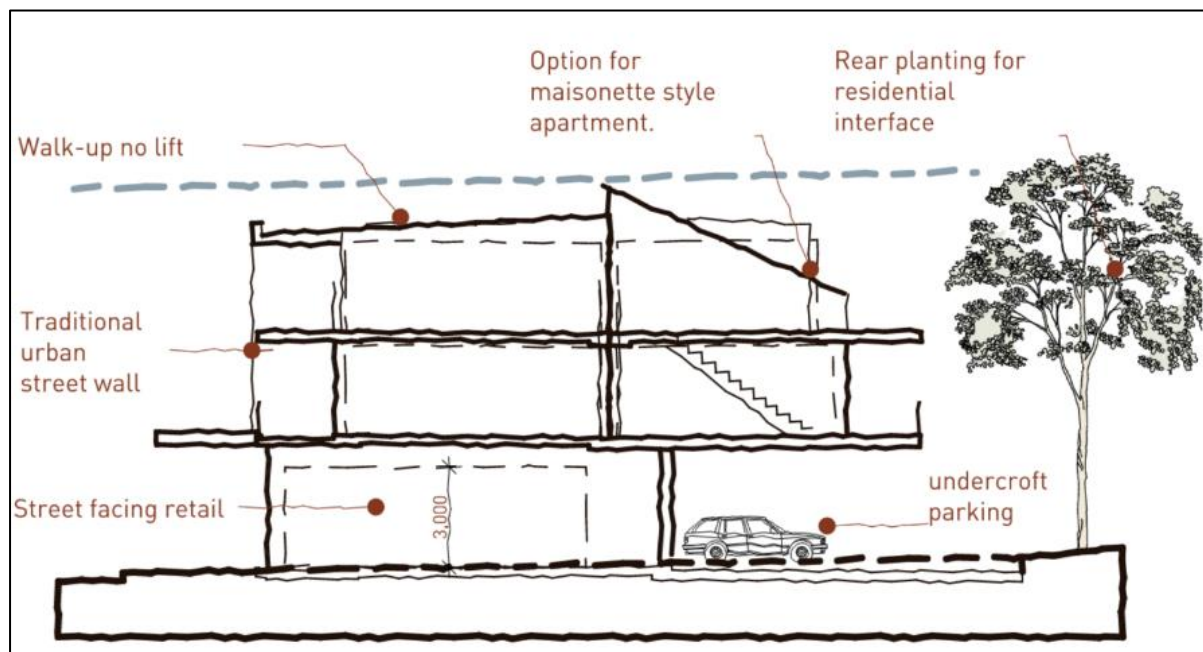


Figure 4 - Shop-top cross section (Mecone 2023)

The following areas are proposed to be exceptions to the 12m HOB application. These areas are to generally retain existing development standards as per the LLEP 2008 (or will reduce HOB to align with the surrounding high-density area):

- Liverpool City Centre MU1 Mixed Use zone;
- Miller Town Centre;
- Local Centres of Holsworthy and Middleton Grange;
- Warwick Farm Neighbourhood Centres (Goulburn St and Mannix Pde);
- Cartwright Neighbourhood Centre on Hoxton Park Road (reduced HOB to match R4);
- Stand Alone Centres of Flowerdale Road, Casula and Prestons Woolworths on Hume Highway, and Orange Grove;
- Business Corridors of 240 Governor Macquarie Drive, Warwick Farm and 124 & 146 Newbridge Rd, Moorebank; and
- Bulky Goods Centres of Casula Crossroads and Sappho Road Warwick Farm.

Industrial Land

Across the 11 industrial precincts in the LEP application area, the industrial land use zones are to be retained.

Within the Industrial Lands Investigation (**Attachment 4**), Mecone recommended the consistent application of Nil FSR, as height and setbacks can be used to manage the bulk of proposed development on a site. It also noted that the specification of an FSR, especially a low FSR of 0.75:1 can be a perceived barrier to development. This recommendation has been supported, and Nil FSR is proposed across the Precincts (except Cecil Park, which will retain its FSR and the Nil HOB standards for this site, due to a recent Planning Proposal).

Mecone recommended the consistent application of an 18m HOB to sites currently with 15m HOB, to ensure consistency with the development standards within *SEPP (Exempt and Complying Codes) 2008*. This means the HOB has been increased within certain parts across nine industrial precincts. The other existing heights under the LEP are proposed to be retained in the new LEP.

Mecone recommended not proceeding with the 1,000sqm lot size for certain industrial land (as per the Scoping Report), as this would lead to further land fragmentation and adverse traffic implications with heavy vehicles being unable to leave the site in a forward direction. Instead, Mecone's recommendation for a standard 8,000sqm lot size (compared to the existing 2,000sqm) is proposed for all industrial precincts. Strata subdivision would still be permitted, however the increased lot size will retain large floorplates for future development (e.g. multi-storey warehousing which requires large lots).

An additional local provision for 10% landscaping is proposed for industrial development, following the advice of the Local Planning Panel. This aligns with landscaping controls stipulated within the Liverpool Development Control Plan.

Environmental Land

The early community engagement period found that the protection of the environment and management of urban heat were the top priorities for the community. Therefore, the following environmental matters are to be progressed (as per the Scoping Report):

- **Terrestrial Biodiversity Map & Clause:** A new map and clause will protect native flora and fauna. This will replace the outdated (from pre-1997) Environmentally Significant Land map and clause in the LLEP 2008. The new provisions are informed by the *Liverpool Biodiversity Study 2019 (Attachment 11)* and would work in the same way as the existing LEP provisions, by restricting Complying Development on the site, to ensure an assessment via a Development Application occurs.
- **Environmental Clauses:** The new LEP will contain the following new clauses, which will ensure environmentally friendly and sustainable development under the new LEP:

Recycled Water, Stormwater and Water Sensitive Urban Design, Waste as essential service, Urban Heat and Landscaping.

Recreation Land

The LLEP 2008 land use zone map has been reviewed to update recreation zones in the new LEP. Updates are generally housekeeping in nature, and include:

- **Council Owned Land:** Apply the RE1 Public Recreation zone to 363 Council owned sites, which are classified as Community Land (refer to **Attachment 12**). This will accurately reflect the current and/or intended future use of the site as public open space.
- **Pocket Parks:** Apply the RE1 Public Recreation zone to certain sites identified as future pocket parks within the Liverpool Public Domain Masterplan (as per Scoping Report).
- **Moorebank Voluntary Acquisition Scheme:** Apply the RE1 Public Recreation zone to sites acquired by Council under the Scheme along the Georges River.
- **Anomalies and errors:** Minor amendments to remove the application of the RE1 Public Recreation zone as noted in the Recreation Section of **Attachment 8** 'Comparison to LLEP 2008 Mapping'.
- **RE2 Private Recreation:** Minor changes are proposed regarding RE2 Private Recreation zoned land, as noted in the Recreation Section of **Attachment 8** 'Comparison to LLEP 2008 Mapping'.

Infrastructure Land

The SP2 Infrastructure zone and Land Reservation Acquisition layer of the LLEP 2008 has been reviewed, to ensure updated provisions under the new LEP. Changes are generally housekeeping in nature and include:

- **Land Acquisition Mapping Review:** Refer to **Attachment 13** 'Land Acquisition Layer Review' which identifies all parcels required for land acquisition in the new LEP. Sites which have been acquired by Council or Transport for NSW have been removed from mapping. Acquisition markings yet to be acquired are retained on maps, and new acquisition markings are proposed when required by the land use zone (i.e. RE1 Public Recreation). It is noted that not all existing and proposed marking are mapped within a Contributions Plan, however the Contributions Plan will be reviewed following the LEP, to ensure alignment where needed.
- **Endeavor Energy & Sydney Water Sites:** In consultation with relevant agencies, 10 Endeavour Energy sites and seven Sydney Water sites are to be zoned SP2 Infrastructure, to reflect their current and future intended uses.

- **Council Drainage:** 18 Council-owned parcels of land to be rezoned to SP2 Infrastructure (Drainage) as it is used for drainage purposes (refer to **Attachment 12**).
- **Transport for NSW Sites:** Additional consultation occurred in early to mid-2023 regarding TfNSW-owned sites. The following land owned by TfNSW and zoned SP2 Infrastructure is requested to be relinquished and rezoned to adjoining land uses (refer to **Attachment 8** 'Comparison to LLEP 2008 Mapping').
 - 27, 29 & 39 Grove St, Casula: TfNSW noted this is surplus land which is no longer required to be acquired as it is outside of their dedicated infrastructure boundary. This land can be rezoned in accordance with the adjoining R2 Low Density Residential land.
 - 300-324 Hume Highway, Liverpool: TfNSW noted that this land was surplus to the requirements of the Hume Highway Corridor and have abandoned the upgrade. This land can be rezoned in accordance with the adjoining MU1 Mixed Use land.

Miscellaneous Amendments

The new LEP will include various other changes in comparison to the existing LLEP 2008. This includes the following matters:

- **Public Art Clause:** The proposed clause would not require consent for public art if the Applicant has notified Council, and Council has advised that it is satisfied the proposed public artwork meets a listed set of requirements (refer to Part E of **Attachment 6** 'Written Instrument Report').
- **Gateway Site Clause:** As requested by Council in their workshops, a Gateway Site clause is proposed to ensure high quality architectural design on certain key sites identified on main roads leading into the Liverpool City Centre. Refer to Part of **Attachment 8** 'Comparison to LLEP 2008 Mapping'.
- **Airport Noise Maps:** The LLEP 2008 contains Australian Noise Exposure Concept (ANEC) mapping for the Western Sydney International (Nancy-Bird Walton) Airport and the Bankstown Airport. The new LEP is to contain updated Australian Noise Exposure Forecasted (ANEF) mapping which is the more accurate mapping standard.
- **Land Use Tables:** Additional permissible uses in accordance with the nature of land use zones. Refer to **Attachment 17** 'LPP Report' for a summary.
- **Other housekeeping matters:** Review of clauses and maps across the LLEP 2008 and remove redundant clauses, including where development has occurred and provisions are no longer required, updates to Key Site Maps to correct errors and boundaries etc.

Local Planning Panel Comments

The Planning Proposal was presented to the Liverpool Local Planning Panel (LPP) on 21 December 2023. The LPP were supportive of the scoping, consultation, analysis and principles undertaken for the new LEP. Refer to the LPP Report and Minutes at **Attachment 17**. The following comments were provided:

- Reconsider the Nil FSR for the R3 zone, to ensure size and bulk of buildings is considered. Undertake design modelling of potential outcomes, to ensure medium density and Residential Flat Buildings (RFB's) are designed comfortably within height and setback controls. Additionally, consider a minimum lot size for RFB's in the R3 zone.

- Council Response: The proposed permissibility of RFB's across the R3 Medium Density Zone (as per Mecone's Report) has been refined following the Panel's advice. RFB's in the R3 zone are now proposed as part of the bonus provision for corner and end-block sites only, and would require a minimum lot size of 1,000sqm.

Additionally, a supporting DCP would include guidance on suitable FSR based on the development type (e.g. semi-detached vs multi-dwellings) and the lot type (e.g. mid-block vs end-block sites). This ensures a flexible approach based on the specific circumstance of development. Further testing and consultation will occur regarding future DCP controls to support the new LEP.

- Recommend undertaking modelling of potential built forms under the proposed HOB and FSR in the R4 zone, to ensure compatibility of development standards.

- Council Response: This was undertaken as part of Mecone's Residential Lands Investigation. Refer to **Attachment 2** of this report.

- Reconsider whether the proposed 9m and 12m HOB's align with the anticipated number of storeys, to reduce clause 4.6 variations.

- Council Response: The Planning Proposal has been amended following LPP's advice to clarify that 9m in the R3 zone is to enable two-storey built form (with potential attic space), where as 11.5m in the R3 zone (corner and end block sites) and 12m in the R4 zone are to enable three-storey built forms. Future supporting DCP's will also provide further design guidance.

- Supportive of the 8,000sqm lot size for industrial development and the retention of the 'closed' land use industrial zones. A minimum landscape and/or site cover for industrial development in the LEP is recommended.

- Council Response: A minimum of 10% (as per the existing DCP) is proposed in the new LEP.

Next Steps

Following endorsement by Council, the Principal Planning Proposal would be submitted to DPHI seeking a Gateway determination. Following receipt of a Gateway determination, the proposal would then be publicly exhibited for further consultation with the community and stakeholders.

The Planning Proposal would then be reported to Council post-exhibition for Council's consideration prior to finalisation. Due to the nature and scale of the new LEP, Council will not be the plan-making authority, and finalisation would be undertaken by DPHI.

FINANCIAL IMPLICATIONS

Costs associated with this recommendation have been included in Council's budget for the current year and long-term financial plan.

201594 – LEP & DCP Review	2023-24 Remaining
Employee – LEP Review Staff	\$43,170
Consultants	\$183,738
Total	\$226,908

CONSIDERATIONS

Economic	<p>Further develop a commercial centre that accommodates a variety of employment opportunities.</p> <p>Encourage and promote businesses to develop in the hospital health and medical precinct (of the City Centre).</p> <p>Enhance the environmental performance of buildings and homes.</p> <p>Facilitate economic development.</p>
Environment	<p>Manage the environmental health of waterways.</p> <p>Protect, enhance and maintain areas of endangered ecological communities and high-quality bushland as part of an attractive mix of land uses.</p>

Social	<p>Preserve and maintain heritage, both landscape and cultural as urban development takes place.</p> <p>Regulate for a mix of housing types that responds to different population groups such as young families and older people.</p>
Civic Leadership	Act as an environmental leader in the community.
Legislative	Division 3.2 and 3.4 of the <i>Environmental Planning and Assessment Act 1979</i> .
Risk	<p>The risk is deemed to be Low. The new <i>Liverpool Local Environmental Plan</i> will lead to implications for landowners in the LGA (where land use zone, development standards and/or mapping varies from the LLEP 2008). However, extensive community engagement has already occurred, and further engagement will continue to occur as part of the Planning Proposal process. The risk is considered within Council's risk appetite.</p>

ATTACHMENTS

1. Draft Principal Planning Proposal (Under separate cover)
2. Mecone Residential Lands Investigation (Under separate cover)
3. Mecone Commercial Lands Investigation (Under separate cover)
4. Mecone Industrial Lands Investigation (Under separate cover)
5. Part 3B Codes SEPP Report (Under separate cover)
6. Written Instrument Report (Part 2 Explanation of Provisions) (Under separate cover)
7. Land Use Matrix (Under separate cover)
8. Comparison to LLEP 2008 Mapping (Under separate cover)
9. Comparison to LLEP 2008 Written Instrument (Under separate cover)
10. Consolidated Council Reports and Resolutions (Under separate cover)
11. Liverpool Biodiversity Study 2019 (Under separate cover)
12. Council Owned Land Review (Under separate cover)
13. Land Acquisition Review (Under separate cover)
14. LEP Review Engagement Action Plan (Under separate cover)
15. LEP Review Early Engagement Outcomes Report (Under separate cover)
16. Draft LEP Mapping (Part 4 of Planning Proposal) (Under separate cover)
17. Local Planning Panel - Report and Recommendations (Under separate cover)

COM 01

Disability Inclusion Action Plan 2024-2028

Strategic Objective	Healthy, Inclusive, Engaging Support an inclusive community by fostering access and equity for all
File Ref	017593.2024
Report By	Jacqueline Newsome - Coordinator Community Development
Approved By	Tina Bono - Director Community & Lifestyle

EXECUTIVE SUMMARY

Liverpool's draft Disability Inclusion Action Plan (DIAP) 2024 – 2028 is a four-year plan which outlines Council's ongoing commitment to supporting equity and inclusion for people with disability, their families, and carers in Liverpool. The draft DIAP sets out a comprehensive action plan which will guide the Council in the delivery of programs, events and activities which promote access and inclusion for all community members.

A statutory review of the New South Wales Disability Inclusion Act (DIA) commenced in 2019 which resulted in amendments to the Act, including an update to the NSW DIAP Guidelines. The new Act – the *Disability Inclusion Amendment Act (2022)* - requires that:

- DIAPs must now be remade (not just reviewed) every four years;
- DIAPs must be made available in one or more formats accessible to people with disability; and
- DIAPs must include reference to intersectionality and highlight inclusion of the needs of the LGBTIQ+ people with disability.

The draft DIAP was developed in consultation with key internal and external stakeholders and considers the changes to legislation and NSW DIAP Guidelines 2022. A desktop analysis and peer review were undertaken by an external party to compare and understand how Council's services compared to neighbouring and leading councils to ensure the development of an inclusive and detailed Plan for Liverpool.

The draft DIAP identifies four key focus areas, aligned with those outlined in the NSW Disability Inclusion Plan 2021 - 2025, developed by the NSW Department of Communities and Justice (DCJ). These focus areas align with the Australian National Disability Strategy and Australia's obligations under the United Nations Convention on the Rights of Persons with

Disabilities. The draft DIAP 2024 - 2028 is attached to this report for Council's consideration and endorsement.

RECOMMENDATION

That Council:

1. Endorse the draft Disability Inclusion Action Plan 2024 – 2028 to be placed on public exhibition for a period of 28 days; and
2. Receive a post-exhibition report on the draft Disability Inclusion Action Plan 2024 – 2028 incorporating community feedback or, if no significant feedback is received, direct the Chief Executive Officer (CEO) to adopt the draft Disability Inclusion Action Plan 2024 – 2028 on behalf of Council.

REPORT

Background

The *NSW Disability Inclusion Amendment Act 2022* (the Act) requires all Council's in New South Wales to prepare a Disability Inclusion Action Plan (DIAP). The council recognises the range of important social, economic, and cultural reasons, as well as the legislative requirements, for creating an effective strategy of inclusion which supports people with disability, their families, and carers.

Liverpool's draft DIAP 2024 – 2028 is a four-year plan which outlines the Council's ongoing commitment to supporting equity and inclusion for people with disability, their families and carers in Liverpool. The draft DIAP sets out a comprehensive action plan which will guide the Council in the delivery of programs, events and activities which promote access and inclusion for all community members.

The draft DIAP 2024 – 2028 identifies four key focus areas, aligned with those outlined in the NSW Disability Inclusion Plan 2021 – 2025, developed by the NSW Department of Communities and Justice (DCJ). These focus areas align with the Australian National Disability Strategy and Australia's obligations under the United Nations Convention on the Rights of Persons with Disabilities.

The focus areas have been identified as being of primary importance to people with disability, their families, and carers in creating an inclusive community. The key focus areas are:

- Developing positive community attitudes and behaviours;
- Creating liveable communities;
- Supporting access to meaningful employment; and
- Improving access to services through better systems and processes.

Changes to legislation

A statutory review of the New South Wales Disability Inclusion Act (DIA) commenced in 2019 which resulted in amendments to the Act, including an update to the NSW DIAP Guidelines. The new Act – the *Disability Inclusion Amendment Act (2022)* - requires that:

- DIAPs must now be remade (not just reviewed) every four years;
- DIAPs must be made available in one or more formats accessible to people with disability; and
- DIAPs must include reference to intersectionality and highlight inclusion of the needs of the LGBTIQ+ people with disability.

To comply with the new Act, Council was obliged to review its DIAP and ensure the legislative requirements were met before submitting it to the Department of Communities and Justice (DCJ). The amendments to the Act related to intersectionality and highlighting inclusion of the needs of LGBTIQ+ people, along with acknowledging the unique needs of all people with disability, have been incorporated into Council's draft DIAP 2024 – 2028 to ensure that Liverpool remains compliant with the relevant legislative requirements.

Once the draft DIAP has been finalised and adopted, Council will investigate suitable accessible formats including easy-read English, pictorial representations and translated materials.

Methodology and development of the DIAP 2024 – 2028

The draft DIAP 2024 – 2028 was drafted internally by the Community Development team. The process of drafting this Plan included the following actions:

- A desktop review of the existing DIAP (2017 – 2021) to identify achievements, ensure currency and appropriateness of language and terminology, and identify areas for improvement;
- Consultation with relevant internal and external stakeholders of the draft DIAP 2024 – 2028 including the Liverpool Access Committee, disability service providers, and relevant Council business units; and
- Engagement of Cred Consulting to conduct a peer review of the draft DIAP to benchmark against neighbouring and leading councils to ensure the Plan was aligned with industry best practice and ensure compliance with the changed legislation.

Conclusion

Following the Council's endorsement of this draft, the DIAP will be placed on public exhibition for a period of 28 days. During this exhibition period, further community consultation will occur to ensure the draft DIAP is reflective of the Liverpool communities' needs and goals. At the conclusion of this public exhibition period, a further report will be brought to the Council which details the content of any submissions received and their effect on the draft DIAP.

Should there be no significant feedback received from the community, it is recommended that Council direct the CEO to adopt the draft Disability Inclusion Action Plan 2024-2028 on behalf of Council.

FINANCIAL IMPLICATIONS

Costs associated with this recommendation have been included in Council's budget for the current year and long-term financial plan.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	Promote an integrated and user-friendly public transport service. Support the delivery of a range of transport options.
Social	Raise awareness in the community about the available services and facilities. Support community organisations, groups, and volunteers to deliver coordinated services to the community. Promote community harmony and address discrimination. Support access and services for people with a disability.
Civic Leadership	Encourage the community to engage in Council initiatives and actions. Provide information about Council's services, roles and decision-making processes. Deliver services that are customer focused.
Legislative	NSW Disability Inclusion Act 2014.
Risk	There is no risk associated with this report.

ATTACHMENTS

1. Draft Disability Inclusion Action Plan 2024 - 2028 (Under separate cover)

COM 02

**Grants Donations and Community Sponsorship
Report**

Strategic Objective	Healthy, Inclusive, Engaging Promote a harmonious community that celebrates its diversity
File Ref	078005.2024
Report By	Jacqueline Newsome - Coordinator Community Development
Approved By	Tina Bono - Director Community & Lifestyle

EXECUTIVE SUMMARY

Council is committed to building strong and resilient communities in the Liverpool Local Government Area (LGA) and maximising social wellbeing. Council helps achieve these goals by providing financial support through grants and sponsorships to develop leadership skills, increase participation in community activities and address identified social issues.

This report provides a recommendation for endorsement of funding totalling **\$30,000** from the Community Grant Program and Community Sponsorship Program.

RECOMMENDATION

That Council:

1. Endorses the funding recommendation of **\$10,000** (GST exclusive) under the **Community Grant Program** for the following projects:

Applicant	Project	Recommended
Lifeline Macarthur and Western Sydney	Lifeline Macarthur and Western Sydney 007 Gala 2024	\$5,000
Australian Sickle Cell Advocacy Inc	Family Fun Day	\$5,000

2. Endorses the funding recommendation of **\$20,000** (GST exclusive) under the **Community Sponsorship Program** for the following projects:

Applicant	Project	Recommended
Western Sydney Community Forum	2024 ZEST Community Awards	\$10,000
Vedic Festival Incorporated	Festival of Chariots 2024	\$10,000

REPORT

Community Grant Program

The Community Grant Program received two applications which met the eligibility criteria and are recommended for funding as follows:

Applicant	Lifeline Macarthur and Western Sydney		
Project	Lifeline Macarthur and Western Sydney Gala 2024		
Amount Requested	\$5000	Total Project Cost	\$90,000
Location	The William Inglis, Warwick Farm, NSW 2170	Date	22 June 2024
About the Applicant	Lifeline Macarthur & Western Sydney (LMWS) is a not-for-profit leading charity that has been saving lives since 1978 and an integral part of the National Lifeline network. LMWS purpose is to support Australians in times of crisis with access to 24-hour, 7 days a week through crisis support and suicide prevention services. LMWS aims to reduce services across the Liverpool LGA through capacity building programs.		

Description	<p>Objective: Lifeline Macarthur Western Sydney aims to raise funds that will enable the organisation to deliver suicide prevention programs and support services to the Liverpool LGA - a population experiencing mental health issues, rising costs of living, homelessness, and domestic violence. LMWS will continue to work alongside local complementary support services to build and promote resilience through counselling and connections to support services. The Gala aims to raise funds to invest in training programs to expand its suicide prevention reach across the LGA.</p> <p>Outcomes:</p> <ul style="list-style-type: none"> • Extend counselling services to greater Western Sydney including Liverpool and introduce a professional counsellor training program to the community; • Promote awareness and access to support services that target suicide prevention; and • Reduce number of people experiencing suicidal tendencies in the Liverpool LGA through support services and connections to programs that build capacity and enable self-resilience.
Beneficiaries	Vulnerable youth, people in the Liverpool LGA experiencing mental, emotional, and financial strains, local suicide prevention support groups.
Assessment	<p>Recommended for Funding - \$5000 The project aligns with the Community Strategic Plan <i>Objective 1 - Healthy, Inclusive, Engaging, Objective 3 - Evolving, Prosperous, Innovative, Objective 4 - Visionary, Leading, Responsible</i>, and meets the Community Grant Program funding priorities.</p> <p>Expected program outcomes 7.4.1 a), b), c) e) and f)</p>

Applicant	Australian Sickle Cell Advocacy Incorporated		
Project	Sickle Cell Awareness Family Fun Day		
Amount Requested	\$5,000	Total Project Cost	\$5,995
Location	Bigge Park, Liverpool NSW 2170	Date	4 May 2024
About the Applicant	<p>Australian Sickle Cell Advocacy Inc (ASCA) is a not-for-profit organisation supporting people living with sickle cell disease (SCD) in Australia. Established in 2014, ASCA aim to raise awareness of this condition that is considered a rare disease in Australia, identify services that will benefit affected people, ensure that universal SCD screening is available in Australia and ensure that all healthcare workers are aware of the disease, amongst others.</p>		
Description	<p>Objective</p> <p>In recognition of World Sickle Cell Day (19 June) ASCA aims to raise awareness on SCD and celebrate its warriors through a family fun day at Bigge Park. Funding will be used to deliver an interactive daytime event with information booths, blood screening facilities, SC resource packs and books, live exercise classes, as well fun activities for young families including craft stations and dedicated play areas.</p> <p>Outcomes</p> <ul style="list-style-type: none"> • Encourage families to seek early intervention and support plans through services for individuals with SCD; • Improve access to SCD resources for high-risk CALD communities, migrant and refugee families with SCD or caring for an individual with SCD; and • Promote inclusivity by enabling families to build connections within the SCD community. 		
Beneficiaries	SCD Community, CALD Community and Health Organisations.		
Assessment	<p>Recommended for Funding - \$5000</p> <p>The project aligns with the Community Strategic Plan <i>Objective 1 - Healthy, Inclusive, Engaging, Objective 3 - Evolving, Prosperous, Innovative, Objective 4 - Visionary, Leading, Responsible</i>, and meets the Community Grants Program's funding priorities.</p> <p>Expected Community Grant Program Outcomes 7.4.1 a) b) and d).</p>		

Community Sponsorship Program

The Community Sponsorship Program received two applications which met the eligibility criteria and are recommended for funding as follows:

Applicant	Western Sydney Community Forum		
Project	ZEST Awards 2024		
Amount Requested	\$10,000	Program Cost	\$227,000
Location	Stadium Australia, Sydney Olympic Park, NSW	Date	13 May 2024
About the Applicant	Western Sydney Community Forum (WSCF) strives to be a voice for the communities of Western Sydney and to work to create a community service industry that is flexible and innovative. WSCF aims to create a resilient and sustainable organisation that practices business excellence while celebrating the work community groups and not-for-profit organisations.		
Description	<p>Objectives: The ZEST Awards celebrate and promote life in Western Sydney and the great work being done by community service sector organisations and community volunteers.</p> <p>Outcomes:</p> <ul style="list-style-type: none"> • Raises awareness of services within Liverpool while promoting a positive image of Greater Western Sydney region by highlighting diversity and creativity across a range of services from Western Sydney; and • Acknowledgement of local organisations supporting Liverpool residents with award-winning programs. 		
Beneficiaries	<ul style="list-style-type: none"> • Liverpool's service providers, community organisations, and volunteers; • Liverpool's residents and the broader Greater Western Sydney region; and • Liverpool City Council. 		
Assessment	<p>Recommended for Funding - \$10,000 The project aligns with the Community Strategic Plan Objective 1 - <i>Healthy, Inclusive, Engaging</i>, and meets the Community Sponsorship funding priorities.</p> <p>Expected program outcomes 7.7.1 a), b), c), d) and e).</p>		
Applicant	Vedic Festival Incorporated		

Project	Festival of Chariots 2024		
Amount Requested	\$10,000	Total Project Cost	\$40,000
Location	Liverpool LGA	Date	June 2024
About the Applicant	Vedic Festival Incorporated (VFI) is a not-for-profit organisation engaging the community through Indian cultural experiences. The group works closely with Liverpool's large Indian and Fijian community and aims to promote Indian culture and art through accessible community events such as street parades and festivals. VFI also invests in programs that integrate migrants and international students to Australia and creates opportunities for groups to establish beneficial networks within the community.		
Description	<p>Objectives:</p> <p>The Festival of Chariots is a large street parade and fair that attracts many visitors to the Liverpool LGA. This multicultural event aims to celebrate traditions and culture through various activities and musical performances, encourages a vibrant cultural exchange. The event envisions to unite community members from all backgrounds to share knowledge and culture.</p> <p>Funding will be used to deliver the street parade through the Liverpool CBD, followed by a cultural fair at Bigge Park.</p> <p>Outcomes:</p> <ul style="list-style-type: none"> • Celebrate diversity and strengthen community cohesion. • Increase community participation and social wellbeing through cultural events. • Promote tourism through regional, national, and international visitors; and provide economic benefit to the Liverpool LGA. • Provides promotional and publicity opportunities to the Liverpool LGA; and • Promotes Liverpool's reputational as a great place to live, work, and invest. 		
Beneficiaries	CALD residents and the broader Liverpool community (approx. 3000 people)		
Assessment	<p>Recommended for Funding - \$10,000</p> <p>The project aligns with the Community Strategic Plan Objective 1 - <i>Healthy, Inclusive, Engaging</i>, Objective 2 - <i>Livable, Sustainable, Resilient</i>, and meets the Community Sponsorship funding priorities.</p> <p>Expected program outcomes 7.7.1 a), b), c), d) and e).</p>		

FINANCIAL IMPLICATIONS

Costs associated with this recommendation have been included in Council's budget for the current year and long-term financial plan. A full breakdown of operating budget is included below.

The budget allocation for the Community Sponsorship Program and Community Grants Program has now been exhausted for the 2023-2024 financial year. Any further successful applications received under Community Sponsorship and Community Grants Program will be supported through funds drawn from other grant programs for the remainder of this financial year.

COMMUNITY SPONSORSHIP			
Budget	Balance	<i>Recommended for funding in this report</i>	Remaining
\$100,000	-\$9,029	\$20,000	-\$29,029
COMMUNITY GRANTS			
Budget	Balance	<i>Recommended funding in this report</i>	Remaining
\$102,000	-\$7,774	\$10,000	-\$17,774
MATCHING GRANTS			
Budget	Balance	<i>Recommended funding in this report</i>	Remaining
\$200,000	\$149,282	<i>Nil</i>	\$149,282
SUSTAINABLE ENVIRONMENT GRANTS*			
Budget	Balance	<i>Recommended funding in this report</i>	Remaining
\$75,000	\$50,000	<i>Nil</i>	\$50,000
COMBINED FUNDING BALANCE			
Combined Budget	Combined Balance	<i>Total recommended funding in this report</i>	Remaining
\$477,000	\$182,479	\$30,000	\$152,479

CONSIDERATIONS

Economic	The financial impacts are outlined in the report above.
Environment	Raise community awareness and support action in relation to environmental issues.
Social	Support community organisations, groups, and volunteers to deliver coordinated services to the community.

Civic Leadership	<p>Foster neighborhood pride and a sense of responsibility.</p> <p>Operate a well-developed governance system that demonstrates accountability, transparency, and ethical conduct.</p>
Legislative	<p>Local Government Act 1993, including sections 24 and 356.</p> <p>The council may by resolution contribute money or otherwise grant financial assistance to people for the purpose of exercising its functions. Council's grant programs are targeted to ensure a lawful and consistent approach to its contributions and financial assistance. Key functions that are supported are Council's functions of providing goods, services, and facilities, and conducting activities, appropriate to the current and future needs within the Liverpool local community and of the wider public, subject to the Local Government Act, the regulations, and any other law.</p>
Risk	<p>There is no risk associated with this report.</p>

ATTACHMENTS

Nil

CORP 01**Legal Services Policy**

Strategic Objective	Visionary, Leading, Responsible Demonstrate a high standard of transparency and accountability through a comprehensive governance framework
File Ref	051370.2024
Report By	David Galpin - General Counsel, Manager Governance Legal and Procurement
Approved By	Farooq Portelli - Director Corporate Support

EXECUTIVE SUMMARY

Council's Legal Services Policy sets out arrangements for the control, coordination, management and provision of legal services for and on behalf of the Council. The report attaches a revised version of the Policy, following internal review, which Council is requested to consider and agree.

RECOMMENDATION

That Council agree the attached Legal Services Policy.

REPORT

Council's Legal Services Policy sets out arrangements for the control, coordination, management and provision of legal services for and on behalf of the Council. The Policy was last considered by Council in 2019.

Following a review of the Legal Services Policy, it is considered that the policy generally works well, but some updates would be beneficial to:

- reference the potential for Councillor-initiated requests for legal advice under the Councillor Access to Information and Interaction with Staff Policy (section 4.3);
- clarify how instructions may be referred to the Legal Services Unit (section 4.2) and when written advice should be obtained (section 4.5);
- enable public reporting of the status of litigation and transactions, provided this does not waive privilege (section 4.8); and
- correct minor errors and cross-references, update role titles and otherwise tidy up the policy.

The proposed Legal Services Policy is attached with the proposed changes tracked.

It is not intended that the Legal Services Policy be placed on public exhibition. There is no legislative requirement for public exhibition and the policy is internally facing and unlikely to have direct community impact.

FINANCIAL IMPLICATIONS

Costs associated with this recommendation have been included in Council's budget for the current year and long-term financial plan. External legal costs are met from the Legal Services budget, except where other arrangements are in place or are made to meet the requirements of individual matters:

- property acquisitions funded by contributions are met by Property Services;
- projects with capital or grant funding may make provision for legal costs;
- advice required by Council motion will identify a budget for the advice;
- work which cannot be accommodated in the Legal Services budget will require another source of funding to be identified.

CONSIDERATIONS

Economic	Efficient conduct of legal work supports orderly development in Liverpool and achievement of Council's objectives.
Environment	Legal services support Council's efforts to protect and enhance the environment, including by acquiring land, engaging contractors and taking appropriate action to enforce environment and planning laws.
Social	Legal work may help address social impacts, for example by addressing social impacts in planning appeals, including appropriate terms and conditions in Council contracts and taking action to enforce environment and planning laws.
Civic Leadership	The policy promotes good governance and transparency in relation to the provision of legal services.
Legislative	Local Government Act 1993 Local Government (General) Regulation 2021 Pursuant to section 217(1)(a3) of the Local Government (General) Regulation 2021, Council is required to include in its annual report a summary of the amounts incurred by the council during the year in relation to legal proceedings taken by or against the council (including

	<p>amounts, costs and expenses paid or received by way of out of court settlements, other than those the terms of which are not to be disclosed) and a summary of the state of progress of each legal proceeding and (if it has been finalised) the result.</p> <p>The amendments to the Legal Services Policy include, in paragraph 4.8.1, the possibility of publicly reporting information rather than providing quarterly reports to Council. This will allow a single form of reporting to be explored which can keep Councillors informed and capture the information required for annual reporting.</p>
Risk	<p>The risk is deemed to be Medium. The Legal Services Policy is one of the measures employed by Council to manage its legal risks.</p>

ATTACHMENTS

1. Legal Services Policy



LEGAL SERVICES POLICY

Adopted: 27 March 2024

TRIM: [003894](#).2024



1. PURPOSE

- 1.1 This policy sets out the arrangements for the control, coordination, management and provision of legal services for and on behalf of Liverpool City Council.
- 1.2 This policy applies to the Mayor, Councillors, members of Council staff and any other persons acting for or on behalf of, or in the name of, the Council irrespective of any delegation or authority issued in the name of any position title or individual member of Council staff.

2. LEGISLATIVE REQUIREMENTS

Evidence Act 1995
Government Information (Public Access) Act 2009
Legal Profession Uniform Law (NSW)
Legal Profession Uniform Regulations 2015
Legal Profession Uniform Law Australian Solicitors' Conduct Rules 2015
Legal Profession Uniform General Rules 2015
Local Government Act 1993
Privacy and Personal Information Protection Act 1998
Revised Professional Conduct and Practice Rules 1995 (Solicitors' Rules)

3. DEFINITIONS

Active Legal Matters Register means a register or list of all legal matters, their status and costs which is subject to audit by NSW Audit.

Council means Liverpool City Council.

CEO means the Chief Executive Officer of Council.

CFO means the Chief Financial Officer of Council.

Civic Risk Mutual Panel means a panel of legal practitioners engaged by Civic Risk Mutual in accordance with a Deed of Agreement.

Client means the member of Council staff or other person acting for or on behalf of, or in the name of the Council, who is seeking legal services.

Code of Conduct means the Code of Conduct adopted by Council in accordance with the Model Code of Conduct prescribed by the Office of Local Government pursuant to the *Local Government Act 1993*

Code of Conduct Procedures means a set of procedures to deal with Code of Conduct issues and adopted by Council in accordance with the Model Code of Conduct Procedures prescribed by the Office of Local Government pursuant to the *Local Government Act 1993*

~~Deputy General Counsel means Council's Deputy General Counsel.~~

~~General Counsel means Council's General Counsel and Manager Governance, Legal Services and Procurement~~

LSU means Council's Legal Services Unit.

Legal Services Provider means a provider of legal services external to Council and includes a firm of solicitors or a barrister.

Model Litigant Policy means the Model Litigant Policy adopted by the Department of Justice NSW from time to time.

Procurement Standards means the procurement standards endorsed under Council's adopted Procurement Policy.

4. ~~POLICY~~ARRANGEMENTS FOR LEGAL SERVICES

4.1 The role of LSU

4.1.1 The General Counsel has primary responsibility for the control, coordination, management and provision of all legal advice and other legal services for and on behalf of Council.

4.1.2 LSU, through its in-house solicitors, is committed to providing professional legal advice and support to all areas of Council and ensuring that the legal service needs of Council are met in a timely and cost-effective manner, which facilitates outcomes in the best interests of Council.

4.1.3 LSU provides frank, fearless and independent legal advice and services that take into account the overall interests and business of Council.

4.1.4 LSU seeks to provide practical solutions to legal issues and to minimise the risk of claims and litigation against Council.

4.1.5 LSU will also strive to preserve and protect the reputation of Council in the community and its standing as a progressive local authority.

4.1.6 The role of LSU includes, but is not limited to:

- a) advising on matters relevant to Council's operations, including specific—compliance, organisational governance, risk, and legislative requirements and Council's policies and procedures;
- b) representing Council in alternative dispute resolution, litigation and claims management;

~~e)~~ providing legal advice, including the interpretation and application of legislation and Council's policies and procedures;

~~d)~~c) reporting on Council's legislative compliance and its claims and contingent liabilities;

~~e)~~d) responding to and defending court proceedings where Council is a party to those proceedings such as where a statement of claim or an appeal summons is received;

~~f)~~e) facilitating responses to requests from third parties under statutory authority;

~~g)~~f) prosecuting enforcement matters and appearing as Prosecutor~~prosecutor~~;

~~h)~~g) advocacy and submissions to government or statutory agencies;

~~i)~~h) seeking to recover reasonable professional costs and disbursements;

~~j)~~i) providing periodic training to staff as required regarding compliance and legislative updates;

~~k)~~j) reviewing, advising on, negotiating and drafting contracts, agreements, deeds and any other document required to give effect to the business and interests of Council, including but not limited to conveyancing, and leasing, provision of goods, works and services to Council, and non-disclosure agreements; and

~~l)~~k) tracking, monitoring and reporting on all external legal expenditure.

4.1.7 All LSU solicitors are admitted to practice in New South Wales and hold current practising certificates.

4.1.8 As well as being required to act in accordance with Council policies and procedures, LSU solicitors are officers of the Supreme Court of NSW and their practice and ethical standards must also be in accordance with the *Legal Profession Uniform Law (NSW)*, the *Legal Profession Uniform Regulations 2015* and the *Revised Professional Conduct and Practice Rules 1995 (Solicitors' Rules)* issued by the Law Society of New South Wales and as amended from time to time.

4.1.9 The General Counsel may from to time issue guidelines and procedures to assist with the implementation of this policy and the control, coordination, management and provision of legal services for Council.

4.1.10 Any legal services or advice requested from LSU, or from a Legal Services Provider engaged on behalf of Council, must relate to the business and interests of Council.

4.1.11 LSU cannot provide legal services or advice of a personal nature to the Mayor, Councillors or members of Council staff.

4.2 Requests for legal services

4.2.1 All requests for legal services must be in writing to the ~~General Counsel or Deputy General Counsel~~ LSU. Written requests must be submitted:

- (a) by email to legalservices@liverpool.nsw.gov.au or to General Counsel or Deputy General Counsel;
- (b) provided in hard copy to General Counsel or Deputy General Counsel; or
- (c) in such other manner as directed by General Counsel in guidelines or procedures issued under paragraph 4.1.9.

4.2.14.2.2 ~~The~~ General Counsel may develop a form (including an electronic form) to be used when requesting legal services. All such requests are to be approved by, and copied to, the relevant Manager (or, in the case of requests by Managers, the relevant Director) of the requesting business unit/division.

4.2.24.2.3 ~~For the avoidance of any doubt, LSU Council~~ encourages staff to discuss any legal concern and sees value in managing organisational risk in providing opportunities to make preliminary general enquiries without the need to initiate a formal request for legal services. In these circumstances a request for legal services may or may not result from an initial conversation. Please refer to clause ~~4.3.2~~ 4.5.

4.2.34.2.4 All requests for legal services must include a requested timeframe for completion of the work and a statement of any reasons for any urgency. detailed-Detailed information must be provided about the matter or transaction (including a copy of all relevant documents) to LSU at the time a request for services is made. The following information is required before LSU can commence work:

- a) a summary of what the matter or transaction is about and, if a contract, details of what has already been negotiated with the other party;
- b) evidence that the matter or transaction has first been authorised by the person(s) with appropriate authority;
- c) the name of the person who will be instructing the LSU;

- d) all documents (including approvals) and background information relating to the matter or transaction, including all relevant evidence, plans and/or photographs, and any additional documents requested by LSU; and
- e) any other information requested by LSU.

4.2.44.2.5 The ~~General Counsel or Deputy General Counsel~~ LSU shall acknowledge receipt of a request for legal services within ~~48 hours~~ two business days. That acknowledgement ~~receipt~~ is to include an estimate of the time required to provide the service, or an invitation to discuss the time required, and ~~whether a request for~~ any further information that is required.

4.2.54.2.6 Requests for legal services and any subsequent information provided will be referred to and accepted by LSU as "instructions".

4.2.64.2.7 The General Counsel, in consultation with the referring person, will determine whether the work is to be undertaken by LSU or through the use of a Legal Services Provider.

4.3 Councillor-initiated requests for legal advice

4.3.1 Councillors may initiate requests for legal advice by:

- (a) Council resolution; or
- (b) request to the CEO to obtain legal advice in accordance with the Councillor Access to Information and Interaction with Staff Policy.

4.3.2 Council resolutions for legal advice will be referred in writing to General Counsel for action or to the CEO if 4.6.5 applies. If the CEO agrees to obtain legal advice in response to a request under the Councillor Access to Information and Interaction with Staff Policy, the matter will be referred in writing to General Counsel for action or will be dealt with by the CEO under 4.6.5.

4.34.4 When to contact LSU

4.3.14.4.1 Instructions received by LSU are normally dealt with in order of receipt, but receive priority according to the level of importance and genuine urgency. Accordingly, it is important to involve LSU as early as possible in any transaction or matter where legal advice or services are required, including where:

- a) there is an actual or potential dispute including an imminent or actual threat to commence litigation;
- b) it is proposed to procure goods or services for Council. If a transaction involves a tender with a specified timeframe, that timeframe should take into account any need for LSU to provide

or seek certain advices, to review material and to prepare and settle documentation (such as draft contracts);

- c) Council is considering a proposal(s) from a third party such as a planning agreement or other agreement; or
- d) A communication is received from a solicitor or barrister.

4.5 Informal commentary

4.5.1 Requests for legal advice through ad-hoc telephone calls and personal attendances on LSU solicitors (including the General Counsel and Deputy General Counsel) and their responses are intended to provide commentary and general information only. They should not be relied upon as ~~specific~~ legal advice unless notified otherwise.

~~4.3.24.5.2~~ **4.5.2** If legal advice is needed in support of Council action, then ~~formal, written~~ legal advice should be sought ~~from the LSU. A referral should be made for written legal advice in particular transactions or on matters of interest arising from such communications~~ in accordance with clause 4.2 ~~or 4.3~~.

4.4.6 External legal referrals and witnesses

~~4.4.14.6.1~~ **4.6.1** Unless otherwise stated in this Policy, the General Counsel is responsible for the control, coordination and management of all Legal Services Providers (including various prosecution agencies such as the NSW Police Force, Environmental Protection Authority and the NSW National Parks and Wildlife Service) and the legal requests referred to those providers. This is to:

- a) avoid conflicts of interest;
- b) ensure consistency and quality of service;
- c) maintain client legal privilege; and
- d) maximise value from Council's expenditure on Legal Services Providers.

~~4.4.24.6.2~~ **4.6.2** Other than the CEO (who may do so only in accordance with [4.6.5](#) and [4.6.6](#) ~~4.4.5 and 4.4.6~~) Council staff must not directly engage a Legal Services Provider. For the avoidance of any doubt this applies to the initial engagement of a Legal Services Provider as Council staff may from time to time be requested to correspond with and provide instructions directly to a Legal Services Provider in certain circumstances for the purpose of efficiencies.

~~4.4.34.6.3~~ The General Counsel must consult with the referring officer before selecting a Legal Services Provider. The General Counsel, however, retains sole discretion as to the selection of this provider and the terms on which such referral of legal work will be made.

~~4.4.44.6.4~~ Legal Service Providers will be engaged in accordance with the Procurement Standards as adopted by Council.

~~4.4.54.6.5~~ The CEO may, at his/her sole discretion, directly engage a Legal Services Provider for work that is of a sensitive or urgent nature. Sensitive or urgent matters include but are not limited to:

- a) Industrial relations or staff matters (which may include seeking advice from LGNSW)
- b) Public Interest Disclosures
- c) Suspected breaches ~~or of~~ privacy legislation, corrupt conduct or breaches of the Code of Conduct

~~4.4.64.6.6~~ For the purpose of clause ~~4.6.54.4.5~~, the CEO may direct the Director of ~~City Corporate Support, the Internal Ombudsman or the Manager People and Organisational Development~~ Chief People Officer to directly engage a Legal Services Provider.

~~4.4.74.6.7~~ All engagements of a Legal Services Provider under clause ~~4.6.54.4.5~~ must be notified to the General Counsel including the name of any Legal Services Provider ~~together with estimated costs~~. These details will be included in the Active Legal Matters Register and may be reported in the annual report and/or to any auditors as required by the *Local Government Act 1993*.

~~4.4.84.6.8~~ The General Counsel is responsible for the control, coordination and management of all expert witnesses. Council staff must not directly engage witnesses ~~as~~ doing so will jeopardise any claim for client legal privilege over communications with that expert ~~or~~ witness.

4.54.7 Client legal privilege

~~4.5.14.7.1~~ Legal communication attracts client legal privilege. Client legal privilege may be waived (or lost) by inadvertent or actual disclosure of the advice or the existence of the advice to a third party.

~~4.5.24.7.2~~ Client legal privilege is recognised in many circumstances, including (relevantly for Council) as a basis for:

- a) closing a Council meeting to exclude members of the public under section 10A of the *Local Government Act 1993*;
- b) withholding documents under the *Evidence Act 1995* and the *Government Information (Public Access) Act 2009*; and

- c) withholding documents from production under a subpoena or notice to produce, whether or not Council is a party to the legal proceedings.

~~4.5.34.7.3~~ As a general rule, Council is entitled to claim client legal privilege for any communications between lawyers (including LSU lawyers) and members of Council staff or witnesses, provided those communications are for the dominant purpose of seeking or receiving legal advice or services, or where those communications relate to litigation that has already commenced or is anticipated.

~~4.5.44.7.4~~ All Councillors and members of Council staff must treat all communications between them and LSU (and any Legal Services Provider) as strictly private and confidential, and only disclose them to others within the Council on a "strictly need to know" basis. Legal advice should not, under any circumstances, be forwarded or even referred to in any published documents or written or verbal communications with anyone outside Council other than in cases of necessity, or for periodical confidential reporting to Council. Disclosing even the most general information about the legal advice may compromise its privileged status.

~~4.5.54.7.5~~ Communications from LSU to or from Legal Services Providers should not be disclosed to anyone outside Council, without first obtaining the written approval of the General Counsel or Deputy General Counsel.

4.74.8 Notification of matters to the Mayor and Councillors

~~4.8.1~~ The General Counsel will keep the Mayor and Councillors apprised of the progress and outcome of major or significant litigation or transactions by:

- ~~(a)~~ providing quarterly reports to Council for consideration in confidential session; or
- ~~(d)~~ (b) publicly reporting information that does not waive legal professional privilege.

~~4.7.24.8.2~~ All insured litigation, managed by the Civic Risk Mutual Panel, is dealt with through the Civic Risk Mutual Board. Councillors who are members of the Board will receive information through the Board and must adhere to the Board's fiduciary obligations.

4.84.9 Legal advice to be followed – Model litigant

~~4.8.14.9.1~~ Other than as set out in ~~4.9.34.8.2~~ and ~~4.9.44.8.3~~, legal advice provided by the LSU or by a Legal Services Provider is to be followed by Council. It is noted that, pursuant to section 731 of the *Local*

Government Act 1993, Councillors and staff are not liable personally for anything done in good faith.

4.8.24.9.2 LSU and Council acknowledge the obligation to act as a model litigant in relation to civil claims and civil litigation in accordance with the Model Litigant Policy adopted by Department of Justice NSW. The obligation to act as a model litigant requires more than merely acting honestly and in accordance with the law and court rule. It also goes beyond the requirement for a lawyer to act in accordance with their ethical obligations. Essentially it requires ~~council~~ Council to act with complete propriety, fairly and in accordance with the highest professional standards.

4.8.34.9.3 Council staff who do not wish to follow the advice provided by LSU or by a Legal Services Provider may request that the General Counsel seek a second opinion from another Legal Services Provider. After discussing the matter with the referring officer, the General Counsel may seek a second opinion from a Legal Services Provider in accordance with 4.6 4.4 (External legal referrals and witnesses).

4.8.44.9.4 The CEO, or the Council by resolution, may (in writing) authorise Council staff to not act in accordance with advice provided by LSU or by a Legal Services Provider and, in that case, the CEO will inform the General Counsel of his/her decision and the reasons for making that decision.

4.94.10 **Review of legal services**

4.9.14.10.1 Council staff may request that the General Counsel review specific legal services provided by LSU or a Legal Services Provider.

4.9.24.10.2 Requests for review must be in writing and contain sufficient information and supporting documents to enable the General Counsel to review the services provided.

4.10.3 The General Counsel must acknowledge receipt of a request for review within ~~48 hours~~ two business days and must respond to the request with 14 calendar days (or such other reasonable time having regard to the request and the circumstances).

4.9.34.10.4 The General Counsel may conduct a review personally or arrange for another person to do the review and may engage a Legal Services Provider for this purpose.

4.11 Breaches of this policy

4.11.1 A breach of this policy will be dealt with in accordance with Council's Code of Conduct and Code of Conduct Procedures and in the case of

staff, will consider the relevant provisions of the Award, relevant policies and/or enterprise/industrial agreements.

AUTHORISED BY

Council

EFFECTIVE FROM

27 March 2024

DEPARTMENT RESPONSIBLE

Corporate Support (LSU)

REVIEW DATE

27 March 2028

REFERENCES

Liverpool City Council: Code of Conduct

Liverpool City Council: Code of Conduct Procedures

Liverpool City Council: ~~Ethical Governance~~: Conflicts of Interest PolicyLiverpool City Council: Councillor Access to Information and Interaction with Staff Policy

Model Litigant Policy – NSW Department of Justice:

<https://www.justice.nsw.gov.au/legal-services-coordination/Pages/info-for-govt-agencies/model-litigant-policy.aspx>Procurement Standards**VERSION**

Version	Amended by	Changes made	Date	TRIM Number
1	Council	Original adoption	23 December 2013	270066.2013
2	Council	Complete review	29 July 2015	126646.2015
3	Council	Complete review	27 February 2019	033829.2019
4	Council	Complete review	27 March 2024	XXXXXX <u>003894</u> .2024

CORP 02

Investment Report February 2024

Strategic Objective	Visionary, Leading, Responsible Ensure Council is accountable and financially sustainable through the strategic management of assets and resources
File Ref	072652.2024
Report By	Vishwa Nadan - Chief Financial Officer
Approved By	Farooq Portelli - Director Corporate Support

EXECUTIVE SUMMARY

This report details Council's investment portfolio and its performance at 29 February 2024. Key highlights include:

- Council held investments with a market value of \$405 million.
- The Reserve Bank of Australia (RBA)'s official cash rate remains at 4.35 per cent.
- The portfolio yield (for the year to February 2024) was 11 basis points below the benchmark (AusBond Bank Bill Index)

	AusBond Bank Bill Index (ABBI)
Benchmark	4.10%
Portfolio yield	3.99%
Performance below benchmark	-0.11%

- The current ABBI benchmark reflects RBA aggressive action to lift the cash rate. The portfolio performance, as expected, is below ABBI benchmark and this trend will continue until such time low-yielding investments mature.
- Year-to-date, Council's investment income was \$5.14 million higher than the original budget. This is due to a combination of increase in market interest rates and unrealised gain in fair value of Floating Rate Notes (FRNs).
- Year-to-date, Council's investment in mortgage-backed securities (MBSs) is valued at \$518 thousand below face value. Council's investment advisor continues to review Council's investment in MBSs and recommends Council continue to hold its investments in the Class A and both Class C securities. There is significant uncertainty

associated with these investments, however presently Council's investment advisor believes there is, on balance, more upside opportunity than downside risk. This is subject to ongoing regular review. MBSs are no longer rated.

- Council's investments and reporting obligations fully complied with the requirements of section 625 of the *Local Government Act 1993* and section 212 of the *Local Government (General) Regulation 2021*.
- Council's portfolio also fully complied with limits set out in its current Investment Policy, noting the exception applicable to MBSs (as investment in them pre-dates the current Investment Policy).
- Council is committed to NSW TCorp's balanced investment framework and held 14.37 per cent of its portfolio in ADIs rated BBB and below.

RECOMMENDATION

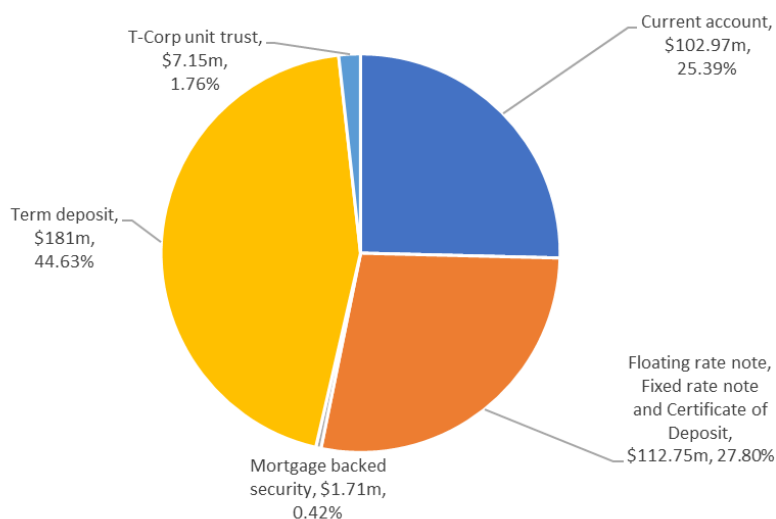
That Council receive and note this report.

REPORT

Section 212 of the *Local Government (General) Regulation 2021* requires that the Responsible Accounting Officer must provide Council with a written report setting out details of all money that Council has invested under section 625 of the *Local Government Act 1993*.

Council's portfolio

At 29 February 2024, Council held investments with a market value of \$405 million. Council's investment register detailing all its investments is provided as an attachment to this report. In summary, Council's portfolio consisted of investments in:



The ratio of market value compared to face value of various debt securities is shown in the table below.

Asset class	Feb-24	Jan-24	Jun-23
Senior debts (FRNs ,TCDs & FRBs)*	98.73%	98.69%	98.25%
MBS (Reverse mortgage-backed securities)	76.77%	82.26%	82.02%
T-Corp unit trusts	116.81%	113.85%	107.38%

***Definition of terms**

- *FRN - Floating Rate Note - returns an aggregate of a fixed margin and a variable benchmark (usually the Bank Bill Swap Rate).*
- *FRB - Fixed Rate Bond – returns a fixed coupon (interest) rate and is tradeable before maturity.*
- *TCD - Transferrable Certificate of Deposit - security issued with the same characteristics as a term deposit, however it can be sold back (transferred) into the market prior to maturity. A floating TCD pays a coupon linked to a variable benchmark (90-day Bank Bill Swap Rate).*

Council continues to closely monitor the investments in its portfolio to ensure continued compliance and minimal exposure to risk.

Council is committed to NSW TCorp's balanced investment framework and held 14.37 per cent of its portfolio in ADIs rated BBB and below.

Mortgaged-backed securities

Council's investment advisor regularly reviews investments in grandfathered mortgage-backed securities (MBSs) and continues to recommend "hold" position on investments in Class A and both Class C securities.

There is significant uncertainty associated with these investments, however presently the investment advisors believe there is, on balance, more upside opportunity than downside risk. Notwithstanding this recommendation, Council's investment advisor has assessed that both Class C securities are likely to eventually default. However, Council will continue to receive interest up until default which is likely to be many years in the future. Fitch Rating Agency has decided to withdraw its rating on MBSs and as a result, Council's investments in these securities are now classed as non-rated. Year-to-date, Council's investment in MBSs is valued at \$518 thousand below face value.

Portfolio maturity profile

The table below shows the percentage of funds invested at different durations to maturity.

Term to maturity	Total	% Holdings	Term to maturity policy limit minimum	Term to maturity policy limit maximum	Complies to Investment policy "Yes/No"
Current account	102,968,641	25.39%			
Term deposits < 1 year	104,000,000	25.64%			
T-Corp unit trust	7,154,921	1.76%			
Tradeable securities	112,750,549	27.80%			
Portfolio % < 1 year (Short term liquidity)	326,874,111	80.59%	30%	100%	Yes
Term deposit > 1 year < 3 years	77,000,000	18.98%	0%	70%	Yes
Grand fathered securities	1,710,596	0.42%	N/A	N/A	Yes
Portfolio % (Medium term liquidity)	78,710,596	19.41%			Yes
Total portfolio	405,584,707	100.00%			

Counterparty policy limit compliance

Issuer	Security rating	Market value	% Total value	Maximum Institutional policy limit % holdings	Complies to Investment policy "Yes/No"
AMP Bank Ltd	BBB	17,422,873	4.30%	15%	Yes
ANZ Banking Group Ltd	AA-	33,749,142	8.32%	35%	Yes
Bendigo & Adelaide Bank Ltd	BBB+	2,692,973	0.66%	15%	Yes
Bank Australia	BBB	1,356,206	0.33%	15%	Yes
Bank of Queensland Ltd	BBB+	14,313,491	3.53%	15%	Yes
Citibank Australia Ltd	A+	1,001,090	0.25%	25%	Yes
Commonwealth Bank of Australia Ltd	AA-	124,724,772	30.75%	35%	Yes
Emerald Reverse Mortgage Trust (Class A)	Unrated	632,376	0.16%	5%	Yes
Emerald Reverse Mortgage Trust (Class C)	Unrated	1,078,220	0.27%	5%	Yes
Great Southern Bank	BBB	8,502,260	2.10%	15%	Yes
G&C Mutual Bank	BBB	3,000,000	0.74%	15%	Yes
HSBC Sydney Branch	AA-	5,009,525	1.24%	35%	Yes
ING Direct	A	37,000,000	9.12%	25%	Yes
ING Direct	AAA	1,647,491	0.41%	35%	Yes
Macquarie Bank	A+	16,069,626	3.96%	25%	Yes
Mizuho Bank	A	3,502,468	0.86%	25%	Yes
National Australia Bank Ltd	AA-	48,279,994	11.90%	35%	Yes
Newcastle Greater Mutual Group Ltd	BBB	605,918	0.15%	35%	Yes
Northern Territory Treasury	AA-	15,000,000	3.70%	35%	Yes
NSW Treasury Corporation	Unrated	7,154,921	1.76%	5%	Yes
Rabobank Australia Ltd	A+	7,209,489	1.78%	25%	Yes
Rabobank Australia Limited	A	6,000,000	1.48%	25%	Yes
RACQ Bank	BBB+	1,502,544	0.37%	15%	Yes
Sumitomo Mitsui Banking	A	9,008,544	2.22%	25%	Yes
Suncorp Bank	A+	9,226,072	2.27%	25%	Yes
UBS AG	A+	4,386,650	1.08%	25%	Yes
Westpac Banking Corporation Ltd	AA-	25,508,063	6.29%	35%	Yes
Portfolio Total		405,584,707	100.00%		

Credit rating policy limit compliance

Credit rating	Market value	% Portfolio	Maximum policy limit	Complies to Investment policy "Yes/No"
AAA Category	1,647,491	0.41%	100%	Yes
AA Category	252,271,495	62.20%	100%	Yes
A Category	93,403,939	23.03%	60%	Yes
BBB Category	49,396,265	12.18%	45%	Yes
Unrated	8,865,517	2.19%	10%	Yes
Total Portfolio	405,584,707	100.00%		

Compliance with Investment policy – In summary

Legislative requirements	✓	Fully compliant, noting exception applicable to grandfathered mortgaged-backed investments.
Portfolio credit rating limit	✓	Fully compliant
Institutional exposure limits	✓	Fully compliant
Overall portfolio credit limits	✓	Fully compliant
Term to maturity limits	✓	Fully compliant

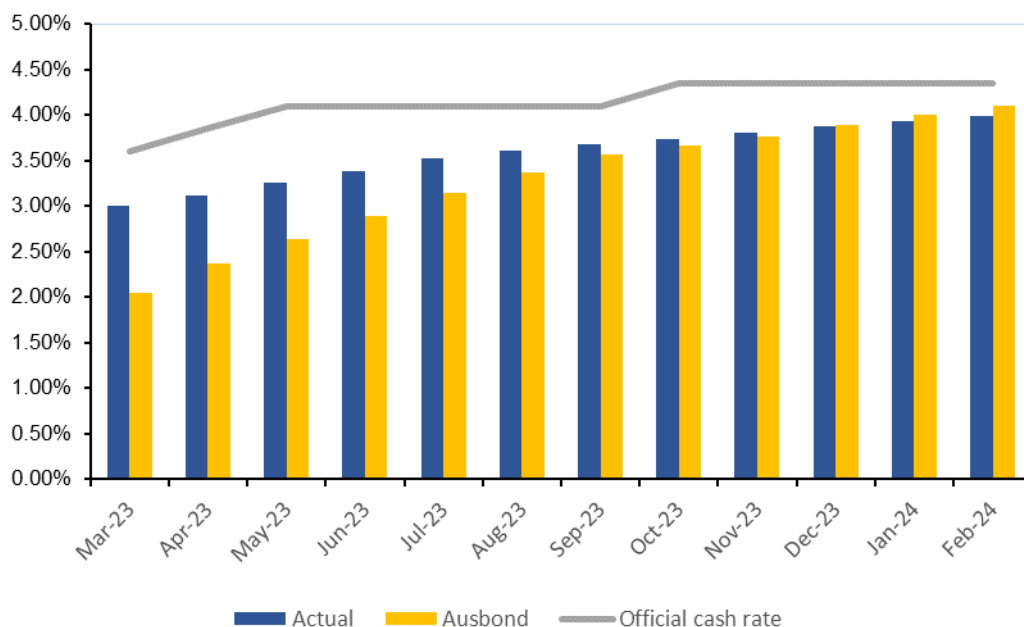
Portfolio performance against relevant market benchmark

Council's Investment Policy prescribes the AusBond Bank Bill Index (ABBI) as a benchmark to measure return on cash and fixed interest securities. The ABBI represents the average daily yield of a parcel of bank bills. Historically there has been a positive correlation between changes in the cash rate and the resulting impact on the ABBI benchmark.

The current ABBI benchmark reflects RBA actions to aggressively lift the cash rate. The portfolio performance is expected to be below ABBI benchmark in coming months and this trend will continue until such time low-yielding investments mature.

The portfolio yield for the year to February 2024 was below the ABBI index by 11 basis points (portfolio yield: 3.99%; ABBI: 4.10%).

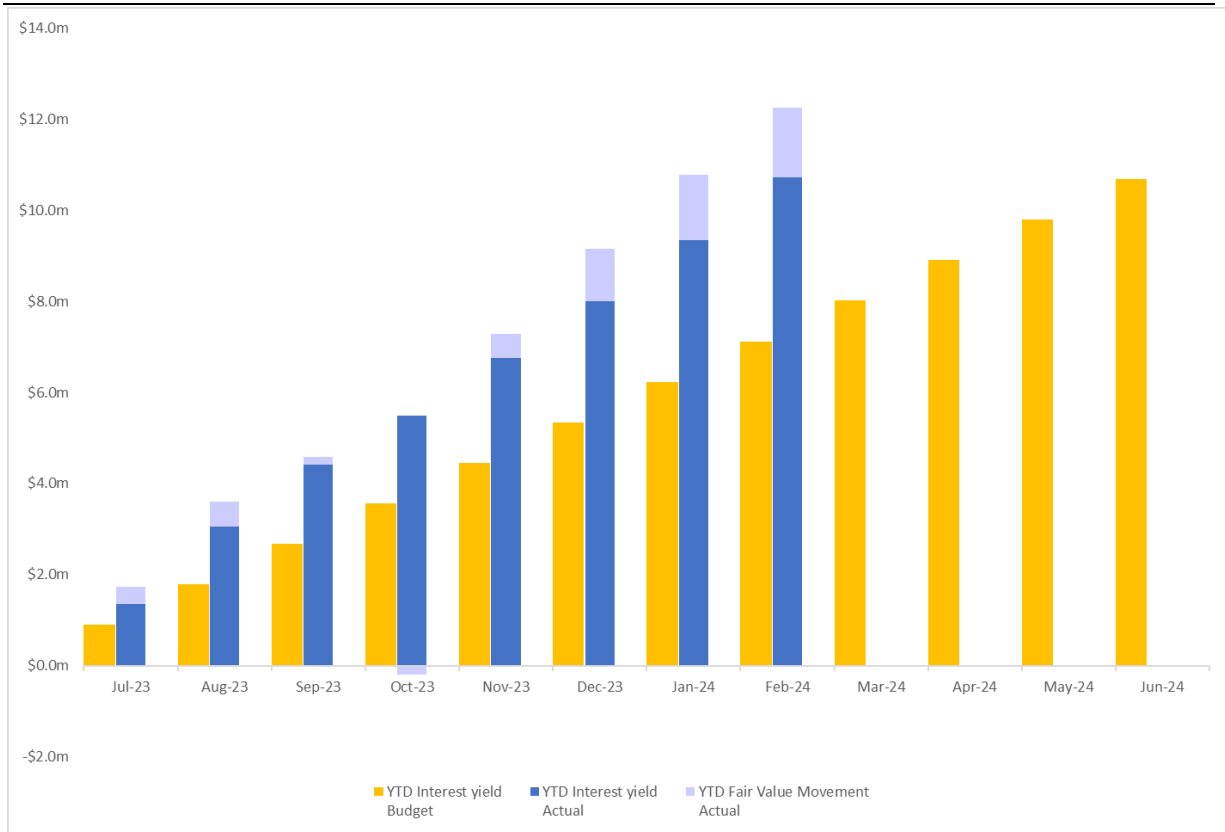
Comparative yields for the previous months are charted below:



Performance of portfolio returns against budget

Year-to-date, Council's investment income was \$5.14 million higher than the original budget. This is due to a combination of increase in market interest rate and unrealised gain in fair value of Floating Rate Notes (FRNs).

	YTD Budget	YTD Actuals	Budget Variance
Interest yield on cash holdings	\$7.12m	\$10.72m	\$3.60m
Fair value market movement	\$0.00m	\$1.54m	\$1.54m
Total	\$7.12m	\$12.26m	\$5.14m



Economic outlook – Reserve Bank of Australia

The official cash rate is 4.35 per cent. The Reserve Bank of Australia's next meeting is on 19 March 2024.

Certificate of Responsible Accounting Officer

The Chief Financial Officer, as Responsible Accounting Officer, certifies that the investments listed in the attached report have been made in accordance with section 625 of the *Local Government Act 1993*, section 212 of the *Local Government (General) Regulation 2021* and Council's Investment Policy at the time of their placement. The previous investments are covered by the grandfathering clauses of the current investment guidelines issued by the Minister for Local Government.

CONSIDERATIONS

Economic	Council's investment income was \$5.14 million higher than the original budget at 29 February 2024.
Environment	There are no environmental and sustainability considerations.
Social	There are no social and cultural considerations.
Civic Leadership	There are no civic leadership and governance considerations.
Legislative	<p>Local Government Act 1993, section 625</p> <p>Local Government (General) Regulation 2021, section 212</p> <p>As required by the Local Government Act, Council is fully compliant with the ministerial requirements specified in the <i>Local Government Act 1993 – Investment Order</i> (relating to investments by councils) and with reporting requirements under section 212 of the <i>Local Government (General) Regulation 2021</i>.</p>
Risk	The capital value and return-on-investment is subject to market risks. Investment limits prescribed in Council's policy framework is aimed to mitigate these risks.

ATTACHMENTS

1. Investment Portfolio February 2024



Portfolio Valuation As At 29 February 2024

Fixed Interest Security	Maturity Date	Rating	Current	Market Value	Total	Yield
Current Account						
CBA Business Saver		AA-	82,328,463.58	82,328,463.58	20.30%	4.20%
CBA General Account		AA-	3,186,565.66	3,186,565.66	0.79%	0.00%
AMP Business Saver		BBB	2,052,298.16	2,052,298.16	0.51%	3.30%
AMP Notice Account		BBB	15,370,574.39	15,370,574.39	3.79%	5.20%
Macquarie Bank Accelerator Account		A+	29,145.72	29,145.72	0.01%	3.91%
Macquarie Bank Account		A+	1,593.47	1,593.47	0.00%	3.91%
			102,968,640.98	102,968,640.98	25.39%	
Fixed Rate Bond						
Commonwealth Bank	14/01/2027	AA-	5,000,000.00	4,698,025.00	1.16%	2.40%
Bank of Queensland	29/10/2025	BBB+	4,000,000.00	3,927,056.00	0.97%	4.00%
Bank of Queensland	27/10/2026	BBB+	4,750,000.00	4,386,435.00	1.08%	2.10%
Bendigo & Adelaide Bank	17/03/2025	BBB+	2,750,000.00	2,692,973.25	0.66%	3.00%
UBS AG	26/02/2026	A+	2,550,000.00	2,363,184.45	0.58%	1.10%
ING Direct	19/08/2026	A	1,800,000.00	1,647,491.40	0.41%	1.10%
Macquarie Bank	14/09/2026	A+	4,200,000.00	4,219,118.40	1.04%	4.95%
NAB	25/02/2027	AA-	4,500,000.00	4,274,437.50	1.05%	2.90%
Suncorp	25/01/2027	A+	4,500,000.00	4,220,307.00	1.04%	2.50%
			34,050,000.00	32,429,028.00	8.00%	
Floating Rate Note						
ANZ Bank	29/08/2024	AA-	5,000,000.00	5,008,755.00	1.23%	5.11%
ANZ Bank	16/01/2025	AA-	3,000,000.00	3,008,484.00	0.74%	5.11%
ANZ Bank	31/03/2028	AA-	2,500,000.00	2,519,435.00	0.62%	5.42%
ANZ Bank	11/09/2028	AA-	4,200,000.00	4,210,248.00	1.04%	5.29%
ANZ Bank	05/02/2029	AA-	1,000,000.00	1,002,220.00	0.25%	5.31%
Bank Australia	21/02/2028	BBB	1,350,000.00	1,356,205.95	0.33%	6.03%
Citibank, N.A.	14/11/2024	A+	1,000,000.00	1,001,090.00	0.25%	5.23%
Commonwealth Bank	17/08/2028	AA-	3,500,000.00	3,511,718.00	0.87%	5.29%
Credit Union Australia	24/10/2024	BBB	2,500,000.00	2,502,260.00	0.62%	5.47%
HSBC	27/09/2024	AA-	3,000,000.00	3,005,715.00	0.74%	5.20%
HSBC	27/09/2024	AA-	2,000,000.00	2,003,810.00	0.49%	5.20%
Macquarie Bank	07/08/2024	A+	4,000,000.00	4,005,588.00	0.99%	5.15%
Macquarie Bank	12/02/2025	A+	3,000,000.00	3,008,094.00	0.74%	5.19%
Macquarie Bank	14/09/2026	A+	4,800,000.00	4,806,086.40	1.18%	5.20%
Mizuho Bank	18/01/2027	A	3,500,000.00	3,502,467.50	0.86%	5.23%
NAB	19/06/2024	AA-	4,000,000.00	4,005,556.00	0.99%	5.29%
Newcastle Greater Mutual Group Ltd	14/02/2029	BBB	600,000.00	605,917.80	0.15%	6.20%
Rabobank Australia Branch	27/01/2027	A+	2,700,000.00	2,692,251.00	0.66%	5.09%
Rabobank Australia Branch	19/01/2028	A+	1,500,000.00	1,512,345.00	0.37%	5.52%
Rabobank Australia Branch	26/02/2029	A	3,000,000.00	3,004,893.00	0.74%	5.37%
RACQ Bank	24/02/2026	BBB+	1,500,000.00	1,502,544.00	0.37%	5.84%
Suncorp	30/07/2024	A+	3,000,000.00	3,003,459.00	0.74%	5.12%
Suncorp	30/07/2024	A+	2,000,000.00	2,002,306.00	0.49%	5.12%
Sumitomo Mitsui Banking	23/10/2026	A	5,000,000.00	5,010,520.00	1.24%	5.25%
Sumitomo Mitsui Banking	20/01/2027	A	4,000,000.00	3,998,024.00	0.99%	5.13%
UBS AG	24/11/2028	A+	2,000,000.00	2,023,466.00	0.50%	5.79%

Westpac	24/04/2024	AA-	4,000,000.00	4,002,900.00	0.99%	5.49%
Westpac	16/08/2024	AA-	2,500,000.00	2,505,162.50	0.62%	5.22%
			80,150,000.00	80,321,521.15	19.80%	

Mortgage Backed Security

EmeraldMBS2006-1A	21/08/2051	Unrated	728,334.87	632,376.02	0.16%	4.78%
EmeraldMBS2006-1C	21/08/2056	Unrated	1,000,000.00	739,841.00	0.18%	5.53%
EmeraldMBS2007-1C	23/07/2057	Unrated	500,000.00	338,378.50	0.08%	5.30%
			2,228,334.87	1,710,595.52	0.42%	

Term Deposit

ANZ	30/04/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.09%
ANZ	01/07/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.13%
ANZ	30/07/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.15%
ANZ	26/10/2026	AA-	3,000,000.00	3,000,000.00	0.74%	5.35%
Bank of Queensland	28/03/2024	BBB+	3,000,000.00	3,000,000.00	0.74%	2.40%
Bank of Queensland	31/05/2024	BBB+	3,000,000.00	3,000,000.00	0.74%	3.72%
Commonwealth Bank	28/03/2024	AA-	3,000,000.00	3,000,000.00	0.74%	2.43%
Commonwealth Bank	15/08/2024	AA-	3,000,000.00	3,000,000.00	0.74%	5.57%
Commonwealth Bank	12/12/2024	AA-	10,000,000.00	10,000,000.00	2.47%	4.63%
Commonwealth Bank	13/01/2025	AA-	5,000,000.00	5,000,000.00	1.23%	4.63%
Commonwealth Bank	27/11/2025	AA-	10,000,000.00	10,000,000.00	2.47%	4.60%
ING Bank	15/01/2025	A	5,000,000.00	5,000,000.00	1.23%	5.26%
ING Bank	18/02/2025	A	5,000,000.00	5,000,000.00	1.23%	5.18%
ING Bank	05/08/2025	A	3,000,000.00	3,000,000.00	0.74%	5.30%
ING Bank	01/09/2025	A	3,000,000.00	3,000,000.00	0.74%	5.37%
ING Bank	24/09/2025	A	5,000,000.00	5,000,000.00	1.23%	5.20%
ING Bank	15/01/2026	A	5,000,000.00	5,000,000.00	1.23%	5.04%
ING Bank	25/09/2026	A	5,000,000.00	5,000,000.00	1.23%	5.15%
ING Bank	10/10/2028	A	3,000,000.00	3,000,000.00	0.74%	5.30%
ING Bank	20/11/2028	A	3,000,000.00	3,000,000.00	0.74%	5.40%
G & C Mutual Bank	17/09/2025	BBB	3,000,000.00	3,000,000.00	0.74%	5.20%
Great Southern Bank	23/04/2024	BBB	3,000,000.00	3,000,000.00	0.74%	5.12%
Great Southern Bank	29/07/2024	BBB	3,000,000.00	3,000,000.00	0.74%	5.24%
NAB	30/05/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.02%
NAB	30/05/2024	AA-	5,000,000.00	5,000,000.00	1.23%	3.49%
NAB	25/06/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.20%
NAB	19/08/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.17%
NAB	28/08/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.16%
NAB	13/09/2024	AA-	5,000,000.00	5,000,000.00	1.23%	1.10%
NAB	30/09/2024	AA-	5,000,000.00	5,000,000.00	1.23%	5.14%
NAB	08/09/2025	AA-	5,000,000.00	5,000,000.00	1.23%	0.82%
Northern Territory Treasury	16/12/2024	AA-	5,000,000.00	5,000,000.00	1.23%	1.00%
Northern Territory Treasury	15/12/2025	AA-	5,000,000.00	5,000,000.00	1.23%	1.20%
Northern Territory Treasury	15/12/2026	AA-	5,000,000.00	5,000,000.00	1.23%	1.50%
Rabobank Australia Limited	18/02/2028	A	3,000,000.00	3,000,000.00	0.74%	5.06%
Rabobank Australia Limited	20/02/2029	A	3,000,000.00	3,000,000.00	0.74%	5.19%
Westpac	25/03/2024	AA-	3,000,000.00	3,000,000.00	0.74%	2.39%
Westpac	31/05/2024	AA-	5,000,000.00	5,000,000.00	1.23%	3.54%
Westpac	28/10/2024	AA-	3,000,000.00	3,000,000.00	0.74%	5.42%
Westpac	28/02/2025	AA-	5,000,000.00	5,000,000.00	1.23%	5.16%
Westpac	27/10/2025	AA-	3,000,000.00	3,000,000.00	0.74%	5.37%
			181,000,000.00	181,000,000.00	44.63%	
Total			400,396,975.85	398,429,785.65	98.24%	

T-Corp

NSWTC IM Long Term Growth Fund	Unrated	6,125,337.88	7,154,921.00	1.76%
		6,125,337.88	7,154,921.00	1.76%
Total		400,396,975.85	398,429,785.65	98.24%
Portfolio Total		406,522,313.73	405,584,706.65	100.00%

CEBP 01**Enterprise Risk Management Policy**

Strategic Objective	Visionary, Leading, Responsible Demonstrate a high standard of transparency and accountability through a comprehensive governance framework
File Ref	084734.2024
Report By	George Hampouris - Head of Audit, Risk and Improvement
Approved By	Michelle Mcilvenny - Director Customer & Business Performance

EXECUTIVE SUMMARY

Council's Enterprise Risk Management (ERM) Policy (refer to Attachment 1) has been developed to align to Council's re-designed Risk Framework and current structure. For visibility of changes made to this Policy against the previous, a version with tracked changes is attached (refer to Attachment 2).

RECOMMENDATION

That the Enterprise Risk Management Policy be approved.

REPORT

The Enterprise Risk Management (ERM) Policy communicates Liverpool City Council's commitment to maintaining a robust and effective risk management framework to help promote a positive risk culture and proactively manage enterprise wide risks to support the achievement of Council's strategic and operational objectives. The Policy highlights the core components of the ERM framework and provides an outline of responsibilities.

This Policy has been endorsed by Council's Audit, Risk and Improvement Committee prior to it being tabled to Council. At the Governance Committee on 12 March 2024, Council was presented with the Draft ERM Policy and Risk Strategy. In addition, the Committee adopted the Risk Appetite Statement (RAS). The RAS provides Council with broad parameters around the amount and type of risk it is willing to take to meet its strategic and operational objectives.

Based on the presentation to the Governance Committee on the 12 March, it was mentioned that the RAS may need to be adopted by Resolution of Council, however was still awaiting OLG advice on this matter. This has since been clarified and it is not a legislative requirement and therefore the adoption at the Governance Committee sufficed.

FINANCIAL IMPLICATIONS

There are no financial implications relating to this recommendation.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	There are no social and cultural considerations.
Civic Leadership	Provide information about Council's services, roles, and decision-making processes. Operate a well-developed governance system that demonstrates accountability, transparency, and ethical conduct.
Legislative	Local Government Act 1993, sections 428A and 428B. Local Government (General) Regulation 2021, Section 216.

ATTACHMENTS

1. ERM Policy
2. ERM Policy with changes tracked



ENTERPRISE RISK MANAGEMENT POLICY

Adopted: XXXX

TRIM: XX



ENTERPRISE RISK MANAGEMENT POLICY

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ENTERPRISE RISK MANAGEMENT POLICY

1. PURPOSE

The purpose of this Policy is to communicate Liverpool City Council's commitment to maintaining a robust and effective risk management framework to help promote a positive risk culture and proactively manage risks to support the achievement of Council's strategic and operational objectives. This Policy highlights the core components of the Enterprise Risk Management Framework (ERMF) in place and the responsibilities of Council officials.

By properly understanding and managing risk within the boundaries of our risk appetite, we can provide greater certainty and security to our community and other stakeholders. Effective enterprise-wide risk management will enable us to deliver on our commitments and ensure we make risk based decisions on how we can develop, implement and manage our services and assets and facilitate continuous improvement.

2. OBJECTIVES

Council is committed to the formal, systematic and proactive management of risks. This strengthens the capacity and capability to effectively deliver services to the community by minimising the impact of uncertainty whilst supporting the pursuit of opportunity

This policy is applicable to Council and all of its services, operations, systems and people. Council is committed to;

- Developing, implementing and maintaining a comprehensive and mature ERMF;
- Establishing Council's appetite for risk with respect to strategic objectives and day-to-day decisions;
- Ensuring the process of identifying and managing risk is in accordance with ISO 31000:2018 Risk Management- Guidelines;
- Establishing and implementing an ERM strategy to facilitate and support Council's vision for ERM;
- Ensuring the Executive Leadership Team (ELT) and Audit, Risk and Improvement Committee (ARIC) have ongoing risk oversight;
- Providing ongoing communication and training to staff on their accountabilities and responsibilities with respect to risk management; and
- Ensuring managers and staff are committed to managing risks and conducting risk assessments across all levels of risk (strategic, operational and compliance) in accordance with the ERMF.

3. LEGISLATIVE REQUIREMENTS AND APPLICABLE STANDARDS

Australian Standard: AS/NZS ISO 31000:2018
Local Government Act 1993

4. DEFINITIONS

ENTERPRISE RISK MANAGEMENT POLICY

Term	Meaning
<i>Risk</i>	Effect of uncertainty on objectives. Effect is a deviation from the expected and may be positive and/or negative
<i>Risk Management</i>	The coordinated activities to direct and control an organization with regard to risk.
<i>Enterprise Risk Management Framework</i>	The set of components that provide the foundations and organisational arrangements for designing, implementing, monitoring, reviewing and continually improving risk management throughout the organisation.
<i>Risk Management Process</i>	Systematic application of management policies, procedures and practices to the activities of communicating, consulting, establishing the context, and identifying, analysing, evaluating, treating, monitoring and reviewing risk.
<i>Control</i>	An existing Council process, policy, procedure or activity that minimises negative risk impacts and enhances positive risk opportunities.
<i>Risk Treatment</i>	A process to modify the risk by removing the risk source and/or changing the likelihood or consequence

5. POLICY STATEMENT

Liverpool City Council will adopt a structured ERMF which will ensure a standard approach to the identification and management of risk across Council.

Council is committed to the principles, framework and process of managing risk as outlined in ISO 31000:2018 Risk Management Guidelines and commits to fully integrating risk management within the Council and applying it to decision-making, functions, services and activities of the Council in accordance with our statutory requirements.

It is expected that risks will be identified and managed prior to the risk impacting Council's objectives by using Risk Registers.

Council's aim is to ensure risk management is embedded in day-to-day operations by incorporating the principles of the ERMF into policies and procedures. Our approach to risk management will include regular review, measurement, reporting and open communication.

ENTERPRISE RISK MANAGEMENT POLICY**6. ERM FRAMEWORK**

Liverpool Council's ERMF aims to support the achievement of organisational objectives and considers all types of strategic and operational risks.

The ERMF provides the framework and organisational arrangements for designing, implementing, monitoring, reviewing and continually improving risk management. It consists of:

- Enterprise Risk Management Policy (this Policy) to clearly communicates Council's intent and commitment and its broad risk framework;
- Risk Appetite Statement to help guide management and risk owners in respect to the parameters of acceptable risk taking and tolerances;
- Enterprise Risk Management Strategy to describe the mechanisms for implementing, resourcing, communicating and improving risk management as well as measuring and reporting risk management performance;
- Annual Risk Management Plan which aligns to the ERMF and provides detail of the program of risk management activities; and
- Risk Assessments and Reporting instruments applicable to all functions across Council.

7. ACCOUNTABILITIES AND RESPONSIBILITIES FOR MANAGING RISK

Position	Responsibility
Councillors	<p>Councillors are responsible for setting the foundational elements of council's ERMF and setting the 'tone at the top'. This includes:</p> <ul style="list-style-type: none">• endorsing Council's enterprise risk management approach.• adopting Council's ERM Policy and Risk Appetite Statement and ensure decision-making processes are aligned.• receiving and being informed of the ERM Strategy- a key component of Council's ERMF• considering risk implications in its decision-making to ensure alignment with Council's risk appetite.

ENTERPRISE RISK MANAGEMENT POLICY

Chief Executive Officer	Provides risk management leadership and is ultimately responsible and accountable for risk management. Supports and drives the implementation of risk management throughout Council.
Directors	<ul style="list-style-type: none"> • Creating a control environment that promotes prudent risk management practices with effective internal controls • Ensure all key risks are identified within the Directorates and have appropriate treatment plans in place where they are rated higher than Council's risk appetite. <p>As a member of the ELT, manage strategic risks facing Council and embed this Policy and related ERMF processes into their areas of responsibility. Oversee and sign off on the implementation and/or existence of controls to mitigate Council's key risks.</p>
Audit, Risk and Improvement Committee (ARIC)	<p>The Audit, Risk & Improvement Committee is responsible for independently reviewing and providing advice to Council in relation to risk management. To ensure Council is effectively managing its risk and complying with its statutory obligations, Council's ARIC is responsible for reviewing the Council's:</p> <ul style="list-style-type: none"> • ERMF • risk management strategies for major projects or undertakings • control environment and insurance arrangements • business continuity planning arrangements, and • fraud and corruption prevention framework and activities
Head Audit, Risk and Improvement	<ul style="list-style-type: none"> • The Head of ARIC has overall responsibility for leading the risk management function which is responsible for facilitating and/or undertaking the activities required to implement council's ERMF • provide specialist risk management skills and knowledge
Managers	Along with the Directors may be the 'risk owners' and thus accountable for implementing and maintaining sound risk management practices in their day-to-day activities within their sphere of accountability and authority. Managers help identify, evaluate and manage risks, escalate incidents/issues to Executive and ensure staff are aware of and adhere to the policy and enterprise risk management framework.

ENTERPRISE RISK MANAGEMENT POLICY

Staff	All staff are responsible for identifying risk within their work areas in a timely manner
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AUTHORISED BY

Council Resolution

EFFECTIVE FROM

DIRECTORATE/ UNIT RESPONSIBLE

Office of the Chief Executive Officer (Internal Audit)

REVIEW DATE

VERSIONS

Version	Amended by	Date	Changes made	TRIM Number
1	Adopted by Council	16 December 2014	Not applicable	117975.2014
2	Adopted by Council	28 June 2017	Merging of ERM Strategy and ERM Policy	103446.2017
3	Adopted by Council	27 March 2019	Streamlining policy to focus on framework, objectives and roles/responsibilities	351446.2018
4				

THIS POLICY HAS DEVELOPED AFTER CONSULTATION WITH

Audit Risk and Improvement Committee

Executive Leadership Team

City Corporate Services (Governance, Legal Services and Procurement)

REFERENCES

Australian Standard AS/NZS ISO 31000:2018 Risk Management

Liverpool City Council: Audit, Risk and Improvement Committee Charter

Liverpool City Council: Fraud and Corruption Prevention Policy

Liverpool City Council: Internal Audit Charter

Liverpool City Council: Work Health and Safety Policy

Liverpool City Council: Business Continuity Plan



ENTERPRISE RISK MANAGEMENT POLICY

Adopted: ~~XX-February-2019~~XXXX

TRIM: ~~XX351446-2018~~



Style Definition: Comment Text

ENTERPRISE RISK MANAGEMENT POLICY

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ENTERPRISE RISK MANAGEMENT POLICY

1. PURPOSE

The purpose of this Policy is to communicate Liverpool City Council's commitment to maintaining a robust and effective risk management framework to help promote a positive risk culture and proactively manage ~~enterprise-wide~~ risks to support the achievement of Council's strategic and operational objectives. This Policy highlights the core components of the ~~enterprise-risk management framework~~Enterprise Risk Management Framework (ERMF) in place and ~~the~~ responsibilities of Council ~~Officials~~officials.

By properly understanding and managing risk within the boundaries of our risk appetite, we can provide greater certainty and security to our ~~Community~~community and other stakeholders. Effective enterprise-wide risk management will enable us to deliver on our commitments and ensure we make ~~confident~~risk based decisions on how we can develop, implement and manage our services and assets and facilitate continuous improvement.

2. OBJECTIVES

Council is committed to the formal, systematic and proactive management of risks. This strengthens ~~the~~ capacity and capability to effectively deliver services to the community by minimising the impact of ~~adversity and loss~~uncertainty whilst supporting the pursuit of opportunity

This policy is applicable to Council and all of its services, operations, systems and people. Council is committed to;

- Developing, implementing and maintaining a comprehensive and mature ~~ERM Framework~~ERMF;
- Establishing Council's appetite for risk with respect to strategic objectives and day ~~-to-day~~ decisions;

ENTERPRISE RISK MANAGEMENT POLICY

- Ensuring the process of ~~identification~~identifying and managing risk is in accordance with ISO 31000:2018 Risk Management-~~Guidelines~~;
- Establishing and implementing an ERM strategy to facilitate and support Council's vision for ERM-;
- Ensuring the Executive ~~Management~~Leadership Team (~~EMTELT~~) and Audit, Risk and Improvement Committee (ARIC) have ongoing risk oversight-;
- Providing ongoing communication and training to staff on their accountabilities and responsibilities with respect to risk management-; and
- Ensuring managers and staff are committed to managing risks and conducting risk assessments across all levels of risk (strategic, operational and compliance) in accordance with the ~~ERM Framework~~ERMF.

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3. LEGISLATIVE REQUIREMENTS AND APPLICABLE STANDARDS

Australian Standard: AS/NZS ISO 31000:2018
Local Government Act 1993

4. DEFINITIONS

Term	Meaning
<i>Risk</i>	Effect of uncertainty on objectives. Effect is a deviation from the expected and may be positive and/or negative
<i>Risk Management</i>	The coordinated activities to direct and control an organization with regard to risk.
<i>Enterprise Risk Management Framework</i>	The set of components that provide the foundations and organisational arrangements for designing, implementing, monitoring, reviewing and continually improving risk management throughout the organisation.
<i>Risk Management Process</i>	Systematic application of management policies, procedures and practices to the activities of communicating, consulting, establishing the context, and identifying, analysing, evaluating, treating, monitoring and reviewing risk.
<i>Control</i>	An existing Council process, policy, procedure or activity that minimises negative risk impacts and enhances positive risk opportunities.
<i>Risk Treatment</i>	A proposed action that will further process to modify negative the risk impacts or enhance positive by removing the risk opportunities source and/or changing the likelihood or consequence

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ENTERPRISE RISK MANAGEMENT POLICY

5. POLICY STATEMENT

Liverpool City Council will adopt a structured ~~enterprise risk management framework-ERMF~~ which will ensure a ~~flexible standard~~ approach to the identification and management of ~~all types of~~ risk across Council.

Council is committed to the principles, framework and process of managing risk as outlined in ISO 31000:2018 Risk Management Guidelines and commits to fully integrating risk management within the Council and applying it to decision-making, functions, services and activities of the Council in accordance with our statutory requirements.

It is expected that risks will be identified and managed prior to the risk impacting Council's objectives by ~~completing risk registers and other forms of risk assessments~~ using Risk Registers.

Council's aim is to ensure risk management is embedded in ~~our culture and~~ day-to-day operations by incorporating ~~control~~ the principles of the ERMF into policies and procedures. Our approach to risk management will include regular review, measurement, reporting and open communication.

6. ERM FRAMEWORK

Liverpool Council's ~~enterprise risk management framework~~ERMF aims to support the achievement of organisational objectives and considers all types of strategic, ~~financial, regulatory, reputation, compliance and other~~ operational risks.

The ~~framework (Appendix A)~~ERMF provides the ~~foundations~~framework and organisational arrangements for designing, implementing, monitoring, reviewing and continually improving risk management. It consists of:

- Enterprise Risk Management Policy (this Policy) to clearly communicates Council's intent and commitment and its broad risk framework;
- Risk Appetite Statement to help guide management and risk owners in respect to the parameters of acceptable risk taking and tolerances;
- Enterprise Risk Management Strategy to ~~provide a roadmap of the approach to foster a positive risk-aware culture and outline~~describe the mechanisms for implementing, resourcing, communicating and improving risk management as well as measuring and reporting risk management performance.;
- Annual Risk Management Plan which aligns to the ~~ERM strategy~~ERMF and provides ~~a detail activity of works which to achieve the broader improvements identified in the strategy~~program of risk management activities; and

ENTERPRISE RISK MANAGEMENT POLICY

- Risk Assessments and Reporting ~~including risk registers which are instruments~~ applicable to all functions across Council.

7. ACCOUNTABILITIES AND RESPONSIBILITIES FOR MANAGING RISK

Position	Responsibility	Formatted: Font color: Background 1
Councillors	<p>Provide oversight Councillors are responsible for setting the foundational elements of council's ERMF and setting the 'tone at the top'. This includes:</p> <ul style="list-style-type: none"> • endorsing Council's enterprise risk management framework including the identification and monitoring of emerging risks; Consider risks in all approach. • adopting Council's ERM Policy and Risk Appetite Statement and ensure decision-making processes are aligned. • receiving and being informed of the ERM Strategy- a key component of Council's ERMF • considering risk implications in its decision-making to ensure alignment with Council's risk appetite statement. 	Formatted Table Formatted: Font: Bold, Not Italic Formatted: Centered Formatted: Font: Arial Formatted: Font: Arial
Chief Executive Officer	Provides risk management leadership and is ultimately responsible and accountable for risk management. Supports and drives the implementation of risk management throughout Council.	Formatted: Font: Arial Formatted: List Paragraph, Recommendation, List Paragraph 1, Orange Bullets, Justified, Indent: Left: 0.24 cm, Hanging: 0.25 cm, Right: 0.18 cm, Space Before: 0 pt, After: 12 pt, Don't add space between paragraphs of the same style, Bulleted + Level: 1 + Aligned at: 0 cm + Indent Formatted: Normal, Indent: Left: 0.24 cm, Right: 0.18 cm, Space Before: 4 pt, After: 4 pt Formatted: Font: Bold, Not Italic Formatted: Centered
Directors	<ul style="list-style-type: none"> • Creating a control environment that promotes prudent risk management practices with effective internal controls • Ensure all key risks are identified within the Directorates and have appropriate treatment plans in place where they are rated higher than Council's risk appetite. <p>As a team member of the ELT, manage strategic risks facing Council and embed this policy Policy and related risk framework ERMF processes into their areas of responsibility. Oversee and sign off on the implementation and/or existence of controls to mitigate Council's key risks.</p>	Formatted: Font: Bold, Not Italic Formatted: Centered Formatted: Normal, Indent: Left: 0.24 cm, Right: 0.18 cm, Space Before: 4 pt, After: 4 pt

ENTERPRISE RISK MANAGEMENT POLICY

Audit, Risk and Improvement Committee (ARIC)	<p>ConsiderThe Audit, Risk & Improvement Committee is responsible for independently reviewing and providing advice to Council in relation to risk management. To ensure Council is effectively managing its risk and complying with its statutory obligations, Council's ARIC is responsible for reviewing the risk profile Council's:</p> <ul style="list-style-type: none"> • ERMF • risk management strategies for major projects or undertakings • control environment and insurance arrangements. review and assess the enterprise risk management • business continuity planning arrangements, and • fraud and corruption prevention framework and monitor the level of compliance. In doing this the ARIC will monitor Council's risk exposure by determining if Council has appropriately designed and developed appropriate controls to mitigate risks.activities
Head Audit, Risk and Improvement	<ul style="list-style-type: none"> • ResponsibleThe Head of ARIC has overall responsibility for maintainingleading the risk management capabilities appropriate to the needs of Council including designing, operating, embedding, maintainingfunction which is responsible for facilitating and continually improving/or undertaking the activities required to implement council's ERMF • provide specialist risk management framework. Provide internal leadership, documentation, systems, tools, training, supportskills and expert advice on risk management matters.knowledge
Managers	Along with the Directors are may be the 'risk owners' and thus, accountable for implementing and maintaining sound risk management practices in their day-to-day activities within their sphere of accountability and authority. Managers help identify, evaluate and manage risks, escalate incidents/issues to Executive and ensure staff are aware of and adhere to the policy and enterprise risk management framework.
Staff / Council Officials	Are required to follow Council's policies and procedures and always act in a manner which does not place at risk the safety of themselves or any other person in the workplace. Responsible and accountable for taking practical steps to minimise exposure to risks in so far as is reasonably practicable within their area of activity and responsibility. Staff should report all incidents, risks and issues to their Manager

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ENTERPRISE RISK MANAGEMENT POLICY

	in a timely manner All staff are responsible for identifying risk within their work areas in a timely manner
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AUTHORISED BY

Council Resolution

EFFECTIVE FROM

~~XX-XXX-2019~~

DIRECTORATE/ UNIT RESPONSIBLE

Office of the Chief Executive Officer (Internal Audit)

REVIEW DATE

~~28-June-2019~~

VERSIONS

Version	Amended by	Date	Changes made	TRIM Number
1	Adopted by Council	16 December 2014	Not applicable	117975.2014
2	Adopted by Council	28 June 2017	Merging of ERM Strategy and ERM Policy	103446.2017
3	Adopted by Council	XX-XXX-27 March 2019	Streaming policy to focus on framework, objectives and roles/responsibilities	351446.2018
4				

THIS POLICY HAS DEVELOPED AFTER CONSULTATION WITH

Audit Risk and Improvement Committee

~~Executive Leadership Team~~

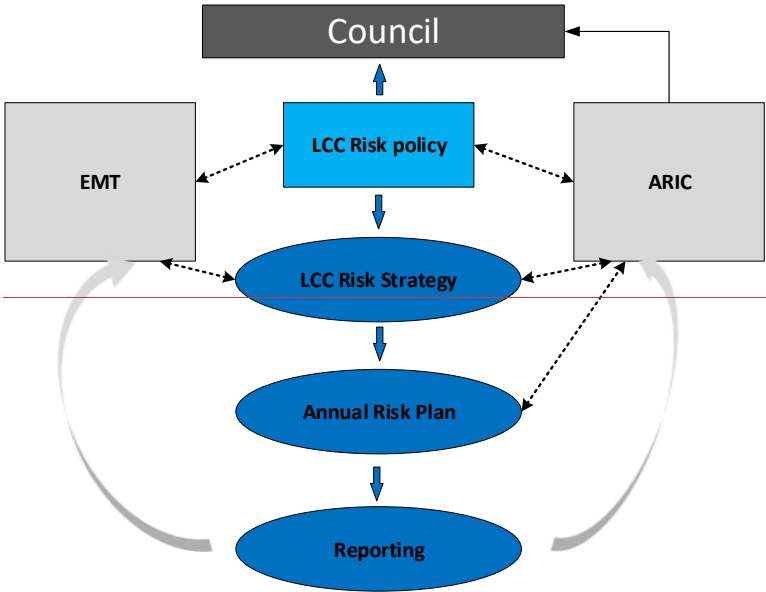
~~City Corporate Services (Governance, Legal Services and Procurement)~~

REFERENCES

Australian Standard AS/NZS ISO 31000:2018 Risk Management
Liverpool City Council: Audit, Risk and Improvement Committee Charter
Liverpool City Council: Fraud and Corruption Prevention Policy
Liverpool City Council: Internal Audit Charter
Liverpool City Council: Work Health and Safety Policy
Liverpool City Council: Business Continuity Plan

ENTERPRISE RISK MANAGEMENT POLICY

Appendix A
LIVERPOOL CITY COUNCIL ENTERPRISE RISK MANAGEMENT FRAMEWORK



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OPER 01

CCTV Surveillance & Security Capability

Strategic Objective	Liveable, Sustainable, Resilient Manage waste effectively and maximise recycling opportunities
File Ref	052969.2024
Report By	Jason Breton - Director Operations
Approved By	John Ajaka - Chief Executive Officer

EXECUTIVE SUMMARY

In 2022 Council resolved to allocate \$1 million to install a CCTV network system to deal with the problem of illegal dumping in the Local Government Area.

On the 15th of September 2023 Council released at Request for Tender (ST 3255 – Mobile CCTV Trailers) with a closing date of 13th October 2023 (90) days.

Two Suppliers remained active in the original procurement.

During the period from the Resolution until late-stage procurement in February 2024, the 'intent' of Council appears to have been diluted to the point that reclarification is required of exactly what Councils expectations are, as they relate to the 'CCTV Network'

To that end, The Director Operations has revisited the scope and technical requirements to arrive at a contemporary position in acknowledgment that this type of technology moves quickly, and in satisfaction of Councils current requirement set.

The Director has stopped the original procurement process for this express purpose.

RECOMMENDATION

That Council:

1. Endorse the revised Scope and Technical Requirements;
2. Confirm both as the revised requirements set; and
3. Endorse the commencement of a new procurement process

REPORT

Council have attached the proposed Security Camera System (SCS) Scope and Technical Specification for review, and to address the recommendations.

The new requirement set appears below:

The Supplier shall supply and maintain a Security Camera System (SCS) with the following high-level specifications:

- Cameras will be compatible with Council's existing SCS and have a suitable viewing range of the intended hotspot location(s), day/night vision
- Cameras will provide 'real time' images back to an Operational Control Centre (L6 - Moore Street Liverpool)
- The system must be 5G / 6G compatible.
- Cameras will be able to recognise Australian Number Plates (ANPR System)
- System must have inbuilt power options and consider redundancy (battery backup)
- Systems will need to be operational 24 hours a day, 7 days a week.
- Systems must incorporate user and technical training with documentation.
- Support and maintenance services for the duration of the contract term.
- Systems must prioritize the security of the system itself (tamper proof and theft resistant)
- System must consider adverse weather conditions
- Portability must comprise 30% of the requirement with any CCTV mounted on trailers will be designed with safety and ease for Council staff to deploy using standard vehicles and towing capabilities,

FINANCIAL IMPLICATIONS

Costs associated with this recommendation have been included in Council's budget for the current year and long-term financial plan. (\$1m AUD)

CONSIDERATIONS

Economic	Encourage and promote businesses to develop in the hospital health and medical precinct (of the City Centre). Facilitate economic development.
Environment	Minimise household and commercial waste. Manage the environmental health of waterways. Manage air, water, noise and chemical pollution. Raise community awareness and support action in relation to environmental issues.
Social	There are no social and cultural considerations.
Civic Leadership	Act as an environmental leader in the community. Foster neighbourhood pride and a sense of responsibility.
Legislative	There are no legislative considerations relating to this report.
Risk	The risk is deemed to be Medium.

ATTACHMENTS

Nil

OPER 02

Civic Place Car Park - Fees and Charges

Strategic Objective	Healthy, Inclusive, Engaging Improve liveability and quality of life for the community by delivering vibrant parks, places and facilities
File Ref	056951.2024
Report By	Alex Helderma - Parking Services Coordinator
Approved By	Jason Breton - Director Operations

EXECUTIVE SUMMARY

The Civic Place car park provides parking for a range of users including casual and childcare visitors who are provided with 2-hour free parking. To manage the free parking and ensure a turnover of these spaces it is proposed to introduce a range of fees to act as a deterrent to motorists overstaying the free parking.

RECOMMENDATION

That Council approves the schedule of parking fees for Civic Place car park as listed in the report.

REPORT

The Civic Place car park provides parking for visitors, library and childcare patrons, commercial tenants, and Council staff. Visitors / library and childcare centre patrons will utilize the casual parking spaces and with spaces being limited Council needs to manage the turnover.

In order to do so free two-hour parking is proposed for casual users after which a fee will apply to ensure this limited resource is shared equally and act as a deterrent to overstay.

Schedule of fees

Hours	Rate
0 - 2 hrs	Free
2 - 2.5 hrs	\$6.00
2.5 - 3 hrs	\$12.00
3 - 3.5 hrs	\$15.00
3.5 - 4 hrs	\$20.00
4 - 4.5 hrs	\$30.00
4.5 - 5 hrs	\$40.00
5 hrs +	\$50.00
Overnight fee (per day)	\$60.00

Payment by credit card only.

FINANCIAL IMPLICATIONS

There are no financial implications relating to this recommendation.

CONSIDERATIONS

Economic	Provide efficient parking for the City Centre.
Environment	Support the delivery of a range of transport options.
Social	Support access and services for people with a disability.
Civic Leadership	Deliver services that are customer focused.
Legislative	Include any relevant legislation and section here.
Risk	There is no risk associated with this report.

ATTACHMENTS

Nil

OPER 03

Circular Economy Centre Fees and Charges

Strategic Objective	Liveable, Sustainable, Resilient Manage waste effectively and maximise recycling opportunities
File Ref	077745.2024
Report By	Jason Breton - Director Operations
Approved By	John Ajaka - Chief Executive Officer

EXECUTIVE SUMMARY

On purchasing the property at 600 Cowpasture Road, Council acquired several complementary assets. One of those was the automatic wash bay and equipment on-site. This asset was originally intended to be used for the sole purpose of washing Councils' heavy vehicles.

Under this model the asset remains dormant from Midday each Friday lunchtime through to 6am each Monday morning.

This Report seeks to remedy that situation by offering another Council service to the market at a prescribed schedule of rates.

RECOMMENDATION

That Council approve the schedule of rates provided (applicable from 1 July 2024) for the provision of truck and bus washing from the Circular Economy Centre (CEC) located at 600 Cowpasture Road.

REPORT

On purchasing the property at 600 Cowpasture Road, Council acquired several complementary assets. One of those was the automatic wash bay and equipment on-site.

This asset was originally intended to be used for the sole purpose of washing Councils' heavy vehicles. The intent now is to use this asset to create a revenue stream for Council and adopting the schedule of rates presented, provide a cost-effective service to local businesses using heavy vehicles.

FINANCIAL IMPLICATIONS

On discussion with the Heavy Vehicle and Bus Industries it could reasonably be expected that 100 vehicles pass through the Bus/Truck wash monthly. (Conservative) At an average fee for service of \$128, this equates to \$153,400 revenue annually. It is expected that Council will make \$100K profit each year from this simple operation.

Where Council decided to purchase a fully automated (robotic) machine (at circa \$300K) , this would realise an under two years Return on Investment (ROI) and circa \$250K ongoing annual revenue.

Council currently has 38 Garbage Trucks (JJ Richards Contract) that also require washing + a fleet of >100 Other Heavy Vehicles & Plant. Washing this fleet at 600 Cowpasture Road creates additional revenue opportunities.

CONSIDERATIONS

Economic	Further develop a commercial centre that accommodates a variety of employment opportunities. Facilitate economic development and revenue opportunities
Environment	Manage air, water, noise, and chemical pollution. Council will manage wastewater via a series of tanks and filters. Enhance the environmental performance of buildings and homes. Support the delivery of a range of transport options.
Social	There are no social and cultural considerations.
Civic Leadership	Deliver services that are customer focused.
Legislative	There are no legislative considerations relating to this report.
Risk	The risk is deemed to be Low.

Schedule of Rates – Automatic Bus / Truck Wash	Price
Truck Trailer Wash (Automatic)	\$100
Bus Wash (Automatic)	\$100
Rigid Truck Wash (Automatic)	\$120
Flat Truck Wash (Automatic)	\$125
Truck Wash Other (Automatic)	\$130
Prime Mover Wash (Automatic)	\$130
Semi-Trailer (Automatic)	\$220
Truck & Dog Wash (Automatic)	\$200
B-Double Wash (Automatic)	\$285

These rates are very competitive, with Councils' only competition in this market situated at Wetherill Park and Ingleburn. With proximity to the M7 it is likely that initial take-up on the service offering will be both high and consistent.

The labour mix is yet to be determined but looks likely to include FTE, overtime, and alternate duties to commence operations.

ATTACHMENTS

Nil

CTTE 01

**Minutes of Intermodal Precinct Committee
meeting 5 February**

Strategic Objective	Evolving, Prosperous, Innovative Maintain strong relationships with agencies, stakeholders and businesses to achieve beneficial outcomes for the city
File Ref	054225.2024
Report By	Chris Guthrie - Coordinator Business Development
Approved By	Shayne Mallard - Director City Futures

EXECUTIVE SUMMARY

This report is tabled to present the Minutes of the Moorebank Intermodal Precinct Committee Meeting held on 5 February 2024.

RECOMMENDATION

That Council receives and notes the Minutes of the Moorebank Intermodal Committee Meeting held on 5 February 2024.

REPORT

Minutes of the Moorebank Intermodal Committee Meeting held on 5 February 2024, are attached for the information of Council.

The minutes contain the following actions or Committee recommendations:

Action: National Intermodal (NI) to provide a map or diagram on highlighting the replanting zones and update the Environment Advisory Committee.

Action: NI to be included in all future meetings. Both representatives of NI to be invited.

Action: Coordinator Business Development to ask if NI can present at a meeting regarding biodiversity to the Environment Committee.

Action: LOGOS to follow up and advise on any progress with Transport for NSW regarding traffic modelling.

Action: LOGOS to send through the presentation for those to see who are unable to make it to the meeting.

Action: NI to provide some maps of the offset areas to the Committee on what is happening and where removal of exotic species is taking place.

Action: Coordinator Business Development to facilitate and arrange next tour of the site.

Action: Deputy Mayor and LOGOS to go through past Committee minutes and look for what was passed previously and see if that ties in with current proposals on skills at the precinct.

Action: LOGOS to organise a meeting with Council (via Coordinator Business Development) to discuss options for river access to Biobanking Areas

FINANCIAL IMPLICATIONS

None of the actions contained in the minutes will have a financial impact on Council.

CONSIDERATIONS

Economic	Deliver a high-quality local road system including provision and maintenance of infrastructure and management of traffic issues. Facilitate economic development.
Environment	Raise community awareness and support action in relation to environmental issues.
Social	There are no social and cultural considerations.
Civic Leadership	There are no civic leadership responsibilities.
Legislative	There are no legislative considerations relating to this report.
Risk	There is no risk associated with this report.

ATTACHMENTS

1. Minutes of Intermodal Precinct Committee meeting 5 February 2024



Minutes

MINUTES OF INTERMODAL PRECINCT COMMITTEE MEETING MONDAY 5 FEBRUARY 2024

COUNCIL MEMBERS:

Karress Rhodes
Fiona Macnaught

Councillor (chair)
Deputy Mayor

COMMUNITY REPRESENTATIVES:

Ellie Robertson
Dianne Wills

Community representative
Community representative

COUNCIL STAFF:

Chris Guthrie
Kas Veal

Coordinator Business Development
Administration Assistant (minutes)

INVITED GUEST SPEAKERS:

Rob Stendrup
Julia Lefort
Alison Miller-Swan

LOGOS
National Intermodal
LOGOS

COUNCIL STAFF:

Chris Guthrie
Kas Veal

Coordinator Business Development
Administration Assistant (minutes)

APOLOGIES:

Eric North

Community representative



Minutes

OPEN

Meeting opened at 6:11pm

AGENDA:

1. WELCOME, ATTENDANCE, APOLOGIES AND OPENING

Councillor Rhodes welcomed the Committee and opened the meeting. Acknowledgements were made to the traditional custodians of the land.

2. DECLARATIONS OF INTEREST

NIL

3. CONFIRMATION OF PREVIOUS MINUTES

Motion: That this Committee endorse the previous minutes from the meeting held on 4 December 2023.

On being put to the meeting, the motion was carried.

4. BUSINESS ARISING FROM PREVIOUS MINUTES

4.1. National Intermodal (NI) to confirm if the Lantana cuttings can generate future growth

NI received information on Lantana (Lantana camara – a weed of national significance) as follows: it is cut off at the stem and left at the ground, it then provides a growing medium for vegetation. And is treated with targeted poison. On going monitoring is also occurring.

Some discussion on engagement with the Council's Environment Advisory Committee took place and whether NI was keeping that committee updated. Ms Lefort believed that the Environment rep from NI was liaising with that committee already. Coordinator Business Development to confirm this particularly in regards the biobanking area.

4.2. National Intermodal to provide an update on the replanting works program along the M5 weave section

NI advised that the plantings there are underway and there is some signage that is going to be installed shortly that will help traffic and any commuters in the area understand what is happening.



Minutes

Mrs Robertson asked NI for a map or diagram of what is being done in that area

Action: NI to provide a map or diagram on highlighting the replanting zones and update the Environment Advisory Committee.

Action: NI to be included in all future meetings. Both representatives (Ms Julia Lefort, Mr Wesley Owers) to be invited.

4.3. LOGOS to schedule a new tour for the new committee members along the biodiversity areas

Councillor Rhodes asked Coordinator Business Development to check with environmental committee for a meeting time with NI

Action: Coordinator Business Development to ask if NI can present at a meeting regarding biodiversity to the Environment Committee.

4.4. National Intermodal to provide a high- level guide of heavy vehicle usership and/or movements within the precinct

NI rep advised this will be taken on notice.

LOGOS rep Mr Stendrup advised it is a compliance question and that they are looking at starting a formal process, with possible number plate recognition. It is a Transport for NSW compliance question though. Will progress and advise further.

Mr Stendrup further stated it is an operational matter and Transport for NSW has a raft of monitoring technologies available to them. LOGOS has an obligation to establish signage posts according to LOGOS' already approved designs. Once construction is completed it becomes a Transport for NSW obligation to monitor compliance. Road users are required to comply with the law including truck movements.

Ms Wills asked if LOGOS could install boom gates on the north and south precincts? That would enable regulators see how many trucks are coming in every day, and is it possible to put tracking devices on these trucks?

Mr Stendrup stated that tenants vehicles going into the terminal, either the IMAX or interstate terminal, then they would best be monitored by the tenants themselves, such as Woolworths and Qube. They are going into a secure site so same with all of the tenants. Unfortunately there is no single combined resource from a monitoring perspective. LOGOS has had conversations with the National Regulator and Transport for NSW and Woolworths about the issue. Woolworths is trying to find a way to be able to suitably track trucks, but the challenge is with



Minutes

the prime mover and then there is the trailers and they track one or the other and there is no effective way of tracking both all the time as there are a lot of truck movements. There is no single entry into the Moorebank estate so is difficult.

Councillor Rhodes asked LOGOS if they have had any success in contacting Transport for NSW and getting more information from them regarding their modelling?

Mr Stendrup replied they have reached out to their engagement team. They seemed interested and LOGOS will follow it through.

Councillor Rhodes advised we have tried to reach out and have had some verbal commitments from Transport for NSW but not a lot of follow up action. With the future development in the area there is still major concern over some intersections being unable to cope with increased future traffic.

Action: . LOGOS to follow up and advise on any progress with Transport for NSW regarding traffic modelling.

On being asked, Coordinator Business Development confirmed Liverpool City Council has had difficulties in the past engaging with Transport for NSW.

4.5. LOGOS to confirm QUBE's recently appointed contractor tasked with undertaking works on the interstate terminal

LOGOS reps. confirmed that John Holland Group is the principal contractor, and the terminal should be operational approximately June 2024.

4.6. LOGOS to provide an update on the final design works regarding Moorebank Avenue intersection and traffic signal conditions into Bapaume Road

Mr Stendrup confirmed Bapaume Road is the road that is currently being used to access the site and is non signalised at the moment. Once Moorebank Avenue entrance is fully signalised there will be very little traffic through Bapaume Road. Targeted opening is end of March 2024. And there will be no future traffic lights on Bapaume Road.

Councillor Rhodes asked about traffic signalling and the time it will be open for each direction and getting across to get down onto the M5, and that local residents are concerned.

Mr Stendrup advised that the two left hand turn lanes would assist to convey traffic on to the M5. Last stage of the Moorebank intersection upgrade depends on the Moorebank realignment work timing. Then LOGOS can complete the final intersection solution.

Deputy Mayor Macnaught asked for clarification on the intersection upgrade and how it will work. Mr Stendrup explained that it will develop over time and will go a long way towards alleviating traffic congestion and disruption that is currently being experienced.



Minutes

4.7. LOGOS to provide a high- level summary of transport modelling under the existing planning regime

Ms Miller-Swan provided an overview of how the transport modelling works; Traffic volumes are assessed as a base line at the site, changes in the “background” traffic are then considered, traffic forecast for the whole system are also considered recognising that the traffic network is all interconnected.

Councillor Rhodes suggested that the various concerns included that the baseline modelling figure was 10 years out of date, and in normal circumstances it would be correct. However, the growth in the area is higher than originally modelled and, as such, the base line modelling numbers are incorrect and significantly underestimate road user demand.

LOGOS reps advised that unfortunately they are unable to obtain the original model, as it is a Transport for NSW model. Transport for NSW does ask LOGOS for updated information at various intervals.

If intersections fail an objective test, then action is taken to rectify. If the intersections pass or fail, that is all LOGOS know.

Cr Rhodes suggested that Council would appreciate access to the modelling so that better decisions could be made on various local issues.

4.8. LOGOS to provide a presentation and demonstration of their recently updated document library

Ms Miller Swan - Feedback received from community was that the document library was not fit for purpose, and there has now been a lot of work to create a new document library with an easier search function.

Search word now will pick up every document it has the word in, is a more sensitive and more user-friendly function, and there are now 4 documentation categories only.

Action: LOGOS to send through the presentation for those to see who are unable to make it to the meeting.

Deputy Mayor Macnaught thanked the reps for the update and encouraged the committee to use the site and library.



Minutes

5. NATIONAL INTERMODAL UPDATE

NI weed management and improvement to the biodiversity areas are underway - Under Biodiversity Agreement 341. In the Moorebank area those works are continued weed removal and earth preparation works within the area to facilitate replanting, which is anticipated for spring this year. In addition, ongoing monitoring of the water based exotic species is occurring which has previously been treated with targeted release of a biological agent.

In the Casula offset area NI has started the weed removal of exotic species. Signage will be put up and this is prudent so that people are aware. Weed removal will be beneficial to the area. Signs will be placed around the Casula station commuter carpark.

Councillor Rhodes asked if there was a map in the sign that will show people what they are looking at?

NI replied no there is not but there is a QR code which goes to the website. Signs are in production without a map. The removal is being conducted by a machine as well as a bobcat on tracks, as well as hand removal. There is quite a lot of different works being undertaken to remove the weeds in that area. The final area is the Wattle Grove offset area. There is monitoring on site now and then more specific activity will start later. The weed removal program is not as extensive as other areas but it has been tracking well since it has started.

Action: NI to provide some maps of the offset areas to the Committee on what is happening and where removal of exotic species is taking place.

ECO tours are being discussed with LOGOS and they are looking at having the public participate in these. Site tours also are available for Councillors and members of the committee to understand the areas. NI would be happy to arrange that meeting for any council members that would like to come to site.

Councillor Rhodes asked Ms Robertson and Ms Wills if they would like the opportunity to visit and if so please contact the Coordinator Business Development to arrange.

Ms Robertson, advised she has been once before, and would be interested to go again.

Action: Coordinator Business Development to facilitate and arrange next tour of the site.



Minutes

6. LOGOS UPDATE

LOGOS provided a general update on infrastructure, starting with infrastructure works and the order for the 33 KV electrical package has been placed. The works will take place during 2024 for this last major electrical package much of which will be going under the roads. The 33 KVA power supply will come down Anzac Avenue and into a big substation which LOGOS have near ABB "on the top of" the Moorebank Precinct West.

M5 works are now approved and ready to go. State and Federal governments hopefully will commence there this year with Transport for NSW as Project Managers for these works. Moorebank Avenue realignment and related intersection upgrade is still in design phase but expected to be finished in about 18 months' time.

The interstate terminal should be operational in April/May 2024.

There was a question raised about train movements.

Mr Stendrup advised that about 1 or 2 trains per week would use the terminal. But this depends on demand and could be up to 1 per day. Trains could be up to 1.5 – 1.8 km long.

Warehouse developments at M1 and M2 on Moorebank Precinct West, will be occupied by Maersk and Sydney Tools. Construction will start on those sites south of the Woolworths development in around the next two months.

There have been some helicopters lifting in solar panels over the last few weeks. A complaint came into the Community Consultative Committee on that. Response is LOGOS occasionally use helicopters to get access to the roofs on site.

Councillor Rhodes advised that Council has several concerns from the constituents about the site and helicopters.

Ms Wills asked what is the height of these new warehouses you are building? How many equivalent storeys?

LOGOS stated they are single storey about 15m. For context, Woolworths is up to 44 meters. Those buildings are within constraints set by the planning approval. The new warehouses will be a single storey building.

NI and LOGOS have been investigating some federal government programs looking at jobs and traineeships. LOGOS is looking to work with the government on job programs for local people. It is called local jobs program and NI are looking at introducing some traineeships also. Discussions with the Department of Education are also progressing, and LOGOS is looking to pilot a school excursion program for local schools. These are set to start in early March 2024.



Minutes

Deputy Mayor stated Council had a motion previously passed to have apprenticeships and TAFE qualifications included on site, so we need to look back at that motion to see if it ties with what is happening now.

Action: Deputy Mayor and LOGOS to go through and look for what was passed previously and see if that ties in with current proposals on skills at the precinct.

NI advised that there were still some funds approximately \$300,000 remaining for skills development.

Councillor Rhodes asked about operation of the trains and trucks accessing the site and if goods would all be moved through the terminal or other means?

Mr Stendrup advised the operators would probably utilise various methods depending on the goods being transported ie some would come through the terminal, some may go on trucks directly, other goods transferred to warehouses, some goods may go through to Port of Botany.

Councillor Rhodes said she feels that Council is being "left out of the loop" regarding traffic modelling and future movements.

Ms Wills asked about a previous meeting where the person in charge of traffic addressed this committee and he said that Nuwarra Road was going to have a tonnage limit placed on it. A lot of the containers would be taken off Nuwarra Road now and must use Moorebank Avenue. Can someone tell me if that has happened yet?

Deputy Mayor Macnaught stated there will be signs erected soon to direct heavy vehicles off Nuwarra Road. So yes, there should not be any trucks bigger than 5 tonnes going down Nuwarra Road. It is important to remember that the other side of Nuwarra Road is already 3 tonnes limit along the other side of Newbridge. Anzac is a 5 tonne limit. Her understanding is that signs have been made, and Council just need to get them put up. Heavy vehicles should travel along Moorebank Avenue and Henry Lawson Drive to access the M5.

7. GENERAL BUSINESS

7.1. Access to the river and the intermodal site

Councillor Rhodes asked LOGOS if council and its residents can access the river where the intermodal site is and what options will be available to cross over the river also?

LOGOS (Mr Stendrup) advised they have been looking at all our options, and having a bridge to Casula is aspirational, but it is quite constrained on both sides. They are just looking at it again now, with other options to connect the riverbanks being considered also. LOGOS is however keen to solve that challenge.



Minutes

Action: LOGOS to organise a meeting with Council (via Coordinator Business Development) to discuss options for river access to biobanking areas.

7.2. Member attendance

Action: Coordinator Business Development to check with absent member whether he is still interested in being on the committee

8. CLOSE

Meeting closed at 7:20pm.

Next meeting to be advised.

CTTE 02**Minutes of the Liverpool Youth Council meeting
held Tuesday 13 February 2024.**

Strategic Objective	Healthy, Inclusive, Engaging Communicate, listen, engage and respond to the community by encouraging community participation
File Ref	077492.2024
Report By	Jacqueline Newsome - Coordinator Community Development
Approved By	Tina Bono - Director Community & Lifestyle

EXECUTIVE SUMMARY

This report is tabled in order to present the Minutes of the Liverpool Youth Council Meeting held on 13 February 2024.

RECOMMENDATION

That Council receives and notes the Minutes of the Liverpool Youth Council Meeting held on 13 February 2024.

REPORT

The Minutes of the Liverpool Youth Council held on 13 February 2024 are attached for the information of Council.

FINANCIAL IMPLICATIONS

None of the actions contained in the minutes will have a financial impact on Council.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	Support community organisations, groups and volunteers to deliver coordinated services to the community.

Civic Leadership	Facilitate the development of community leaders. Encourage the community to engage in Council initiatives and actions. Provide information about Council's services, roles and decision making processes.
Legislative	There are no legislative considerations relating to this report.
Risk	There is no risk associated with this report.

ATTACHMENTS

1. Minutes Liverpool Youth Council 13 February 2024



Minutes

MINUTES OF LIVERPOOL YOUTH COUNCIL MEETING

13 February 2024

COUNCILLORS:

Deputy Mayor Fiona Macnaught

Liverpool City Council

COMMITTEE MEMBERS:

Fariha Dean
Ethan Chang
David Sweet
Emily Organa
Ella-Jay Nuttall
Nina Stanimirovic
Tamish Matara
Janice Rodrigues

President (**Chairperson**)
Secretary (**Minutes**)
Treasurer
Media Representative
Media Assistant
Media Assistant
Youth Liaison Representative
Youth Councillor

COUNCIL ATTENDEES:

Derek Tweed

Liverpool City Council

APOLOGIES:

Faiza Alhaboub
Zeina Sawalhi
Councillor Charishma Kaliyanda

Youth Councillor
Youth Councillor
Liverpool City Council

GUESTS:

Jahin Tanvir

Australian School of
Entrepreneurship



Minutes

1. WELCOME, ATTENDANCE AND APOLOGIES

President Farhia Dean opened the meeting at 6.05pm and welcomed everyone to the February meeting for the Liverpool Youth Council. Fariha Dean commenced the meeting with an Acknowledgement to Country.

2. DECLARATIONS OF INTEREST

Nil.

3. Presentation – The Australian School of Entrepreneurship

Jahin Tanvir, the founder of the Australian School of Entrepreneurship (ASE) expressed interest in wanting to collaborate with the Liverpool Youth Council to amplify or support educational programs for young people in Liverpool.

Jahin explained that the ASE is a company which mentors and delivers workshops to young people on how to build their people skills.

Some examples of workshops include:

- Communication skills & public speaking;
- Financial literacy;
- Diversity inclusion; and
- Adaptive leadership.

The ASE was worked with over 150 schools and youth groups across Australia and hopes to collaborate with Liverpool Youth Council to conduct workshops for local young people and to help build their capacity and confidence. The ASE have also recently undertaken collaborations with Children and Young People with Disability Australia and the National Disability Insurance Scheme so their workshops can be more inclusive and accessible for young people with disability and the whole community.

Moved: Janice Rodrigues

Seconded: David Sweet

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.

4. CONFIRMATION OF PREVIOUS MINUTES

The minutes from the meeting held on 12 December 2023 were confirmed as a true record of that meeting.



Minutes

Moved: David Sweet

Seconded: Ella-Jay Nuttall

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.

5. BUSINESS ARISING FROM PREVIOUS MINUTES

Nil.

6. CORRESPONDENCE

Nil.

7. COUNCILLOR UPDATE

The following update from the Council meeting held on 7 February 2024 was provided:

- Council officially opened the new Council Chambers at Civic Place. This was the first Council meeting to be held in the new Council Chambers;
- Councillor Mazhar Hadid OAM was awarded the Order of Australia Medal. This prestigious honour is a testament to Councillor Hadid's outstanding service and dedication to our community;
- Councillor Nathan Hagarty resigned from the role of Councillor for the City of Liverpool, effective 15 December 2023;
- Council endorsed the motion to prepare a draft Koala Plan of Management to better understand local koala colonies and best support their environments;
- There was a motion to install a bench and memorial for a young person in Miller who lost their life due to a violent incident; and
- Council endorsed to remove the requirement for covid vaccination status for new employment at Council.

Moved: Janice Rodrigues

Seconded: David Sweet

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.



Minutes

8. YOUTH WORKER'S REPORT

8.1 2024 NSW Youth Council Conference

The Proposed 2024 NSW Youth Council Conference is scheduled for Friday 11 - Sunday 13 October 2024. The conference is a collaboration between the following South West Sydney Councils – Liverpool, Fairfield and Canterbury Bankstown.

A funding application has been submitted to the Department of Communities and Justice for \$50,000 and we are currently awaiting the outcome.

An application was also made to Western Sydney University (WSU) seeking to use their venues and for WSU to be a key sponsor to partner in delivering the conference. The outcome is still pending.

8.2 Youth Week 2024

Youth Week 2024 is planned for 11-21 April.

Council staff are currently creating three projects:

1. Ice skating at Liverpool Catholic Club Ice Rink with local youth services providing information what services they offer the community. This activation is in partnership with Liverpool Youth Council;
2. Song writing workshop with local Hip Hop artist L-Fresh the Lion. This activation is in partnership with the Liverpool Regional Museum and Liverpool Library; and
3. Retro video games day at Carnes Hill community centre in partnership with Liverpool Library.

8.3 Liverpool School Representative Forums

Council are currently planning leadership forums called the Liverpool School Representative Forums which will be held on 3 & 4 April 2024 at Yellamundie Library. There will be separate sessions for Primary schools and High schools to participate. All schools in Liverpool will be invited to attend and hear from leaders at Council.

Moved: Ella-Jay Nuttall

Seconded: Nina Stanimirovic

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.

9. TREASURER'S REPORT

The Youth Council budget for the 2023/2024 financial year is \$11,365. Current expenditure for the 2023/2024 financial year is \$956 with a remaining balance of \$10,409.



Minutes

Moved: Emily Organa

Seconded: Tamisha Matara

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.

10. YOUTH LIAISON REPORT

Nil.

11. MEDIA REPRESENTATIVE'S REPORT

The following updates were provided on the Youth Council Facebook and Instagram page:

1. The Youth Council discussed how to further improve the Instagram page. A suggestion included adding a link on the Instagram that allows followers to engage easier with Youth Council; and
2. Emily Organa, the Media Representative announced that she would have to step down from her role as Media Representative. The Youth Council Media Assistants Nina Stanimirovic and Ella-Jay Nuttall are ready to take on the role together.

Moved: Tamisha Matara

Seconded: Janice Rodrigues

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.

12. GENERAL BUSINESS

Youth Council discussed the consideration of having a Health Careers Expo, where experts from different fields in the health industry would come to speak about their industries, hold promotional stands and assist with promoting young people to consider a job in the health industry.

Furthermore, the expo should focus on promoting more workers needed in the disability sector. As stated by one of the Youth Council members, there isn't enough being done to provide services for the diverse needs of people with disability.



Minutes

Moved: Emily Organa

Seconded: Tamisha Matara

MOTION: That the information be received and noted.

On being put to the meeting, the motion was declared carried.

13. CLOSE

The meeting closed at 8:05pm.

The next Liverpool Youth Council meeting will be held on Tuesday 9 April 6pm-8pm at the Boardroom, Level 6, 35 Scott St Liverpool.

CTTE 03

**Minutes of the Civic Advisory Committee
meeting held on 20 February 2024**

Strategic Objective	Healthy, Inclusive, Engaging Promote a harmonious community that celebrates its diversity
File Ref	077768.2024
Report By	Melissa Wray - Council and Executive Support Officer
Approved By	Tina Bono - Director Community & Lifestyle

EXECUTIVE SUMMARY

This report is tabled to present the Minutes of the Civic Advisory Committee meeting held on 20 February 2024.

RECOMMENDATION

That Council:

1. Receive and note the Minutes of the Civic Advisory Committee meeting held on 20 February 2024; and
2. Endorse the actions in the Minutes.

REPORT

The minutes of the Civic Advisory Committee meeting held on 20 February 2024 are attached for the information of Council as **attachment 1**.

FINANCIAL IMPLICATIONS

None of the actions contained in the minutes will have a financial impact on Council.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	There are no social and cultural considerations.
Civic Leadership	<p>Encourage the community to engage in Council initiatives and actions.</p> <p>Provide information about Council's services, roles, and decision-making processes.</p> <p>Deliver services that are customer focused.</p> <p>Operate a well-developed governance system that demonstrates accountability, transparency, and ethical conduct.</p>
Legislative	There are no legislative considerations relating to this report.
Risk	The risk is deemed to be low and is within Council's risk appetite.

ATTACHMENTS

1. Minutes of the Civic Advisory Committee Meeting held on 20 February 2024



MINUTES FROM CIVIC ADVISORY COMMITTEE MEETING

20 February 2024

COUNCILLORS:

Deputy Mayor Macnaught
Councillor Rhodes
Councillor Harle

Chairperson
Councillor
Councillor

COMMITTEE MEMBERS:

Stephen Dobell-Brown
Bob Brassell
Alf Vella
Ellie Robertson (Online)
June Young (Online)

Former Councillor
Former Civic Officer
Former Councillor
Community Member
Community Member

COUNCIL ATTENDEES:

Melissa Wray
M'Leigh Brunetta

Council and Executive Support Officer
Civic and Executive Services Manager

APOLOGIES:

Karen McMenamin
Dean Bradshaw
Alyson Infanti
Colin Harrington
Beryl Lucas

General Manager Liverpool Hospital
Base Manager Holsworthy Barracks
Civic Citizenship Coordinator
Former Mayor
Liverpool Quota Inc.



OPEN

Meeting opened at 2.43pm.

1. WELCOME

Deputy Mayor Macnaught opened the meeting by acknowledging the traditional custodians of the land and apologies were noted.

2. APOLOGISES

Karen McMenamin
Dean Bradshaw
Alyson Infanti
Colin Harrington
Beryl Lucas

3. DECLARATIONS OF INTEREST

Nil

4. CONFIRMATION OF PREVIOUS MINUTES

Motion: **Moved: Deputy Mayor Macnaught** **Seconded: Cllr Rhodes**

That the minutes of the Ordinary Meeting held on 31 October 2023 be confirmed as a true record of that meeting.

5. UPDATE ON STATUS OF RESOLUTIONS FROM PREVIOUS MEETING

a. John Edmondson VC Statue

Colin Harrington requested an update on the following matter which was last discussed at a Committee meeting in March 2018. The information is shown below:

At the previous Committee meeting, Colin Harrington referred to a Council resolution from 24 September 2014 where Council resolved (in part) to:

"Request from the developer of Edmondson Park that they make available a prominent position for the erection of a bronze statue and citation plaque within the Town Centre and a financial contribution towards the statue."

Action: Staff to provide an update on this matter.

**Update:**

Due to the negotiations that are still taking place, there are no new updates at this stage.

b. Interpretive Sign at Remembrance Drive**Background**

Air Marshall Ian Scott, whom was a part of the Remembrance Drive Committee assisted with moving the Cenotaph to Remembrance Drive at the time.

The Committee recommend that Council staff prepare a suitable designed Interpretive sign to be placed at Remembrance Drive near the Cenotaph (Warwick Farm) for motorists to be informed of the significance in detail of the site. This will allow commuters to acknowledge and give respect for the site. It is requested that a draft sign is to be prepared for Transport NSW for feedback.

Update:

This item is to be deferred until more information is gathered from the below action items.

Action Items:

- Council staff to liaise with Council's Traffic Manager to seek feedback on the correct process for consideration, and Transport NSW feedback.
- Council staff to liaise with Civic and Citizenship Coordinator.
- Council to note, the Remembrance Driveway Organisation Committee in this matter.

c. Maria Locke Award**Background**

At the previous Civic Advisory Committee meeting, Mr Dobell-Brown suggested having a Maria Locke award within Council's Order of Liverpool Awards or Australia Day Awards. Committee members disagreed as best not to single out a women's award and if a new award was to be added, to make it in memory of Maria Locke.

Council staff sought advice from Blacktown and Canterbury Council as they have a woman's award. Only Blacktown Council came back to Council staff a day prior to the meeting. Blacktown Council provided their External Nomination form, an e-invite and their International Woman Day annual booklet. This material was presented to the Committee members, then circulated electronically in preparation for the next meeting for a further discussion.

Updated:

It has been confirmed that there is an established Maria Locke Award, which is part of the Millicraft exhibition for artists at CPAC.



This item is to be deferred until more information is gathered from the below action items.

Action Item:

- Council to provide an update on the existing awards delivered by Council.

d. Civic Awards Policy and Charter / Conflict of Interest

A draft copy of the Civic Advisory Committee Policy and Charter with the resolution incorporated was then circulated to the Committee for feedback. The Committee asked for this item to be tabled at the next Civic Advisory Committee meeting as some members wanted to seek further clarification with regards to point 6 of the resolution.

The Civic Advisory Committee also requested Council representative from the Governance team to provide information on declaring an interest including

1. When they know someone too much that they cannot participate in voting, or whether through their association.
2. Whether they can nominate someone and still participate in voting and scoring.
3. Advice on nominating more than one person.

A discussion around the guidelines and framework on the communication strategy and decision-making framework.

Updates

Council Corporate Services attended the meeting and provided information regarding Conflict of Interest.

It was advised that the Code of Conduct guides committee in the nominating process and outlines the pecuniary interest and significant non pecuniary interest to reflect and form judgement upon as an individual.

Action Items:

- Council staff to electronically circulate both the amended and previous policy and charter to all committee members.
- Council staff to locate the council resolution within relation (council meeting) and report back to the committee.
- This item to be tabled at the next Civic Advisory Committee meeting.

e. Committee Member Retiring



Ms Margaret Favelle, a representative of Liverpool Rotary and a committee member has given her notice of resignation.

This item opens the discussion surrounding activating an expression of interest (EOI) to fill the vacant position.

A recommendation was put forward that the committee approach the Liverpool Service Clubs, such as Salvation Army, Lawrence, Wattle Grove Lions, Liverpool Lions Club and Liverpool West Rotary as well as Holsworthy Army Barracks, Liverpool Hospital and the City of Liverpool District Historical Society.

Motion:

Moved: Alf Vella

Seconded: Bob Brassell

That the committee to review and update the Charter.

On being put to the meeting the motion was declared CARRIED

Action Items:

This item is to be tabled at the next committee meeting:

- To review and update the Charter;
- Council to advise options to fill the vacant role.

f. Australia Day Awards and Order of Liverpool Awards

The Committee sought clarification on the age that someone can be nominated for a Youth Award or Senior Citizen Award. The Committee stated that they wish to ensure the Guidelines state that to be nominated for a Young Citizen Award the nominee must be under the age 23 years or under on 26 January (of the year of the Australia Day Award presented) be included on the nomination form (including the online). The nomination form to also include the nominee's age.

The Committee also stated they wanted to ensure the Guidelines state that for a nomination for the Senior Citizen Award, the nominee must be 60 years or older on 26 January (of the year of the Australia Day Award presented) and this must be included on the nomination form (including the online nomination form). The nomination form to also include the nominee's age. A tick box confirmation was considered to be included in the form.

The Committee also suggested that a communications strategy be further explored. They suggested that a list be compiled with details of all sporting associations, schools, environment committee etc within the Liverpool LGA be provided to the Committee and that these associations or committees be provided with information about nominating a person for an award.



A member of the Committee also suggested that perhaps a nominator could also speak to their nomination at a Civic Advisory Committee meeting to expand on their nomination, rather than having to write out a long nomination form, which may also deter people from nominating someone.

The Committee suggested that nomination forms should be sent earlier in the year.

Action Items:

- Council to consider how to make nominations more accessible and report back to the Civic Advisory Committee.
- Council to consider a marketing and communications plan to attract nominations, create more interest in the awards program.

6. GENERAL BUSINESS

The committee raised two missing plaques on Liverpool Georges River Bridge (City Side) and on the Light Horsemen Bridge

A picture of one of the missing plaques was provided for information and correct wording to have replaced.

Motion: **Moved: Alf Vella** **Seconded: Stephen Dobell-Brown**

To investigate and replace the missing plaques on Liverpool Georges River Bridge and Light Horsemen Bridge.

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

Action Items:

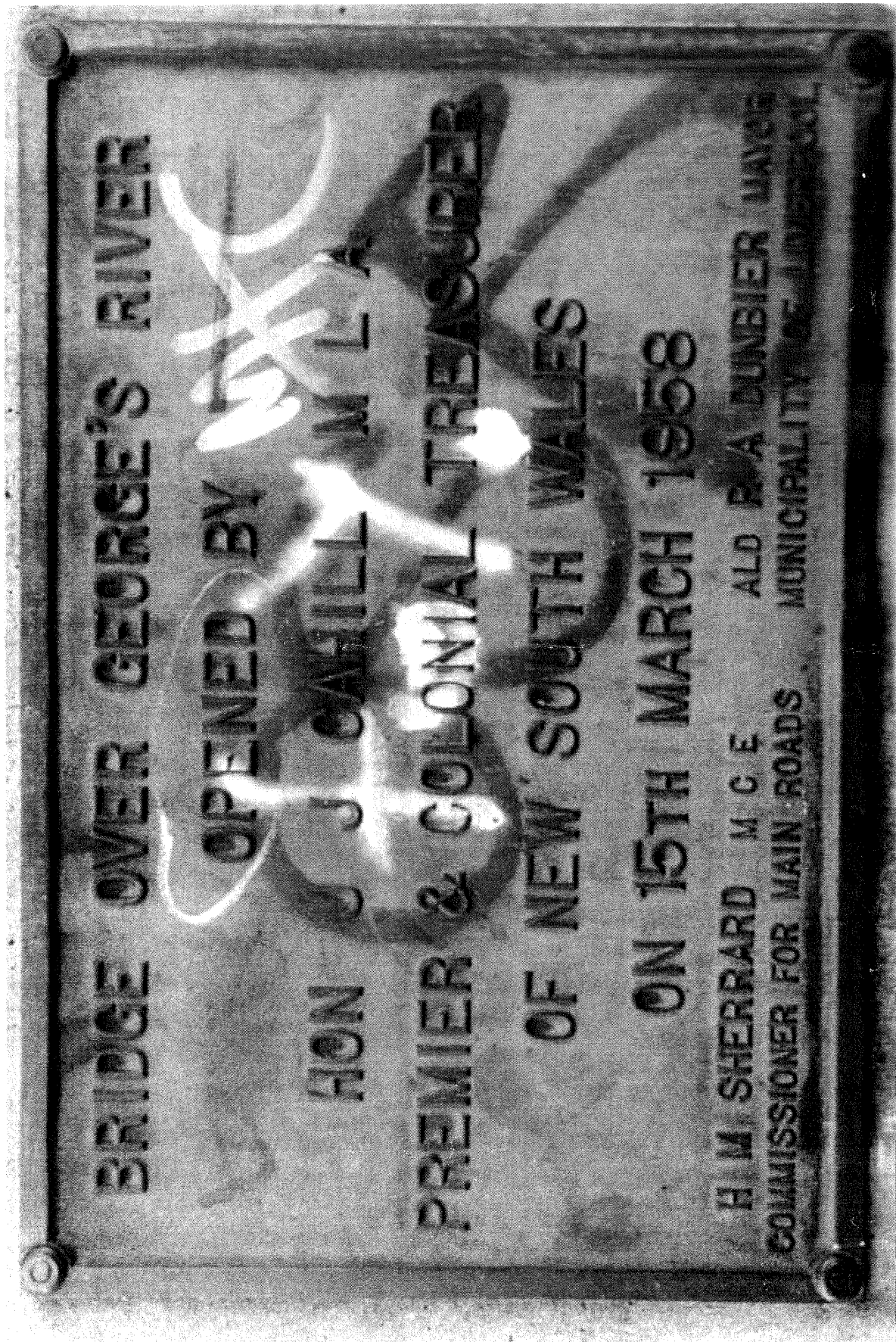
- Council to replace the missing plaque on Liverpool Georges River Bridge (picture provided) and on the Light Horsemen Bridge.

CLOSE

Meeting closed at 4.52pm

Attachments:

Attachment 1 – Photograph of one of the missing plaques



CTTE 04**Minutes of the Environment Advisory Committee
Meeting held on 11 December 2023**

Strategic Objective	Healthy, Inclusive, Engaging Communicate, listen, engage and respond to the community by encouraging community participation
File Ref	077867.2024
Report By	Michael Zengovski - Manager City Environment
Approved By	Jason Breton - Director Operations

EXECUTIVE SUMMARY

This report is tabled in order to present the Minutes of the Environment Advisory Committee Meeting held on 11 December 2023.

RECOMMENDATION

That Council receives and notes the Minutes of the Environment Advisory Committee Meeting held on 11 December 2023.

REPORT

The Minutes of the Environment Advisory Committee held on 11 December 2023 are attached for the information of Council.

FINANCIAL IMPLICATIONS

None of the actions contained in the minutes will have a financial impact on Council.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
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Environment	<p>Minimise household and commercial waste.</p> <p>Manage the environmental health of waterways.</p> <p>Protect, enhance and maintain areas of endangered ecological communities and high quality bushland as part of an attractive mix of land uses.</p> <p>Raise community awareness and support action in relation to environmental issues.</p>
Social	<p>Raise awareness in the community about the available services and facilities.</p> <p>Preserve and maintain heritage, both landscape and cultural as urban development takes place.</p>
Civic Leadership	<p>Act as an environmental leader in the community.</p> <p>Undertake communication practices with the community and stakeholders across a range of media.</p> <p>Foster neighbourhood pride and a sense of responsibility.</p> <p>Facilitate the development of community leaders.</p> <p>Encourage the community to engage in Council initiatives and actions.</p> <p>Provide information about Council's services, roles and decision making processes.</p> <p>Deliver services that are customer focused.</p> <p>Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct.</p> <p>Actively advocate for federal and state government support, funding and services.</p>
Legislative	There are no legislative considerations relating to this report.
Risk	There is no risk associated with this report.

ATTACHMENTS

1. EAC Minutes_11 December 2023



Minutes From Environment Advisory Committee (EAC) Meeting

11 December 2023

COUNCILLOR MEMBERS:

Councillor Kaliyanda
Councillor Harle (online)
Councillor Rhodes (online)

Councillor (Chairperson)
Councillor
Councillor

COMMITTEE MEMBERS:

Stephen Dobell-Brown
Ellie Robertson (online)
Rosalyn Faddy
Signe Westerberg
Robert Dixon (online)

Community Member
Community Member
Community Member
Community Member
Industry Representative – Georges Riverkeeper

COUNCIL ATTENDEES:

Michael Zengovski
Michelle Playford
Karl Adderley (online)
Scott Sidhom (online)
Roshan Khadka (online)
Steven Hodosi
Jenny Luu

Manager City Environment
Acting Environmental Restoration Plan Program Leader
Coordinator Resource Recovery
Manager Infrastructure Planning
Acting Coordinator Floodplain and Water Management
Coordinator Environmental Operations
Operations Support Officer

APOLOGIES:

Joseph Rover
Olusegun Samuel
Joseph Tharappel
Denise Ezzy
Strini Pillai
Kacy Vallencourt
Maruf Hossain
George Youssef
Robert Storey
Kyran Coogan

Community Member
Community Member
Community Member
Tharawal Aboriginal Land Council
Gandangara Aboriginal Land Council
Community Member
Coordinator Floodplain and Water Management
Community Member
Community Member
Acting Natural Areas Project Officer

GUEST:

Matthew Dobell-Brown
Alan Riley

Observer
Observer

OPEN:

Meeting opened at 5:32pm



1. WELCOME, ATTENDANCE AND APOLOGIES

Councillor Kaliyanda welcomed everyone, and apologies were noted.

2. DECLARATIONS OF INTEREST

No declarations of interest were noted.

3. MINUTES OF PREVIOUS MEETING

Motion: That the minutes from the previous meeting held on 9 October 2023 be adopted by the committee.

Moved: Stephen Dobell-Brown

Seconded: Rosalyn Faddy

4. MATTERS ARISING FROM THE PREVIOUS MEETING

4.1 Mattress Recycling Shredding Machine

Mr Stephen Dobell-Brown asked whether the mattress recycling shredding machine had moved from the Rose Street Depot. He also asked for an update regarding Council's intention to receive mattresses from other councils. Ms Westerberg asked if a fee would be involved. Ms Faddy asked about the issue of dumped mattresses.

Response:

Council will be lodging a development application in the first quarter of 2024 for a new building to house and operate the mattress shredder. Until all relevant approvals are obtained, the mattress shredder will stay at the Rose Street Depot. Once the building for the mattress recycling shredding machine has been constructed, the shredder will then be relocated.

Director Operations, , has indicated that various councils and organisations that manufacture mattresses have approached him. Some discussions are advanced. A gate fee will be charged, but it will be more reasonable than current industry charges.

Dumped items should be reported to Council's Customer Service Centre.

4.2 Christmas Recycling

Mr Stephen Dobell-Brown asked if the extra recycling collection over the holiday period was still going ahead.

Response:

Council will be offering extra recycling collections over the holiday period. It was advertised on social media and promoted on Council's website. Council's website lists information on extra recycling days.

5. AGENDA ITEMS

5.1 Presentation – Proposed Presentations for 2024 – Michelle Playford, Acting Environmental Restoration Plan Program Leader

Acting Environmental Restoration Plan Program Leader provided a presentation on proposed presentations for 2024 EAC meetings.

Refer to Attachment 1 for the presentation slide.

The following suggestions for presentations were discussed:

**Circular infrastructure passport and modern methods of construction**

Councillor Kaliyanda proposed a presentation from someone completing a PhD in how to effectively deal with waste from construction projects. The proposal involves a circular infrastructure passport and modern methods of construction.

Sydney Water – Water efficiency program

Acting Environmental Restoration Plan Program Leader mentioned that this program focused on vulnerable communities, especially pensioners during the current cost of living crisis.

Aqua Loop

Ms Westerberg mentioned a news report of a student who devised a plan to collect cold shower water and recycle it until the desired shower temperature is met. The brief for the project was to find ways to save water in a country town.

[Award-winning high school student designs shower water-saving device for Australian homes - ABC News](#)

Dark coloured roofing and urban heat

Ms Faddy was concerned about new development areas with dark roofing tiles. Acting Environmental Restoration Plan Program Leader mentioned WSROC has been looking at urban heat. Councillor Kaliyanda mentioned that Emma Bacon from Sweltering Cities also works in this space and presented to parliament a couple of weeks ago. It was noted that four out of 10 of the hottest schools in the state are in the Liverpool LGA.

Environmental awards

Ms Robertson mentioned her attendance at the local government excellence in environment awards. She mentioned it was inspiring to see councils in different areas putting effort into making the environment sustainable and liveable. She expressed that she would like to see Liverpool City Council take the lead in this area. Acting Environmental Restoration Plan Program Leader mentioned this year that Council along with Georges River Keeper won a Keep Australia Beautiful award for the zero litter in the Georges River project. Under the liveable cities category, Council was also a finalist for the Harris Creek, Environmental Fairy Garden. Manager City Environment mentioned Council also won the award for asbestos management in 2020 and was highly commended in 2019. He also noted Ms Robertson's point on greening spaces and sustainability.

CSIRO STEM Challenge

Acting Environmental Restoration Plan Program Leader suggested that a presentation on what Concepts that school students come up with might be most informative.

Liverpool Council Climate Strategy

Mr Dixon suggested an update on a presentation given a few years ago. He mentioned it would be interesting to see how it has progressed over the last couple of years.

Western Sydney University Grant (WSU)

Mr Dixon mentioned a grant that WSU has recently been awarded to monitor and rehabilitate platypus habitats in the Hawkesbury-Nepean river system. Michelle Ryan at WSU has led the project. Information on platypus habitats in Liverpool LGA would be interesting to be shared by WSU.



3D Printed Hollows

Mr Riley shared information on a proposed program to make 3D printed hollows for birds that he would be involved in. This program is in collaboration with Melbourne University. Council has 3D printers at Liverpool City Library that could be used. There is also interest in the program from the Georges River Environmental Education Centre. This program could show students how to supply housing for wildlife when there has been habitat destruction due to fire.

6. GENERAL BUSINESS

6.1 Council Collection

Ms Westerberg mentioned her relative had passed away and that they needed additional council waste collections. She asked whether there were any exemptions in these circumstances.

Action: The question was taken on notice for the resource recovery team to respond.

Response: Council's standard allocation is two collections per year of up to two cubic meters per time for general household items. Unlimited metals and up to eight mattresses or bases can be collected per year. Ms Westerberg can liaise with the Acting Manager Resource Recovery for further information on Council's waste collections.

6.2 Overgrown Creek Lines

Mr Stephen Dobell-Brown expressed concern over overgrowth in creek lines, particularly in Miller along Hoxton Park Road. He mentioned Council cleared overgrowth a few years ago but it is back worse than ever. Mr Riley suggested a five year plan to put in canopy trees and understory plants. He mentioned it would need to be a long-term plan.

Response: Manager City Environment responded that additional resources will target the issue and that a strategy was needed for this matter..

6.3 Pedestrian Bridge near Holsworthy Railway Station

Mr Stephen Dobell-Brown requested an update on the pedestrian bridge near Holsworthy Railway Station.

Action: Acting Environmental Restoration Plan Program Leader took the question on notice. She mentioned that Council has a bushland contractor working in that locality.

Response: Council has identified that the bridge in question does not meet current standards. Council is looking at rectifying it as soon as possible.

6.4 Sale of Rosehill Racecourse

Mr Stephen Dobbel Brown was concerned about the selling of the racecourse in Rosehill. He suggested that some of the benefits from the sale might be spent at Warwick Farm Racecourse.

Action: Refer to this link for more information about the sale.

[ATC TO INVEST \\$5 BILLION TO FUTURE-PROOF RACING INDUSTRY - Australian Turf Club](#)



6.5 Notice of Motion for Naming of Bridge

Councillor Kaliyanda delivered a condolence motion for Alison Megarrity in NSW Parliament. Councillor Kaliyanda mentioned she was contacted by Ms Megarrity's family about the possibility of a plaque or naming of Harris Creek Bridge in her honour. A notice of motion was put forward for this month's Council meeting.

Motion: EAC supports the naming of Harris Creek Bridge in recognition of Ms Megarrity's long services to Liverpool and its community.

Moved: Signe Westerberg **Seconded:** Rosalyn Faddy

6.6 Lewins Bridge

Mr Riley mentioned that he heard Council workers discussing plans of a new walkway at Lewins Bridge.

Action: Councillor Kaliyanda took this on notice for Council staff to respond.

Response: Council is still investigating this question. An update to be provided at the February meeting.

6.7 Civic Place Landscaping

Mr Stephen Dobell-Brown expressed concerns over the new landscaping around Civic Place. He noted that the Australian natives seemed to be coping but that the broadleaf plants (lilies) were wilting already despite being fairly new. Councillor Kaliyanda noted the extreme weather we had over the last few days.

Action: This question was taken on notice with the Civic Place Team to respond.

Response:

All plants selected are suited to the Australian climate. The landscape plans, including the type of plants have been reviewed and endorsed by Council.

6.8 Georges River Keeper Update

Mr Dixon provided an update on the Georges River Keeper program (refer to Attachment 2):

- GRK have recently started water quality monitoring. There are a few estuary monitoring sites in Liverpool (Lt Cantello Reserve, Chipping Norton Lakes and the weir). First round of sampling was looking quite good with low turbidity and low chlorophyll (which is an indicator of algae in the water).
- The GRK Communications Officer is running an engagement program with some of the other catchment groups in the Sydney basin to reduce rubbish. The GRK has been promoting simple actions that members of the community can undertake to prevent rubbish and plastic litter entering the water.
- GRK and LCC won an award at the recent Keep Australia Beautiful award ceremony.
- Annual report for last financial year has been released. This includes litter statistics for the last financial year. The report can be accessed online.
- Weed inspections were conducted above the weir with Council's Biosecurity Officer. In 2019, there was a lot of Salvinia – an invasive floating weed. It has now been cleared.
- Stormwater treatment devices that the intermodal precinct was implementing along the Georges River have been completed. There are erosion control devices which help stop crushed sandstone entering the river. Mr Dixon noted it would be good to learn about stormwater treatment coming off intermodal areas in the future.



- GRK is looking at a new grant round from the Federal Government called the Urban Rivers and Catchment Program. It intends to look at restoration in urban creeks and rivers. They are currently scoping projects with member councils.
- Conservation Volunteers Australia will also apply for funding through this grant scheme. They have been talking to Council's Acting Environmental Restoration Plan Program Leader. They are hoping to utilise grant funds towards platypus conservation as there is a high potential of a platypus population in the freshwater section of the Georges River. The project may include monitoring, trapping and stream bank rehabilitation.

6.9 Lotus Plants and Koi

Ms Faddy raised concerns over a neighbouring property at 938 Greendale Road with a dam overflowing with Lotus plants and Koi carp. Both the plants and fish had been observed to be entering the Nepean River. She asked if there were any restrictions around planting of the Lotus plants and if there were any issues with Koi entering the Nepean River.

Action: Mr Dixon to forward the address to Council's Biosecurity Officer.

Response: Mr Dixon advised that he didn't believe the Lotus plant was a restricted garden plant. He also commented that the Nepean River system is heavily invaded by Koi carp.

6.10 Water Quality Testing

Councillor Harle raised concerns about water quality testing in some creeks including at Hinchinbrook, Maxwells & Brickmakers Creek. He indicated one example in Denham Court where sewer pollution had killed aquatic life in dams. He asked whether this issue could be tied in with water quality testing already completed or checked more often.

Action: Mr Dixon to follow up with Council's Catchment Management Officer to see if anything can be done and conduct inspections.

Response: Manager City Environment stated that Council would be looking to expand Council's water quality sampling program to include E. coli as well.

6.11 Lake Moore Meeting

Mr Riley reported an update on a meeting about Lake Moore. Manager City Environment stated that they met with Council's Head of Audit and Risk and that an audit of the Lake Moore contract is proposed.

Action: Manager City Environment to provide an update on the findings of the audit in the new year. This is anticipated to be in April or June.

6.12 Request for a Paper Copy of the Minutes and Agenda

Printed copies of the EAC minutes and agenda can be posted out to members on request. Hard copies of the minutes and agenda are provided in the meeting in person if required. Ms Faddy requested hard copies of the minutes.

Action: Operations Support Officer to provide hard copies of the minutes and agenda upon request.

CLOSE:

Meeting closed at 7.08pm



Attachment 1

Presentation – Proposed Presentations for 2024 – Michelle Playford, Acting Environmental Restoration Plan Program Leader

EAC Proposed Engagement Opportunities

- Sydney Water – water efficiency program
- EV charging policy
- National Intermodal
- Waste and resource recovery updates
- Floodplain and water management updates
- Bush regeneration updates
- ERP program updates
- Other?



Attachment 2

Georges River Keeper Update – Photos



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COUNCIL**

**LIVERPOOL
CITY
COUNCIL**

CTTE 05

**Minutes of the Governance Committee meeting
held on 12 March 2024**

Strategic Objective	Visionary, Leading, Responsible Position Council as an industry leader that plans and delivers services for a growing city
File Ref	084237.2024
Report By	Melissa Wray - Council and Executive Support Officer
Approved By	Tina Bono - Director Community & Lifestyle

EXECUTIVE SUMMARY

A Governance Committee Meeting was held on 12 March 2024.

This report attaches a copy of the minutes of the meeting for Council endorsement.

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Governance Committee meeting held on 12 March 2024; and
2. Endorse the recommendations in the Minutes.

REPORT

The Minutes of the Governance Committee meeting held on 12 March 2024 are attached to this report.

FINANCIAL IMPLICATIONS

None of the actions contained in the minutes will have a financial impact on Council.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	There are no social and cultural considerations.
Civic Leadership	Provide information about Council's services, roles and decision-making processes. Deliver services that are customer focused. Operate a well-developed governance system that demonstrates accountability, transparency, and ethical conduct.
Legislative	There are no legislative considerations relating to this report.
Risk	The risk is deemed to be low and is within Council's risk appetite.

ATTACHMENTS

1. Minutes of the Governance Committee Meeting held on 12 March 2024



MINUTES OF THE GOVERNANCE COMMITTEE MEETING HELD ON 12 MARCH 2024

PRESENT:

Mayor Ned Mannoun (Online)
 Councillor Ammoun
 Councillor Dr Green
 Councillor Harle
 Councillor Macnaught (Chairperson)
 Councillor Rhodes
 Hon John Ajaka, Chief Executive Officer
 Mr Farooq Portelli, Director Corporate Support
 Ms Noelle Warwar, Acting Director Planning & Compliance
 Ms Michelle Mcilvenny, Director Customer Experience & Business Performance
 Mr Shayne Mallard, Director City Futures
 Mr Jason Breton, Director Operations
 Mr Vishwa Nadan, Chief Financial Officer
 Mr William Attard, Manager Development Assessment
 Mr George Hampouris, Head of Audit Risk and Improvement
 Ms Julie Scott, Manager City Economy
 Ms Betty Boustani, Senior Advisor
 Ms M'Leigh Brunetta, Civic and Executive Services Lead
 Ms Melissa Wray, Councillor Executive and Support Officer

The meeting commenced at 11.26am

2**APOLOGIES**

Councillor Goodman

Councillor Hadid OAM

Councillor Kaliyanda

Councillor Karnib

Ms Tina Bono, Director Community & Lifestyle

DECLARATIONS OF INTEREST

Nil.

3

INFRASTRUCTURE AND PLANNING COMMITTEE**ITEM NO:** ITEM 01**FILE NO:** 057392.2024**SUBJECT:** Development Assessment**COMMITTEE DECISION****Motion:** **Moved:** Cllr Macnaught **Second:** Cllr Rhodes

That Committee receives and notes the Development Assessment report.

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

STRATEGIC PERFORMANCE COMMITTEE**ITEM NO:** ITEM 02**FILE NO:** 045614.2024**SUBJECT:** Enterprise Risk Management Policy and Risk Appetite Statement**COMMITTEE DECISION****Motion:** **Moved:** Cllr Dr Green **Second:** Cllr Harle

That the Committee:

1. Endorses the Enterprise Risk Management Policy being tabled at the 27 March Council for approval;
2. Adopts the Risk Appetite Statement.

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

Action Item:

- That, Council staff note clearly in the report the detail of all the risk factors and how Council concluded the recommendation based on the risks identified.
- The report include clear details of the responsibilities of Councillors relating to risk factors.

BUDGET COMMITTEE**ITEM NO:** ITEM 03**SUBJECT:** Budget Preparation and Review Update

The Director Corporate Support provided an update on Budget preparation. An opportunity was provided for Councillors to ask further questions and council staff responded to each matter. Budget Preparation and Review timetable/schedule was noted.

COMMITTEE DECISION

That the Committee receives and notes this verbal update and feedback to questions provided.

6

ITEM NO: ITEM 04
FILE NO:
SUBJECT: 2024 National General Assembly of Local Government

Council provided information on the 2024 National General Assembly of Local Government, at the Council Resolution as follows:

Resolution: *Point 4. Council resolutions resolved in the past 12 months that relate to federal motions come to a briefing session for Councillors consideration.*

Council staff circulated all Federal Motions to Councillors for consideration to be submitted as a motion at the upcoming NGA.

That the Committee receives and notes this verbal update.

Action Items:

- Council to confirm Councillor attendance at the event, and if a response is not provided to conduct a ring around to confirm if attending to facilitate registration and arrange accommodation.
- Council staff to re-word the chosen federal motions and circulate for Councillor feedback prior to CEO Review and submission.
- Council staff to combine some motions to create a stronger one. Such as: Mental Health Services and Accessibility is combined with Medicare Psychology Services to create a motion for example - *"Making representations of both state and federal governments to work properly with fabric on a matter of urgency, strength and approval invest in accessible, community based mental health counselling therapy"*.

THE MEETING CLOSED AT 1.13pm

CTTE 06

**Minutes of the Project Control Advisory
Committee Meeting held on 12 March 2024**

Strategic Objective	Visionary, Leading, Responsible Position Council as an industry leader that plans and delivers services for a growing city
File Ref	084246.2024
Report By	Melissa Wray - Council and Executive Support Officer
Approved By	Shayne Mallard - Director City Futures

EXECUTIVE SUMMARY

A Project Control Advisory Committee Meeting was held on 12 March 2024.

This report attaches a copy of the minutes of the meeting for Council endorsement.

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Project Control Advisory Committee meeting held on 12 March 2024; and
2. Endorse the recommendations in the Minutes.

REPORT

The Minutes of the Project Control Advisory Committee meeting held on 12 March 2024 are attached to this report.

The minutes contain the following actions or Committee recommendations:

Item No. 04 – Update on Masterplans and How They Talk to Contributions

Action Items:

A future agenda item will be a briefing on Plans of Management process.

Item No. 05 – Update on Action Items from Last Meeting

- I. For council staff to locate and circulate the current motion in relation to the granny flats and the financial implications that are associated with that motion.**

The question was ‘How much has council collected in relation to Granny Flat tax and/or additional dwelling tax, how can it be used, how often that has been used, where it can be used and where it has been used’? Then to obtain information on the comparison of that fee on other councils around and see if it was competitive or not.

Action Items:

Council staff to prepare a response to the above questions.

- II. For the Director Operations to allocate appropriate staff to fix the drainage problem at Parkland park. The flood zone is located between the gym set and the road**

The Director of Operations clarified that the supposed Parkland Park, is the Casula Parklands. This new update was discovered a day prior to the committee meeting. So, no further action could be taken.

Action Item:

An update to be provided by Operations at the April committee meeting.

FINANCIAL IMPLICATIONS

Financial implications are as contained in the relevant contribution plans.

CONSIDERATIONS

Economic	There are no economic and financial considerations.
Environment	There are no environmental and sustainability considerations.
Social	Social implications are as contained in the relevant contributions plans.

Civic Leadership	<p>Provide information about Council's services, roles and decision making processes.</p> <p>Deliver services that are customer focused.</p> <p>Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct.</p>
Legislative	<p>There are no legislative considerations relating to this report.</p>
Risk	<p>There is no risk associated with this report.</p>

ATTACHMENTS

1. FINAL Minutes of the Project Control Advisory Committee Meeting held on 12 March 2024



MINUTES OF THE PROJECT CONTROL ADVISORY COMMITTEE MEETING

12 March 2024

PRESENT:

Mayor Mannoun (Online)
Deputy Mayor Macnaught
Councillor Harle
Councillor Dr Green
Councillor Rhodes
Councillor Ammoun (left at 1.48pm)
Hon John Ajaka, Chief Executive Officer
Mr Jason Breton, Director Operations
Ms Noelle Warwar, Acting Director Planning & Compliance
Ms Michelle Mcilvenny, Director Customer & Business Performance
Mr Farooq Portelli, Director Corporate Support
Mr Shayne Mallard, Director City Futures
Ms Betty Boustani, Senior Advisor
Mr John Lac, Manager Project Delivery
Mr Mark Taylor, Acting Coordinator Community Planning
Ms M'Leigh Brunetta, Manager Council and Executive
Ms Melissa Wray, Council and Executive Support Officer (minutes)



OPEN

Meeting opened at 1.30pm.

1. WELCOME, ATTENDANCE AND APOLOGIES

Apologises

Councillor Goodman
Councillor Hadid OAM
Councillor Karnib
Councillor Kaliyanda
Ms Tina Bono, Director Community & Lifestyles

2. DECLARATIONS OF INTEREST

Nil.

3. CAPITAL WORKS PROGRAM UPDATE

An update was presented by the Manager Project Delivery with in relation to the current state of the Capital Works Program. The Hammondville Synthetic Field is moving along smoothly and should be completed in early April.

There are 158 projects scheduled for this year and so far 36 projects have been completed with an approved budget of \$68 million. To date only \$16 million has been spent on the 36 completed projects. A commitment has been made of approximately \$20 million worth of works, purchase orders have been raised through the contractors and their moving forward.

A big consideration to have noted is the escalation of construction costs. A big part of this occurrence is due to the COVID-19 pandemic, which saw the supply chain reduced enormously from lack of entries. Now there is an enormous demand for supplies, with the supply chain being reduced and lack of supply. With the influx of huge supply demands, the prices escalate higher. For the prices of the materials to have a lower price, the economy needs to be raised above it. It has been quoted to be about five years for this to take place.

To combat this dilemma, staff are value engineering and reviewing the scope of our projects. This involves reviewing components of the project and identifying if it is necessary to meet the community's needs. If not, then staff need to look at the value engineering and dropping the scope or deleting an item until a future date when the market is more reasonable.



Prior to going out to market, contemporary survey reports for the projects are obtained. By assessing the price estimations of those projects there will be a higher level of confidence in what is going to be received, instead of coming back over budget. The process of open locking in prices for materials at the current rate is underway, by ordering the field that there is a current need of. Such as: playgrounds. These are the steps that the council staff are undertaking to combat increases in price in market.

4. UPDATE ON MASTERPLANS AND HOW THEY TALK TO CONTRIBUTIONS

A presentation from the Acting Coordinator Community Planning on the Master Planning Process and how the Contributions Plan fit into that process. The initial stage of the Master Planning Process is community engagement. Since Liverpool is going through significant population growth and change, various aspects that need to be identified and assessed, are as follows:

- Population growth and demographic characteristics
- Strategic context
- Participation trends
- Community and stakeholder engagement
- Best practice trends and case studies
- Capacity and utilisation
- Inventory and access
- Benchmarking

After the above aspects are assessed, the next step is to articulate the needs and identify opportunities to address them. By then exploring the different plans and strategies, such as development contributions plans, council operational and delivery plans and council strategies and identify where the need fits in. The Masterplan process helps to align Councils planning upwards to adopted National, State and Regional Planning processes or guidelines with Councils Community Plan, Policies and adopted Strategies and downwards to Community, Stakeholders and internal teams.

To aid the Corporate Support directorate in delivering the ten year delivery plan, our team is actively amending our legislative plans of management processes and the master plans of the document's delivery. This allows council staff to have an overview of the requirements of the delivery plans whether it be five years or ten years.

Action Item:

Council staff to organise a briefing session on Plans of Management process.



5. UPDATE ON ACTION ITEMS FROM LAST MEETING

I. **For council staff to locate and circulate the current motion in relation to the granny flats and the financial implications that are associated with that motion.**

The Acting Director of Planning and Compliance updated the committee on the granny flats motion that was adopted in 2019. It is an advocacy piece that involved writing to the State Government to advocate for decision-making to be returned to local government through LEP's and planning controls. There has not been any study around financial implications that could be located.

Clarification on what information was requested was noted.

The question was 'How much has council collected in relation to Granny Flat tax and/or additional dwelling tax, how can it be used, how often that has been used, where it can be used and where it has been used'? Then to obtain information on the comparison of that fee on other councils around and see if it was competitive or not.

Action Items:

Council staff to prepare a response to the above questions.

II. **At the next meeting, a timeline of all projects will be provided to all committee members**

The Director of Operations provided the timeline of major projects to the committee members.

III. **For the Director Operations to allocate appropriate staff to fix the drainage problem at Parkland park. The flood zone is located between the gym set and the road**

The Director of Operations announced that the supposed Parkland Park, is actually Casula Parklands, not Parkland Park, this new update was discovered a day prior to the committee meeting. So, no further action could be taken.

Action Item:

To bring an update to the next committee meeting.

IV. **The Masterplan for the Michael Wenden Aquatic Leisure Centre will need to be re-looked at and staff to liaise with an architect and prepare concept designs, which then will be directed to the community**

The Acting Coordinator Community Planning gave an update. A new landscape planer has commenced and will assist in the project. For the April committee meeting, a presentation and update will be provided to the committee on the expectation around some splash parks and landscaping around the front section of the centre, along with some visual concepts.



6. GENERAL BUSINESS

Nil

CLOSE

Meeting closed at 2.33pm

NOM 01

That Council Reinstate the Liverpool City Council Opportunity Scholarship

Strategic Objective	Evolving, Prosperous, Innovative Facilitate quality local employment, training and education opportunities
File Ref	084161.2024
Author	Karress Rhodes - Councillor

BACKGROUND

As recent as 2023 Liverpool City Council was committed to supporting local Liverpool students from low socio-economic backgrounds with scholarships to undertake studies at the University of Wollongong at the Liverpool Campus.

The Liverpool Council scholarships are still advertised on the internet.

The scholarship information can be found at

<https://scholarships.uow.edu.au/scholarships/search?scholarship=1181>

And still reads as;

2023 Liverpool City Council Opportunity Scholarship

Community/Equity

Liverpool City Council is committed to supporting local students in need from the Liverpool Local Government Area

(<https://www.liverpool.nsw.gov.au/council/The-Liverpool-Area/maps-of-liverpool>) who are studying at the UOW South Western Sydney campus to achieve their education aspirations.

These three (3) \$5000 scholarships, available for future and current SWS students in their first, second or third year of study in 2023.

These scholarships aim to inspire local students to use their acquired expertise to give back to the local region, and are for students who have demonstrated need, such as financial or social disadvantage, and recognises those who have been involved in activities which add value to

the community. There are a range of criteria that are looked at in determining this need such as low income, family background, living in a rural or isolated region, having a permanent disability, being a recent migrant from a non-English speaking country, a first in family university attendee and Indigenous Australians.

Applicants must provide a one page outline of their involvement in the community and how a scholarship will assist with your career ambitions.

The promotion ends with this false ray of hope.

Information for 2024 applicants will be available soon.

The Council scholarships are the lifeline we extend to those who are otherwise without hope.

Imagine how they must feel upon reading the current Council promotion, only to ring the University to be told that despite the worsening economic situation Liverpool has now stopped its scholarship funding and despite the information saying the dates for 2024 will be available soon...that is not the case.

Liverpool's most in need from our low socio-economic areas are in need of financial assistance now, more than ever.

Now is not the time to withdraw our support for those most in need.

I call upon all Councillors to support the reinstatement of the Liverpool Council Opportunity scholarships.

NOTICE OF MOTION

That Council:

1. Reinstates the Liverpool Council Opportunity Scholarships with the University of Wollongong; and
2. Makes funds available from general revenue for three (3) \$5000 scholarships, available for future and current SWS students in their first, second or third year of study in 2024.

CHIEF EXECUTIVE OFFICER'S COMMENT

Council committed \$10K pa over 3 financial years beginning in 2018/2019 to support the provision of scholarships for disadvantaged students who were intending to join the Liverpool-based campuses of WSU, UOW and TAFE NSW. Criteria was developed to identify students from disadvantaged socio-economic communities which resulted in 16 students using the scholarships' funding as part of their placements.

In the 2022/23 budget recalibration, the scholarships were not budgeted to be ongoing. Should Council resolve to return the program and funding, the Director City Futures will nominate the budget source with possible reduction in other budget lines within the Directorate.

FINANCIAL IMPLICATIONS

Costs associated with this recommendation are outside of Council's current budget and long-term financial plan. Funding could be sourced from the City Economy budget by a realignment of funds within the Directorate.

ATTACHMENTS

Nil

NOM 02**ANZAC Community Display**

Strategic Objective	Healthy, Inclusive, Engaging Embrace the city's heritage and history
File Ref	084771.2024
Author	Charishma Kaliyanda - Councillor

BACKGROUND

Kelli and Steve Hill, residents of Wattle Grove, have conducted an ANZAC Day Dawn Service and memorabilia display at their home in Wattle Grove for several years now. The event is a fundraiser, with all proceeds raised going to a nominated charity.

Over the last few years, Kelli, Steve and their family have been putting on incredible displays of military uniforms and other history/artefacts on their street in Baileyana Court, Wattle Grove. I met them a couple of years ago when I went to view the displays at her house on Anzac Day. The engagement from people across the area is huge, and there is a steady stream of people who visit on Anzac Day to see the displays and have a chat.

Kelli says the community support for their event has grown over the past few years. "What started out as a small local gathering to commemorate ANZAC Day during lockdowns has now grown into a full day with hundreds of people. We have a lot of kids come along, and it's quite multicultural now with people new to the area coming to see what it's all about".

This year, Kelli has advised that they are hoping to put on a bigger and better display hoped to book Wattle Grove Community Centre for a few days to showcase the collection. Last year they had 450 people turn up for the Dawn service alone. So having a bigger space would be ideal. However, due to logistical and cost issues, this was not possible.

Steve also usually attends the local schools with a smaller display, so this would incorporate both events into one. In November 2022 they were given a Community Recognition Award from NSW Parliament, thanking them for their efforts and were also previously recognised by Moorebank Sporties.

If they do not receive some financial support to organise this display, our broader community will miss out.

NOTICE OF MOTION

That Council:

1. Allocate \$1,000 towards the 2024 ANZAC Day display at Baileyana Court, Wattle Grove;
2. Work with Kelli and Steve Hill to organise a more sustainable process for providing Council support for this initiative going forward; and
3. Consider how best our local community can engage with this display.

CHIEF EXECUTIVE OFFICER'S COMMENT

Council had identified the importance of the Wattle Grove ANZAC Display hosted by Kelli and Steve Hill in 2023.

Last year, Council connected with Mr and Mrs Hill and has had ongoing discussion this year, and offered considerable support to provide assistance for this activity through:

- Encouragement of an application for a Council event grant to support this activity (submission not received to date).
- Provision of an in-kind Council facility to host the venue and facilitate a larger audience.
- Inclusion in Council's ANZAC media and communications plan to provide marketing support for this activity.

For the activity to be delivered in a Council facility/community hall, the organiser is required to have public liability insurance, which is currently not held by Mr and Mrs Hill. Council had provided an opportunity for Auspice which has been declined.

If the activity continued to be held at Baiyeyana Court, Wattle Grove, there is limited capacity to grow the event further due to site restrictions/capacity, therefore additional Council marketing support would not be recommended.

Liverpool City Council administer Community Grants that could be considered to further support this activity.

FINANCIAL IMPLICATIONS

If endorsed, budget allocation of \$1,000 would be allocated from the 2024 ANZAC Day Dawn Service delivered in Bigge Park, Liverpool (\$20,000 operation budget).

Legal implication

The organisers do not currently hold public liability insurance for the Baiyeyana Court, Wattle Grove ANZAC Display.

Any financial contribution should be encouraged to obtain suitable insurance to cover this activity.

ATTACHMENTS

Nil