

COUNCIL AGENDA

ORDINARY COUNCIL MEETING

26 June 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, 50 SCOTT STREET, LIVERPOOL NSW 2170** on **Wednesday, 26 June 2024** commencing at 2:00pm. Doors to the 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 7441.

A handwritten signature in black ink, appearing to read "Jason Breton".

Jason Breton
ACTING 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.

ORDER OF BUSINESS

PAGE TAB

Opening

Acknowledgment of Country and Prayer

National Anthem

Apologies

Condolences

Confirmation of Minutes

Ordinary Council Meeting held on 29 May 20247

Declarations of Interest

Public Forum

Mayoral Report

NIL

Notices of Motion Of Rescission

NOMR 01 Notice of Motion of Rescission for MAYOR 01 - Staffing Matter from the
29 May 2024 Council meeting60 1

Chief Executive Officer Reports

NIL

Planning & Compliance Reports

PLAN 01 Post Exhibition Report - Amendments to Liverpool Development Control
Plan 2008 - Family Friendly Apartments and Apartment Design Guide
Update.....62 2
PLAN 02 Report back - Parking Enforcement Policy70 3
PLAN 03 Adoption of the IPART reviewed Liverpool Contributions Plan 2021 - East
Leppington76 4
PLAN 04 Planning Proposal - 60 Gurner Avenue, Austral84 5

Community & Lifestyle Reports

COM 01 Grants Donations and Community Sponsorship Report.....102 6

Corporate Support Reports

CORP 01 Privacy Management Plan110 7
CORP 02 Local Government Remuneration Tribunal 2023115 8
CORP 03 Investment Report May 2024.....119 9

Customer Experience & Business Performance Reports

CEBP 01 Audit, Risk and Improvement Committee Charter129 10

ORDER OF BUSINESS

PAGE TAB

City Futures Reports

CFD 01	Mayoral Minute: Liverpool Innovation Precinct	163	11
CFD 02	Adoption of the Draft Delivery Program 2022-2026 and Operational Plan and Budget 2024-2025, Statement of Revenue Pricing Policy (Fees and Charges) and Long-Term Financial Plan 2025-2034 (to be provided in the Addendum Book later in the week)		

Operations Reports

NIL

Committee Reports

CTTE 01	Minutes of Intermodal Precinct Committee Meeting 08 April 2024.....	202	12
CTTE 02	Minutes of the Liverpool Local Traffic Committee meeting held on 15 May 2024.....	211	13
CTTE 03	Minutes of the Tourism and CBD Committee held 23 April 2024	217	14
CTTE 04	Minutes of the Governance Committee meeting held on 11 June 2024.....	222	15

Questions with Notice

NIL

Presentations by Councillors

Notices of Motion

NOM 01	Elected Official Training and Development Plan.....	232	16
--------	---	-----	----

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 Extension of Current Recycling Contract

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.

CONF 02 Voyager Point Footbridge

Reason: Item CONF 02 is confidential pursuant to the provisions of s10A(2)(c) (g) 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; AND advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

ORDER OF BUSINESS

CONF 03 Legal Affairs Report

Reason: Item CONF 03 is confidential pursuant to the provisions of s10A(2)(a) (c) (g) of the Local Government Act because it contains personal matters concerning particular individuals (other than councillors); AND information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; AND advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

Close



MINUTES OF THE ORDINARY MEETING HELD ON 29 MAY 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
 Mr Jason Breton, Acting 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 Peter Scicluna, Acting Director Operations
 Mr David Galpin, General Counsel, Manager Governance, Legal and Procurement
 Mr Luke Oste, Coordinator Strategic Planning
 Mr John Lac, Manager Project Delivery
 Mr Tim Pasley, Manager Resource Recovery
 Ms M'Leigh Brunetta, Manager Civic and Executive Services
 Ms Melissa Wray, Councillor Executive and Support Officer
 Ms Susan Ranieri, Coordinator Council and Executive Services

The meeting commenced at 2.03pm.

ACKNOWLEDGMENT OF COUNTRY, PRAYER OF COUNCIL AND AFFIRMATION

NATIONAL ANTHEM

COUNCILLORS ATTENDING REMOTELY

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

APOLOGIES

NIL.

CONDOLENCES

ITEM NO: COND 01

SUBJECT: Condolence Motion - Vale Tony Bleasdale OAM (read by Mayor Mannoun)

It is with great sadness that we reflect on the sudden passing of Councillor Tony Bleasdale OAM, who was Mayor of Blacktown City Council, on the 2nd of May. Our thoughts are with Tony's family, friends, and the community of Blacktown.

Tony arrived in Australia from Liverpool, England in 1963, and worked in the building industry as a bricklayer for 40 years. He would eventually be elected as a Blacktown City councillor in 1996. Tony was a strong advocate for his LGA and a champion of Western Sydney.

Tony was proud of Blacktown City's diversity and dedicated to delivering services and opportunities for its residents and businesses. He was a charitable man and received an OAM in 2010 for his community work and service.

After a 3 year tenure as Deputy Mayor commencing in 2016, Tony was elected Mayor in 2019, and emerged as a visionary leader, spearheading the transformation of Blacktown.

I will personally remember Tony as a gentleman's gentleman. I have fond memories of touring Blacktown's facilities with Tony and discussing all things Western Sydney and Local Government whenever we bumped into one another.

He was a lovely, generous man, and a passionate Liverpool Football Club supporter.

In Tony Bleasdale's honour, please join me observing in a minute of silence.

RECOMMENDATION:

That Council

1. Express its profound sadness at the sudden passing of Councillor Tony Bleasdale OAM, Mayor of Blacktown City Council, on the 2nd of May, and extend heartfelt condolences to Tony's family, friends, and the community of Blacktown.
2. Acknowledge Tony Bleasdale's significant contributions to Blacktown City, recognising his election as a Blacktown City councillor in 1996, and his dedicated service as Deputy Mayor for 3 years and Mayor since 2019.
3. Observe a minute of silence in honour of Tony Bleasdale's memory and his invaluable contributions to the community.

COUNCIL DECISION

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

That the recommendation be adopted.

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

A one minute silence was then held for Mr Tony Bleasdale OAM.

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

That the minutes of the Ordinary Meeting held on 24 April 2024 and Extraordinary Meeting held on 14 May 2024 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

NIL.

PUBLIC FORUM

NIL.

MAYORAL MINUTES

Item: MAYOR 01 – Staffing Matter was dealt with later in the meeting in Closed Session after item CONF 04, pursuant to the provisions of s10A(2)(a) of the Local Government Act 1993 because it contains personal matters concerning particular individuals (other than councillors).

FILE NO: 259343.2023

SUBJECT: Housekeeping amendments to Liverpool Development Control Plan 2008 - Conservation and Employment Zone Reform

COUNCIL DECISION

Motion:

Moved: Clr Harle

Seconded: Clr Green

That Council:

1. Receives and note this Report;
2. Supports “in principle” the proposed housekeeping amendments to the Liverpool Development Control Plan 2008 in response to zone name changes to the former Environmental, Business and Industrial zone names, and further amendments in response to industrial and commercial rooftop solar panel provisions, and industrial landscaping controls;
3. Undertakes public exhibition of the draft Liverpool DCP amendments for a minimum of 28 days in accordance with Council’s Liverpool Community Participation Plan;
4. Delegates authority to the Acting CEO (or delegate) to proceed with finalising the amendment if no submissions opposing the amendment are received. Alternatively, if submissions are received, receives a further report on the outcomes of the public exhibition period.

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

Councillors voted unanimously for this motion.

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

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

Councillors voted unanimously for this motion.

Motion: **Moved: Clr Rhodes** **Seconded: Clr Green**

1. Receives and notes this Report.
2. Endorses the Liverpool Local Heritage Management Policy.

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

Councillors voted unanimously for this motion.

Motion: **Moved: Clr Rhodes** **Seconded: Clr Green**

1. Notes and receives this Report;
2. Notes the Resolution of Council from 30 June 2021 to prepare a Planning Proposal to amend the *Liverpool Local Environmental Plan 2008* to list 124 Moore Street, Liverpool under Schedule 5 – Environmental Heritage; and
3. Notifies the property owner of 124 Moore Street, Liverpool of Council's decision to continue with the heritage listing of the property.

Chairperson

Clr Kaliyanda left the Chambers at 2:58pm.
 Clr Kaliyanda returned to the Chambers 3.02pm
 Clr Hadid left the Chambers at 3.07pm.
 Clr Hadid returned to the Chambers at 3.10pm
 Clr Ammoun left the Chambers at 3.11pm.
 Clr Ammoun returned to the Chambers at 3.12pm

ITEM NO: PLAN 05
FILE NO: 152161.2024
SUBJECT: Draft Principal Planning Proposal to establish a new Liverpool Local Environmental Plan

COUNCIL DECISION

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

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, undertakes 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;
6. Delegates to the CEO (or delegate) to amend the Principal Planning Proposal and attachments for any typographical and other minor errors / amendments if required;
7. Makes the following changes/amendments to the proposed Principal Planning Proposal before issuing to the Department of Planning, Housing and Infrastructure;
 - a. Council extend northern boundary to Memorial Avenue and southern boundary to Charles Street of Amendment 52 boundaries and further investigates additional sites within the city centre that are capable of developing within the controls set out in Amendment 52 of the Liverpool LEP 2008, including but not limited to larger sites that do not require amalgamation;

- b. Council reject the rezoning of 300-324 Hume Highway, Liverpool and keep it zoned infrastructure and strongly encourage TfNSW to continue with the upgrade;
 - c. 27 and 29 Grove Street, Casula, notes TfNSW's communication that it is surplus land and keep the zone as is;
 - d. 39 Grove Street, Casula to be rezoned R2 as per the recommendation;
8. Investigates options to encourage basements in the R2 and R3 zone, including basement parking up to the footprint of the house be excluded from the calculation of Floor Space Ratio (FSR) as part of a comprehensive review of the Liverpool Development Control Plan 2008, and any necessary changes to the LEP;
 9. Investigate possible gateway sites (entrances to the LGA) to encourage key site development to be welcoming (including appearance uplift, signage, gardens, entrance uplift and density controls), including but not limited to the following locations:
 - Elizabeth Drive from Flowerdale Road to the Hume Highway,
 - Hume Highway from Casula (Crossroads),
 - The Hume Highway at Warwick Farm, and
 - Newbridge Road Moorebank.
 10. Requests the Department of Planning Housing and Infrastructure finalises Landcom's Mod 5 application to support the delivery of additional housing supply in the Liverpool LGA;
 11. Supports the NSW Government's Diverse and Well Located Housing reforms and writes to the Department to be applied to the area around Edmondson Park Train Station and as part of that letter also explores application to access the \$200mil fund into improving green spaces and sporting facilities;
 12. Initiate community consultation to inform the community of the progress and proposed changes of the LEP so that they are briefed pre-gateway determination; and
 13. Urgently write to the NSW State Government informing Council's response to their housing targets and the increase dwelling capacity that this LEP will provide and encourage its timely approval through gateway as well as the other planning proposals in the system.

RECESS

Mayor Mannoun called a recess of meeting at 3.22pm during discussion of PLAN 05 - Draft Principal Planning Proposal to establish a new Liverpool Local Environmental Plan.

RESUMPTION OF MEETING

The meeting resumed in Open Session at 3.44pm with all Councillors present and continued with PLAN 05 - Draft Principal Planning Proposal to establish a new Liverpool Local Environmental Plan.

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

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

Vote against: Clr Green, Clr Karnib and Clr Kaliyanda

COMMUNITY & LIFESTYLE REPORTS

ITEM NO: COM 01
FILE NO: 126849.2024
SUBJECT: Grants Donations and Community Sponsorship Report

COUNCIL DECISION

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

That Council:

1. Endorses the funding recommendation of **\$5000** (GST exclusive) under the **Community Grant Program** for the following projects:

Applicant	Project	Recommended
Australian Arab Cultural Forum	Writing Poetry & Visual Art Competition	\$5000

2. Endorses the funding recommendation of **\$15,000** (GST exclusive) under the **Matching Grants Program** for the following project:

Applicant	Project	Recommended
A Sound Life Limited	Sound Mentoring Program	\$15,000

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

Applicant	Project	Recommended
Melkite Charitable Foundation	Community Celebration Day	\$10,000
St Vincent de Paul Society NSW	Liverpool Vulnerable Community Event Series 2024	\$10,000

4. Endorses the funding recommendation of **\$18,337** (GST exclusive) under the **Sustainable Environment Program** for the following projects:

Applicant	Project	Recommended
Scouts Australia NSW Branch	Glenfield Scout Activity Centre - Waste Management Project	\$5,000
St. Francis Catholic College	Sustainable Herb and Veg Garden	\$3,337
Good Samaritan Catholic College	Think Global Eat Local	\$5,000
Wattle Grove Public School - Dept of Education	Our Backyard	\$5,000

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

ITEM NO: COM 03
FILE NO: 143686.2024
SUBJECT: Re-establishing Alcohol Free Zone in Liverpool Local Government Area

Notes per memo 262464.2023-001 updates to considerations to include legislative requirements.

Legislative	<ul style="list-style-type: none"> • Local Government Act 1993, Chapter 16, Part 4 (Street drinking) • Section 644 of the Local Government Act empowers Council to prepare a proposal to establish an alcohol-free zone which <ul style="list-style-type: none"> a. may comprise either a public road or a public place that is a car park, or part thereof; b. may be for a period not exceeding four years and may operate for the whole period or just on days when special events occur; c. must comply with ministerial guidelines issued under section 646 of the Act. • Section 644A of the Local Government Act specifies how public consultation is to be conducted on a proposed alcohol-free zone, including that: <ul style="list-style-type: none"> a. notice should be published in a manner likely to bring it to the attention of members of the public in the area and contain specified information; b. a copy must be given to the officer in charge of the nearest police station and to holders of liquor licences for premise bordering on, adjoining or adjacent to the AFZ; c. a copy must be given to the Anti-Discrimination Board, if required by the ministerial guidelines, giving them 40 days to make representations; and d. council must consider all representations and submissions • Section 644B provides that Council may adopt a proposal to establish an AFZ, by resolution, after complying with the procedures in sections 644 and 644A. This applies equally to re-establishment of an AFZ. • Ministerial guidelines on alcohol free zones were published in 2009: https://www.olg.nsw.gov.au/councils/council-infrastructure/services-to-communities/alcohol-free-zones-alcohol-prohibited-areas/
--------------------	---

1. Endorses the recommended sites for re-establishment of Liverpool Alcohol-Free Zones (AFZ);
2. Places the recommended AFZs on public exhibition for a period of 30 days as required by the Ministerial Guidelines on Alcohol-Free Zones; and
3. Delegates to the CEO the finalisation of the recommended AFZs if no submissions are received; or receive a further report outlining details of the submissions received at the conclusion of the exhibition period.

1. Endorses the recommended sites for the continuation of Liverpool Alcohol-Free Zones (AFZ).
2. Places the recommended AFZs on public exhibition for a period of 30 days as required by the Ministerial Guidelines on Alcohol-Free Zones.
3. Receives a further report outlining details of any submissions received at the conclusion of the exhibition period.

1. Endorses the recommended sites for the continuation of Liverpool Alcohol-Free Zones (AFZ).
2. Places the recommended AFZs on public exhibition for a period of 30 days as required by the Ministerial Guidelines on Alcohol-Free Zones.
3. Receives a further report outlining details of any submissions received at the conclusion of the exhibition period.

Chairperson

COUNCIL DECISION

That Council:

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

Working towards a cleaner, healthier, more liveable river. | Georges Riverkeeper

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

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

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

1. Receives and notes the Minutes of the Liverpool Heritage Advisory Committee Meeting held on 8 April 2024.
2. Endorses the recommendations in the Minutes of the Liverpool Heritage Advisory Committee Meeting held on 8 April 2024.
3. Notes that a dedicated Implementation Plan for the Collingwood Activation Plan will be prepared and referred to a future Ordinary Meeting of Council for Council consideration and endorsement.
4. Notes that a dedicated Implementation Plan for the Collingwood Activation Plan will have associated funding and resourcing requirements and require a dedicated budget.

Chairperson

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

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

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

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

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

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

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

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

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

1. Receives and notes the Minutes of the Governance Committee meeting held on 14 May 2024; and
2. Endorse the recommendations in the Minutes.

Chairperson

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 147607.2024
SUBJECT: Question with Notice - Clr Harle - Synthetic Playing Fields and Related Health and Environmental Issues

Based on a recent report published in the St George Leader in April 2024, regarding the Georges River Council and associated environmental and health issues related to their synthetic fields leaching up to six tonnes of rubber crumbs into the environment every two years and considering that ***“the EU has banned rubber crumbs from these types of fields because of both environmental and health concerns and suggests looking at alternatives including back to natural turf”***.

Information here: [Georges River Council Rubber Crumb Report | St George & Sutherland Shire Leader | St George, NSW \(theleader.com.au\)](https://theleader.com.au/georges-river-council-rubber-crumb-report/)

I raise the following questions:

- a. Does Liverpool City Councils' recently completed synthetic field at Hammondville have similar environmental and health issues?
- b. What was the total construction cost of this field and what mitigation measures, if any, were incorporated to prevent environmental and health related issues?
- c. How does Council intend to address ongoing environmental issues and how do those affect the overall maintenance costs of the field both long and short term?
- d. Considering the environmental and health issues, what are the overall advantages and disadvantages of synthetic fields compared to natural turfed fields, including cost considerations?
- e. How many synthetic fields, including cricket pitches does Liverpool City Council currently have?
- f. Since the NSW Government released its draft "Synthetic Turf in Public Open Space Guidelines" in March 2024, has Liverpool City Council re-evaluated its future program of installing synthetic fields compared to natural turfed fields?

Responses (provided by Operations Directorate and Community & Lifestyle)

- a. **Does Liverpool City Councils' recently completed synthetic field at Hammondville have similar environmental and health issues?**

No, rubber crumbs were not used in the Hammondville Park project, the trend in Europe and United States is quite clear with the phasing out of rubber

crumb in sports ovals. The infill materials used at Hammondville were sand and organic vegetable materials.

b. What was the total construction cost of this field and what mitigation measures, if any, were incorporated to prevent environmental and health related issues?

The improvements to Hammondville Park Field No.1, cost approx. \$3.0million, the cost of the synthetic oval component of works – approx. \$1.3million.

Refer to point a above as there are no environmental or health related issues.

c. How does Council intend to address ongoing environmental issues and how do those affect the overall maintenance costs of the field both long and short term?

Council has been an active participant in the development of NSW Department of Planning's "Synthetic Turf in Public Open Space Guidelines." The public exhibition process for these guidelines ended on 29 April 2024 with the final guidelines expected to be released later this year. The draft guidelines make recommendations on how environmental impacts are minimised in the construction of synthetic fields.

Once these guidelines are released Council will adopt these recommendations as part of its own Policy framework.

d. Considering the environmental and health issues, what are the overall advantages and disadvantages of synthetic fields compared to natural turfed fields, including cost considerations?

There are a number of advantages of synthetic playing fields by comparison to natural turf surfaces. These advantages include:

- Lower costs to maintain;
- Lower costs to install;
- Increased durability and capacity to accommodate high volumes of traffic;
- Capacity to endure extreme weather conditions (rain and cold resistance); and
- Better playing surface quality (that includes a lower injury profile)

e. How many synthetic fields, including cricket pitches does Liverpool City Council currently have?

Combined there is 27 fields, 4 synthetic fields and 23 synthetic cricket pitches.

- f. **Since the NSW Government released its draft “Synthetic Turf in Public Open Space Guidelines” in March 2024, has Liverpool City Council re-evaluated its future program of installing synthetic fields compared to natural turfed fields?**

The draft ‘Synthetic Turf in Public Open Space Guidelines’ will certainly play a key role in any future decisions Council makes regarding the installation of new sporting fields, whether synthetic or natural.

Decisions regarding the type of field to be installed in each location will also consider factors such as (but not limited to):

- Availability of space
- Anticipated/historical utilisation rates/ demand
- Potential for commercialisation (hiring or leasing)
- Site characteristics (e.g., if the site is prone to flooding); and
- Availability/ need for supporting infrastructure (e.g., pedestrian/ vehicular access, parking, public transport and amenity facilities)

ITEM NO: QWN 02
FILE NO: 155850.2024
SUBJECT: Question with Notice - Clr Green - Council Use of Contractors

Council utilises contractors from time to time for several reasons which might include when a project or specialist skills are necessary.

Could Council please advise:

1. Was any work contracted out in preparation for the Family Fun Day at Grimson Park West Hoxton?
2. If so, what work was contracted out? And,
3. What was the cost?

Responses (provided by Community and Lifestyle)

1. Was any work contracted out in preparation for the Family Fun Day at Grimson Park West Hoxton?

Grimson Park opening was scheduled in conjunction with the May suburban Family Fun Day to create efficiencies in resources and costs and to optimise the Communities experience.

All event production is coordinated in house by the Major Events team.

The delivery of the event is supported by both internal and external resourcing, this includes external suppliers across Audio Visual, Traffic, security, and litter-picking/cleansing.

In house, Council delivery is supported by the Waste & Cleansing team coordinating event bin drop off, pick up and the Parks teams supporting the park and general maintenance as part of their standard delivery and the ongoing management of the space.

2. If so, what work was contracted out?

Audio Visual support due to the capacity of our internal resources, this is a standard across our Family Fun Days and Major Events.

Traffic Control & Security, this is procured through one company that can provide an overlap in resources so we can prioritise needs.

Litter Picking, this is sourced through our tendered provider Solo Services.

3. What was the cost?

Current Event expenditure: \$19,861.06 EX GST (includes any current postponement fees, does not include staffing OT).

Of this traffic and security support is \$2976.

Event budget; \$20,000k EX GST

Civic Component: \$4,838.00 EX GST

Clr Harle left the Chambers at 4:40pm.

Clr Harle returned to the Chambers at 4:43pm.

ITEM NO: QWN 03

FILE NO: 155876.2024

SUBJECT: Question with Notice - Clr Green - Management of Vulnerable Cumberland Plains Woodlands Kokoda Oval Holsworthy

Background

Cumberland Plains Woodlands are acknowledged as special and unique to western Sydney and are listed as critically endangered facing a high risk of extinction. To date it is reported only 6% of Cumberland Plain Woodlands remain, with less than 2% protected in National Parks.

Cumberland Plains Woodlands are recognised ecologically as important providing vital habitat for native birds, animals, and plants. These protected and vulnerable woodlands are found predominantly in a number of western and southwestern LGA's including Liverpool.

According to NSW Environment and Heritage protecting remnants of Cumberland Plain bushlands is the top priority to ensure ecological diversity of vegetation and habitat is preserved and managed appropriately to reduce further degradation and damage.

The ongoing protection and management of these vulnerable and ecological woodlands ensures future generations have the opportunity to appreciate the diverse species of flora and fauna Cumberland Plains Woodlands support.

Please address the following:

1. Is there a best-practice management plan in place to ensure Cumberland Plains bushland including native grasses and vegetation, is properly protected from any activities conducted at Kokoda oval?
2. What strategies are currently enlisted to ensure the ongoing protection and preservation of Cumberland Plains bushland, native grasses and vegetation, such as fencing off vulnerable areas of Kokoda Oval?
3. What is the current health status of the Cumberland Plains Bushland at Kokoda Oval?
 - a. Has any reportable damage occurred
 - b. What protective measures are in place to ensure the risk of damage is minimised

4. How are regular users of Kokoda Oval made aware of their responsibilities in ensuring the vegetation of the protected bushlands are not disturbed, damaged, or interfered with as a result of user activities?

Response from Operations

- 1. Is there a best-practice management plan in place to ensure Cumberland Plains bushland including native grasses and vegetation, is properly protected from any activities conducted at Kokoda oval?**

The bushland adjacent to the Kokoda Oval is regularly maintained by Council's bush regeneration team. Signs were previously installed to identify the area as sensitive vegetation, but they require reinstallation due to their recent unauthorised removal.

- 2. What strategies are currently enlisted to ensure the ongoing protection and preservation of Cumberland Plains bushland, native grasses and vegetation, such as fencing off vulnerable areas of Kokoda Oval?**

See response above. Fencing is also being investigated as an added protection to the bushland area.

- 3. What is the current health status of the Cumberland Plains Bushland at Kokoda Oval?**

- a. Has any reportable damage occurred**

- b. What protective measures are in place to ensure the risk of damage is minimised**

- 3a. Council staff have identified some damage to the bushland including damage to mature trees, clearing for access paths and trampled areas of vegetation.

- 3b. Signage is proposed to be reinstated and fencing is being investigated. Alternative locations for archery activities are being explored in less environmentally sensitive areas of the reserve.

- 4. How are regular users of Kokoda Oval made aware of their responsibilities in ensuring the vegetation of the protected bushlands are not disturbed, damaged, or interfered with as a result of user activities?**

Council most recently met with Maydaan Archery in April 2024, who act as an anchor tenant for Kokoda Oval. Maydaan Archery have sought Council permission to utilise this space periodically as part of their traditionally archery program. While some initial access has been provided, monitoring by Council staff has highlighted the adverse impact to the bushland. Council and the Club are working collaboratively on a plan that will support the archery clubs' activities without impacting on environmentally sensitive areas.

ITEM NO: QWN 04
FILE NO: 159088.2024
SUBJECT: Question with Notice - C/r Kaliyanda - Quarterly Tender Report

At the June 2022 meeting of Council, a resolution was passed to provide a quarterly report detailing all tenders awarded by Council regardless of dollar value.

1. On what occasions has this information be provided?
2. Please provide a summary report for the financial year 2023/24 detailing all tenders, regardless of dollar value, be provided to the next Council meeting.
3. Please also include details of any Council land or properties that have been bought and/or sold since January 2021.

Response (provided by Corporate Support)

Question 1: On what occasions has this information be provided?

This information is provided to the council as part of the quarter budget review report from finance. It is attachment 9 of each report. A copy of each schedule of contracts from the previous quarters has been attached to this report.

Council meeting	Period of Contracts
1 March 2023	Contracts award 1 October 2022 – 31 December 2022 tabled as part of the Quarterly Budget review (attachment 9)
31 May 2023	Contracts awarded 1 January 2023 – 31 March 2023 tabled as part of the Quarterly Budget review (attachment 9)
22 November 2023	Contracts awarded 1 July 2023 – 30 September 2023 tabled as part of the Quarterly Budget review (attachment 9)
28 February 2024	Contracts award 1 October 2023 – 31 December 2023 tabled as part of the Quarterly Budget review (attachment 9)
29 May 2024	Contracts award 1 January 2024 – 31 March 2024 tabled as part of the Quarterly Budget review (attachment 9)

Question 2: Please provide a summary report for the financial year 2023/24 detailing all tenders, regardless of value.

A schedule of contracts awarded for each quarter from 1 July 2023 has been attached as attachment 2 to this report.

Question 3: Please also include details of any Council land or properties that have been bought and/or sold since January 2021.

Properties Sold: Since January 2021

Acquisition of Council's interests at Warwick Farm by the Transport Asset Holding Entity of NSW was affected by publication of an Acquisition Notice in the NSW Government Gazette No 292 of 2 July 2021. This included land and temporary construction leases.

The interests acquired by TAHE included: freehold land owned by Council, part of public road (part Warwick Street), part of Cabramatta Creek and part of Jacquie Osmond Reserve that is under the care, control and management of Council.

Land Owned by Council

Type of Acquisition	Description	Defined in Plan of Acquisition	Area sqm
Permanent Freehold Interest	Part of Lot 10 DP776165 Public Reserve - Section between the railway corridor & the car dealership	Lot 3 DP1262377	391.1
Permanent Freehold Interest	Part of public road area being part of Warwick Street, Warwick Farm	Lot 1 DP1265554	150.0
Permanent Freehold Interest	Part of Cabramatta Creek Traversed by the railway corridor	Lot 5 DP1262377	14.5
Temporary Construction Lease	Part of 1008 DP591195 being part of Stroud Park, Warwick Farm	Lot 2 DP1265553	1,384.0
Temporary Construction Lease	Part of public road area being part of Railway Parade, Warwick Farm	Lot 1 DP1265553	129.6
Temporary Construction Lease	Part of Lot 10 DP776165 Public Reserve - Section between the railway corridor & the car dealership	Lot 9 DP1262377	179.8
Temporary Easement for Access	Part of Lot 1008 DP591195 being part of Stroud Park, Warwick Farm	(A) DP1265553	1,075.0
Temporary Easement for Access	Part of Lot 10 in DP788368 Beneficial ROW from Sappho Road	(OO) DP1262377	1,730.2

Council settled on sale to Coptic Orthodox Church (NSW) Property Trust - Purchase of Lot 1 McLean Street and Part Tepper Park (52 McLean Street), Liverpool NSW on 28 April 2021.

Properties Acquired: Since January 2021

	Lot & DP	Address
1	Lot 25 DP 1220035	Somme Avenue, Edmondson Park
2	Lot 26 DP 1220035	Somme Avenue, Edmondson Park
3	Lot 700 DP 1244341	RAINBOWS WAY LEPPINGTON
4	Lot 21 DP 1231320	LOT 21 Gurner Avenue, Austral
5	Lot 1 DP 1234968	LOT 1 Illaroo Road, Prestons
6	Lot 45 DP 657031	6 Newbridge Road Chipping Norton
7	Lot 19 DP 17134	36 Rickard Road Chipping Norton
8	Lot C DP 19162	78 Rickard Road Chipping Norton
9	Lot 410 DP 1233750	70 Seventeenth Avenue, Austral
10	Cnr Lot 100 DP 1203918	Cnr Lot 100 Middleton Drive, Middleton Grange
11	Lot 16 DP 1223866	16 Burrows Avenue, Edmondson Park
12	Lot 133 DP 17134	39 Newbridge Road, Chipping Norton
13	Lot 4601 DP 1248502	Clermont Park, Buchan Avenue, Edmondson Park
14	Lot 23 DP 1260171	Pt 45 Seventh Avenue, Austral
15	Lot 182 DP 1237400	Parts incorporated into Tokyo Road and Cortina Avenue and Lot 182 Eighteenth Avenue, Austral
16	Lot 132 DP 1215482	155 Jardine Dr, Edmondson Park
17	Lot 1054 DP 2475	335 Sixth Avenue, Austral
18	Lot 200 DP 1284975	80-90 Eleventh Ave Austral
19	Lot 134 DP 1271187	Pt 230 Thirteenth Avenue Austral
20	Lot 32 DP 17134	62 Rickard Road, Chipping Norton
21	Lot 78 DP 657030	62 Newbridge Road, Chipping Norton
22	Lot 153 DP 17134	47 Rickard Road Chipping Norton
23	Lot 161 DP 17134	31 Rickard Road, Chipping Norton
24	Lot 1 DP 1237352	1 Copeland St, Liverpool, rear of 9 Copeland St
25	Lot 2 DP 1292702	Lot 2 Wakeling Drive, Edmondson Park
26	Cnr Lot 481 DP 1251848	Cnr Lot 481 Haybale Street, Austral
27	Lot 297 DP 752060	Lot 297 Illaroo Road, Prestons
28	Lot 4311 DP 1263706	Lot 4311 Fifteenth Avenue, Austral
29	Lot 299 DP 2475	50 Sixteenth Avenue, Austral
30	Lot 8 DP 1249397	Pt Lot 164 Manchuria Road, Edmondson Park
31	Lot 2 DP 567321	2082 Camden Valley Way, Edmondson Park
32	Lot 141 DP 852633	305 Denham Court Road, Denham Court
33	Lot 2 DP 1263707	Pt 285 Fifteenth Avenue, Austral
34	Lot 1046 DP 2475	255 Sixth Avenue, Austral
35	Lot 612 DP 1268345	First Avenue, Hoxton Park
36	Lot 7 DP 1246598	145 Edmondson Avenue, Austral
37	Lot 10 DP 1203674	220 Fifth Avenue, Austral
38	Lot 1047 DP 2475	265 Sixth Avenue, Austral
39	Lot 866 DP 2475	90 Tenth Avenue, Austral
40	Lot 1137 DP 2475	160 Fifth Avenue, Austral
41	Lot 64 DP 1271974	35-55 Tenth Ave Austral
42	Lot 65 DP 1271974	35-55 Tenth Ave Austral
43	Lot 66 DP 1271974	35-55 Tenth Ave Austral
44	Lot 67 DP 1271974	35-55 Tenth Ave Austral
45	Lot 142 DP 1265897	95-105 Seventh Avenue Austral
46	Lot 141 DP 1265897	95-105 Seventh Avenue Austral
47	Lot 10 DP 808614	180 Sixth Ave Austral
48	Lot 2 DP 1249397	Lot 2 Croatia Avenue, Edmondson Park (Basin 14)
49	Lot 4 DP 1249397	Lot 4 Croatia Avenue, Edmondson Park (Basin 14)
50	Lot 7 DP 1249397	Lot 7 Camden Valley Way, Edmondson Park (Basin 14)
51	Lot 9 DP 1249397	Lot 9 Camden Valley Way, Edmondson Park (Basin 14)
52	Lot 100 DP 1282981	45 Sixteenth Avenue Austral
53	Lot 161 DP 1287280	Lot 161 Fifth Avenue, Austral
54	Lot 102 DP 1130459	600 Cowpasture Road, Len Waters Estate
55	Cnr Lot 1117 DP 2475	265 Fifth Avenue, Austral
56	Lot 850 DP 2475	235 Tenth Avenue, Austral
57	Lot 15 DP 1254457	Lot 15 Monoplane Avenue, Middleton Grange
58	Lot 25 DP 1249950	Lot 25 Winterhead Street, Austral
59	Lot 1 DP 1257931	62 Kelly Street, Austral
60	Lot 8, 10, 11, 12, 13, 14 & 18 DP 1295727	Governor Macquarie Drive, Warwick Farm

Clr Macnaught left the Chambers at 4:44pm.
 Clr Macnaught returned to the Chambers at 4:47pm.

ITEM NO: QWN 05

FILE NO: 159161.2024

SUBJECT: Question with Notice - Clr Kaliyanda - Community Engagement in Cecil Hills

On 1 May 2024, Council began an extensive hedge cutting exercise in Cecil Hills in response to resident complaints about ongoing maintenance, rubbish and safety issues.

Please address the following:

1. What community engagement or consultation was conducted with residents prior to the contractor beginning works?
2. When residents expressed significant concerns with the works undertaken and works were paused, what communication or engagement was conducted with residents in relation to these issues?
3. Prior to the recommencement of works at Cecil Hills, what engagement or consultation was conducted with residents to inform any change to the scope or nature of these works?
4. What has been the involvement or role of Council's substantial Communications Team in helping to support operational and frontline staff in responding to resident concerns and complaints in relation to the hedge cutting works at Cecil Hills?
5. What has been the cost of undertaking these works at Cecil Hills?
6. Has this been budgeted for?
7. If so, what funding source was this drawn from?
8. What is the comparison of the actual cost of the works to the budgeted amount?

Responses (provided by Operations Directorate)

1. What community engagement or consultation was conducted with residents prior to the contractor beginning works?

There was no community engagement or consultation conducted with residents prior to the contractor beginning works. An engagement piece was planned for a Community Forum in March, however Manager City Works, Parks, Sport & Open Spaces was on leave and unavailable.

2. When residents expressed significant concerns with the works undertaken and works were paused, what communication or engagement was conducted with residents in relation to these issues?

A resident forum was arranged by Councillor Kaliyanda and was held at 6pm on 6 May 2024. Manager City Works, Parks, Sport & Open Spaces, A/Director Operations and Coordinators were in attendance.

- 3. Prior to the recommencement of works at Cecil Hills, what engagement or consultation was conducted with residents to inform any change to the scope or nature of these works?**

Several concerns were raised at the forum. Council had agreed to cease the works on 6 May 2024 and considered their valid concerns around safety and clearance. An update was drafted by Council's Communications, Marketing & Brand Team and placed on community pages through social media.

- 4. What has been the involvement or role of Council's substantial Communications Team in helping to support operational and frontline staff in responding to resident concerns and complaints in relation to the hedge cutting works at Cecil Hills?**

Manager Communications, Marketing & Brand provided input & design for the message. They were engaged prior to the community meeting and made aware of the issue. Frontline and operational staff attended the forum to address residents' concern. The public messaging was approved by Council's Communications, Marketing & Brand Team and posted to Council's social media. Please also refer to answer to question 3.

- 5. What has been the cost of undertaking these works at Cecil Hills?**

The current cost of the works is approximately \$100,000. Exact figures can be sourced if required.

- 6. Has this been budgeted for?**

Yes, this has been budgeted.

- 7. If so, what funding source was this drawn from?**

The funding source is the Parks Operation Budget.

- 8. What is the comparison of the actual cost of the works to the budgeted amount?**

There is NIL difference as it was a scope of works agreed to and undertaken by a contractor. Prices for quoting this work ranged from approximately \$100k - \$300K. Exact figures can be sourced if required.

Motion: **Moved: Clr Harle** **Seconded: Clr Macnaught**

1. Notes the Hammondville Park Public Hearing Report;
2. Supports the exhibited Categorisation including General Community Use for the proposed areas reflecting the Hammondville Park Masterplan layout; and
3. Endorses the Hammondville Park Plan of Management for the purpose of adoption and implementation, in accordance with the provisions of Section 38 of the *Local Government Act 1993 (LG Act)*.

Cllr Kaliyanda and Cllr Dr Green requested they be recorded as having voted against the motion.

PRESENTATIONS BY COUNCILLORS

NIL.

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 160316.2024
SUBJECT: Addressing Contributory Factors to High Turnover of CEO

Background

Recognising that strong and stable operational leadership is an important factor in ensuring that Council continues to deliver high-level service to the community, I propose the following motion:

NOTICE OF MOTION (submitted by Cllr Dr Green)

That Council:

1. Engage an independent external party to conduct an investigation into the turnover of the position of Chief Executive Officers from 2008 - at the completion of the term of Administration of Council to the present (2024);
2. That the investigation include within its terms of reference:
 - a. an assessment of whether or not the turnover of the Chief Executive Officer position at Council is consistent with turnover of Chief Executive Officer/General Manager positions at similar Councils;
 - b. any underlying or common factors which have caused turnover in the Chief Executive Officer position;
 - c. any recommendations to address issues identified (if any) in the recruitment, management, and termination process relating to the position of Chief Executive Officer
3. Engage the independent external party to conduct the investigation within 14 days of the date of this motion; and
4. That the independent external party is directed to provide a report to Council on the findings of the investigation within 28 days of their engagement.

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

Council moved into Closed Session at 5.23pm and the gallery left the Chambers.

ITEM NO: CONF 01
FILE NO: 137403.2024
SUBJECT: Purchase of Lot 1 DP 1203671, 210 Fifth Avenue, Austral for RE1 Public Recreation and SP2 Local Drainage

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

1. Purchase Lot 1 DP 1203671, 210 Fifth Avenue, Austral for the price and terms as outlined in this report.
2. Upon settlement classifies Lot 1 DP 1203671 as “Operational Land”.
3. 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
4. Authorises the CEO or delegate to execute all documents necessary to give effect to these resolutions
5. Direct the CEO to have a basin report to come back to Council and include an update regarding basin program and designs for Austral.

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

Motion: **Moved: Clr Rhodes** **Seconded: Clr Harle**

1. Approves the acquisition of Lot 153 in Deposited Plan 2475, 90 Eighteenth Avenue, Austral within the terms outlined in this confidential Report.
2. Resolves to classify Lot 153 in Deposited Plan 2475 as 'Operational land' in accordance with the *Local Government Act 1993* upon settlement.
3. 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
4. Authorises the Chief Executive Officer or its delegated Officer/s to execute any documents, under Power of Attorney, necessary to give effect to this decision.

Chairperson

ITEM NO: CONF 03
FILE NO: 145971.2024
SUBJECT: RCL3258 - Stormwater Drainage Pipes Rehabilitation Works

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Green**

That Council:

1. Accepts the tenders from the below listed contractors for tender RCL3258 - Stormwater Drainage Pipe Rehabilitation Works for an initial two-year contract term with the option of 3 x 12 months extension.

Portion A: CCTV Inspection and Condition Assessment

- Total Drain Cleaning Services Pty Ltd
- Pipe Management Australia Pty Ltd
- Interflow Pty Limited
- Downer Pipetech Pty Ltd

Portion B: Enhanced Pipe Maintenance

- Total Drain Cleaning Services Pty Ltd
- Downer Pipetech Pty Ltd
- Pipe Management Australia Pty Ltd
- Interflow Pty Limited
- Aqua – Assets Pty Ltd

Portion C: Pipe Restoration

- Downer Pipetech Pty Ltd
- Total Drain Cleaning Services Pty Ltd
- Pipe Management Australia Pty Ltd
- Interflow Pty Limited
- Aqua- Assets Pty Ltd

Portion D: Drainage Pipe Renewal & Replacement

- Downer Pipetech Pty Ltd
- Interflow Pty Limited
- Pipe Management Australia Pty Ltd

Portion E: Lateral Connection /Side Lines Re-Connections and Repairs

- Interflow Pty Limited
- Downer Pipetech Pty Ltd
- Pipe Management Australia Pty Ltd
- TDM Pipeline Solutions Pty Ltd

Portion F: Other services for Stormwater Drainage Pipe Rehabilitation

- Interflow Pty Limited
- Pipe Management Australia Pty Ltd
- TDM Pipeline Solutions Pty Ltd
- Aqua- Assets Pty Ltd
- Total Drain Cleaning Services Pty Ltd
- Downer Pipetech Pty Ltd

2. Makes public its decision regarding tender RCL3258 – Stormwater Drainage Pipe Rehabilitation Works.
3. Authorises the Chief Executive Officer, or delegate, to do all things necessary to give effect to these resolutions, including signing award letters and executing contracts.
4. 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 put to the meeting the motion was declared CARRIED.

Vote for: Mayor Mannoun, Clr Ammoun, Clr Goodman, Clr Green, Clr Hagarty, Clr Hadid, Clr Harle, Clr Kaliyanda, Clr Macnaught and Clr Rhodes.

Vote against: Clr Karnib*.

***Note:** Clr Karnib's microphone was muted and he did not vote for or against the motion. Therefore in accordance with Clause 11.4 of Council's Code of Meeting Practice (as shown below), he is recorded as voting against the motion:

"A councillor who is present at a meeting of the council but who fails to vote on a motion put to the meeting is taken to have voted against the motion."

ITEM NO: CONF 04
FILE NO: 152114.2024
SUBJECT: Western Sydney Infrastructure Grants Program - procurement of in-ground lighting Macquarie Street

COUNCIL DECISION

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

It is recommended that Council:

1. Agrees to procure inground lighting from LiteSource and Controls Pty Ltd.
2. Agrees that a satisfactory result would not be achieved by inviting tenders because of the following extenuating circumstances:
 - a) the Macquarie Street upgrade is underway and the most efficient way to install the lighting solution is during the current upgrade;
 - b) Council must complete the requirements of the Public Spaces Legacy Grant by June 30 and comply with the program for Macquarie Street agreed under the Western Sydney Infrastructure Grants Program;
 - c) the time required to invite tenders and award a contract is estimated to take up to four months, resulting in grant deadlines not being met, and would likely result in even longer delay to the Macquarie Street upgrade as the upgrade cannot take place during Council's Summer events program which will involve significant events in Macquarie Street during January and February 2025; and
 - d) LiteSource and Controls Pty Ltd is the sole supplier of the Filix product (identified by Council's
3. Agrees that a satisfactory result would not be achieved by inviting tenders due to the unavailability of competitive tenderers to supply the Step Up Wide RGBW lighting which is required to implement the lighting design.

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

Councillors voted unanimously for this motion.

ITEM NO: MAYOR 01
REPORT OF: Mayor Ned Mannoun - 29 May 2024
SUBJECT: Staffing Matter

RECOMMENDATION

That Council:

1. Pursuant to clause 10.4 of the Employment Contract, the Council terminate the employment of John Ajaka as Chief Executive Officer of the Council without notice and with immediate effect.
2. That Council writes to John Ajaka informing him of the Council's decision and issues him with the attached letter without delay.
3. Mr Jason Breton continue as acting Chief Executive Officer in higher duties for up to 12 months.

Deputy Mayor Macnaught left Chamber at 6.34pm and returned at 6.36pm.

COUNCIL DECISION

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

That the recommendation be adopted.

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

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

Vote against: Cllr Karnib, Cllr Green, Cllr Rhodes, Cllr Harle and Cllr Kaliyanda

The motion was carried on the Mayor's casting vote.

MOTION OF DISSENT

Motion: **Moved: Cllr Kaliyanda** **Seconded: Cllr Green**

That:

1. A decision should not be made until the current investigation findings are available.
2. The Mayor should not be using a casting vote for this matter.

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

Vote for (the dissent): Clr Green, Clr Harle, Clr Kaliyanda, Clr Karnib and Clr Rhodes.

Vote against: Mayor Mannoun, Clr Ammoun, Clr Goodman, Clr Hadid, Clr Karnib* and Clr Macnaught.

***Note:** Clr Karnib's microphone was muted and he did not vote for or against the motion. Therefore in accordance with Clause 11.4 of Council's Code of Meeting Practice (as shown below), he is recorded as voting against the motion:

"A councillor who is present at a meeting of the council but who fails to vote on a motion put to the meeting is taken to have voted against the motion."

The Chamber requested voting with names be recorded for transparency.

Dissenting Councillors advised an intent to issue a Motion to Rescind Resolution CONF 05: Mayoral Minute – Staffing Matter which was not available immediately, however issued to A/Chief Executive Officer at 6.55pm (signed by Clr Green, Clr Kaliyanda, Clr Harle, Clr Rhodes).

COUNCIL IN OPEN SESSION

Council moved back into Open Session at 6.53pm and Mayor Mannoun read the resolutions for items **CONF 01** - Purchase of Lot 1 DP 1203671, 210 Fifth Avenue, Austral for RE1 Public Recreation and SP2 Local Drainage, **CONF 02** - Acquisition of 90 Eighteenth Avenue in Austral, Lot 153 in DP 2475, **CONF 03** - RCL3258 - Stormwater Drainage Pipes Rehabilitation Works, **CONF 04** - Western Sydney Infrastructure Grants Program - procurement of in-ground lighting Macquarie Street and **CONF 05** – Staffing Matter which were dealt with in Closed Session.

Note: the correct resolution resolved for CONF 04 is detailed accurately in the minutes. Please note the Mayor incorrectly refers to an old resolution that is read out in Open Session due to administration not presenting content on screen.

THE MEETING CLOSED AT 6.55pm

<Signature>

Name: Cllr Ned Mannoun

Title: Mayor

Date: 29 May 2024

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 29 May 2024. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

NOMR 01	Notice of Motion of Rescission for MAYOR 01 - Staffing Matter from the 29 May 2024 Council meeting
Strategic Objective	Visionary, Leading, Responsible Place customer satisfaction, innovation and best practice at the centre of all operations
File Ref	182916.2024

NOTICE OF MOTION OF RESCISSION**(submitted by Cllrs Green, Kaliyanda, Harle and Rhodes)**

We the undersigned move a rescission motion to rescind the resolution relating to item MAYOR 01 – Staff Matter that was passed at the Ordinary Council meeting held on Wednesday 29 May 2024 (as shown below).

That Council:

- 1. Pursuant to clause 10.4 of the Employment Contract, the Council terminate the employment of John Ajaka as Chief Executive Officer of the Council without notice and with immediate effect.*
- 2. That Council writes to John Ajaka informing him of the Council's decision and issues him with the attached letter without delay.*

Should the rescission motion be ADOPTED we give notice that it is our intention to move the following motion:

That Council:

- 1. Uphold the principles of due process and procedural fairness in relation to the independent investigation of matters raised on April 24 Council meeting via Confidential Mayoral Minute 05.*
- 2. Take no further action until the final report is received and tabled to Council.*

Signed:

**Clr Dr Betty Green
Clr Charishma Kaliyanda
Clr Peter Harle
Clr Karress Rhodes**

*Please note: Mayoral Minute – Staffing Matter, resolution item 3 was not detailed in the 'Motion to Rescind Resolution' however is detailed below for reference only.

3. Mr Jason Breton continue as acting Chief Executive Officer in higher duties for up to 12 months.

ATTACHMENTS

Nil

PLAN 01	Post Exhibition Report - Amendments to Liverpool Development Control Plan 2008 - Family Friendly Apartments and Apartment Design Guide Update
----------------	--

Strategic Objective	Evolving, Prosperous, Innovative Implement planning controls and best practice urban design to create high-quality, inclusive urban environments
File Ref	438902.2023
Report By	Stephen Peterson - Senior Strategic Planner
Approved By	Lina Kakish - Director Planning & Compliance

EXECUTIVE SUMMARY

This Report seeks Council endorsement to amend Part 3.7 Residential Flat Buildings (Outside Liverpool City Centre) and Part 4 (Development in Liverpool City Centre) of the *Liverpool Development Control Plan 2008* (LDCP 2008) to encourage delivery of more family-friendly apartments, and better align the LDCP 2008 with the Apartment Design Guide (ADG).

At the Ordinary Meeting of Council on 27 September 2023, Council resolved (PLAN 02) to support “in principle” the proposed LDCP amendments subject to their public exhibition for a period of 28 days, as well as seeking the advice of the Liverpool Design Excellence Panel (Liverpool DEP). A copy of the Council Report is provided in **Attachment 1**.

Following the Council Resolution, the proposed LDCP amendments were publicly exhibited between 16 October and 27 November 2023, and presented to the Liverpool DEP on 9 November 2023. A copy of the DEP Report and Meeting Minutes are provided in **Attachment 2**.

As a result of feedback received from the Liverpool DEP, Table 1 provides a summary of further changes made to the proposed LDCP amendments.

Attached to this Report are the updated amendments to Part 3.7 Residential Flat Buildings (Outside Liverpool City Centre) (**Attachments 4 and 5**) and Part 4 (Development in Liverpool City Centre) (**Attachments 6 and 7**) of the LDCP 2008.

Attachments 5 and 7 show the marked up versions of the amendments, while Attachments 4 and 6 show clean versions of the amendments.

Table 1: Summary of Current, Exhibited and Proposed Dwelling Mix Controls

Type of apartment	Current	Proposed at Exhibition	Proposed post-Exhibition and DEP
Part 3.7 Residential Flat Buildings (applies outside of the City Centre)			
Any number of bedrooms	Nil controls for apartment mix	Same as Part 4 controls below	Same as Part 4 controls below
Part 4 Development in the City Centre			
Studio/One bedroom	Minimum 10%	Minimum 10%	Studio: Min 5% One bedroom: Min10%
Three or more bedrooms	Minimum 10%	Minimum 25%	Minimum 20%
Dual Key Apartments	Maximum 10%	10% (Part 3.7) Optional (Part 4)	No minimum or maximum
Adaptable Apartments	Minimum 10%	Minimum 10%	Minimum 10%

RECOMMENDATION

That Council:

1. Receives and notes this Report.
2. Endorses the amendments to Part 3.7 Residential Flat Buildings (Outside Liverpool City Centre) and Part 4 (Development in Liverpool City Centre) of the *Liverpool Development Control Plan 2008* as detailed in Attachments 4 and 6 of this Report; and
3. Delegates authority to the CEO (or delegate) to make minor or typographical changes to the DCP prior to publication on Council's website.

REPORT

Background

The *Liverpool Development Control Plan 2008* (LDCP 2008) provides detailed planning and design guidelines to support the planning controls in areas subject to the *Liverpool Local Environmental Plan 2008* (LLEP 2008).

In relation to the LDCP 2008, the following sections apply to Residential Flat Buildings:

- Part 3.7 Residential Flat Buildings (applies outside of the City Centre); and
- Part 4 Development in the City Centre.

At the Ordinary Meeting of Council on 31 May 2023, a Notice of Motion (NOM 01) was presented to Council in support for increasing the supply of family-friendly apartments in the Liverpool Local Government Area (LGA). At the Meeting, Council resolved to:

1. *Investigate amendments to the Liverpool Development Control Plan 2008 for the Liverpool CBD to better encourage the development of larger, family friendly apartments.*
2. *Investigate improved quality and design requirements that matches the specific needs of families living in apartments in the Liverpool CBD.*
3. *Write to Federal and State Planning Ministers calling for incentives to encourage family friendly apartments.*
4. *That the report be brought to the Governance Committee which further investigates the needs of families with children.*

The matter was subsequently tabled for further discussion at the Governance Committee Meeting on 22 August 2023 before being referred to the Ordinary Meeting of Council on 27 September 2023 for consideration. At the Ordinary Meeting of Council on 27 September 2023, Council resolved to (PLAN 02):

1. *Receive and note this report.*
2. *Supports in principle the proposed amendment to Part 3.7 Residential Flat Buildings (Outside Liverpool City Centre) and Part 4 (Development in Liverpool City Centre) of the Liverpool Development Control Plan 2008.*
3. *Delegates authority to the CEO (or delegate) to make minor or topographical changes to the DCP prior to public exhibition.*
4. *Undertake Public Exhibition of the draft DCP Amendment, for 28 days in accordance with the Liverpool Community Participation Plan.*
5. *As part of the community consultation period, present the draft Liverpool Part 3.7 amended Development Control Plan to the Design Excellence Panel (DEP), in accordance with clause 15 of Environmental Planning and Assessment Regulations 2021.*
6. *Receives a further report detailing the outcomes of the Design Excellence Panel and outcome of the public exhibition period including any submissions received.*

A copy of the Council Report is provided in **Attachment 1**.

Community Consultation

In accordance with the Council Resolution from the Ordinary Meeting of Council on 27 September 2023, the proposed LDCP amendments were originally publicly exhibited between 16 October and 13 November 2023. Council received no submissions during this period and extended the public exhibition for a further two weeks until 27 November 2023.

As a result of the extension, Council received one (1) submission stating:

“Great to prepare and cater for families but often 3 rooms are allocated 1 car space, possibly 2 and it just causes more congestion for surrounding streets & areas where these are built. Appropriate car parking is essential. High rate of residents likely to not use public transport so irrelevant as a trade off.”

It is noted that Residential Flat Buildings and Shop Top Housing developments are permissible on land zoned R4-High Density Residential, E1-Local Centre, MU1-Mixed Use and some areas zoned E3 Productivity Support (Shop Top Housing only) where the LDCP 2008 applies. These zones are strategically located in highly connected parts of the Liverpool LGA and frequently serviced by public transport thereby reducing the need for multiple off-street parking spaces.

Car parking rates for apartment buildings within the Liverpool LGA where the LDCP 2008 applies are contained within LDCP 2008 Part 1 (General Controls for all development). This part of LDCP 2008 is not proposed to be amended as part of the subject LDCP 2008 amendments.

Liverpool Design Excellence Panel

The proposed LDCP 2008 amendments were presented to the Liverpool DEP on 9 November 2023. A copy of the DEP Report and Meeting Minutes are provided in **Attachment 2**.

A summary of the advice provided by the Liverpool DEP, and associated responses by Council staff, is presented in Table 2 and **Attachment 3**.

Table 2: DEP recommendations and Council's response

#	DEP Advice Comments	Council Officer Response
1	The Panel acknowledges that the Council has actively pursued opportunities to revise planning controls in response to evolving demographics and residents' housing preferences in Liverpool. The Panel further highlights the unique character of Liverpool LGA, with its proximity to natural amenities	Noted.

	and the Aerotropolis, the incorporation of adaptive family friendly units and flexible planning could position Liverpool as a standout example of innovative urban development.	
2	In discussing the proposed dwelling mix for 3-bedroom units, the Panel seeks information on the dwelling mix in other LGAs with a character similar to Liverpool, such as Campbelltown and Parramatta. The planner has confirmed that the highest observed ratio is 20%, as seen in the recently implemented document by Hills shire Council. The planner further emphasises that the proposed 25% for 3-bedroom units maximizes alignment with the demographic, noting that complete alignment would be around 50%.	<p>Parramatta DCP requires between 10-20% of total RFB/shop top housing developments containing 10 or more units, to have 3 or more bedrooms. Campbelltown has no requirements for the number of 3-bedroom dwellings. Most DCP's of neighbouring Councils require between nil to 20% apartment mix of 3 bedroom or greater apartments within a development.</p> <p>Due to the above, Council has amended the proposed dwelling mix to be minimum 20% of 3-bedroom units.</p>
3	The Panel notes that in the Sydney metropolitan context, the typical dwelling mix is usually around 70% for 2-bedroom units, 20% for 1-bedroom units, and 10% for 3-bedroom units.	Noted. The proposed controls aim to increase the supply of family friendly apartments in alignment with the needs of Liverpool's population.
4	The proposed 25% allocation for 3-bedroom units appears to exceed typical benchmarks. The Panel suggests that the proposed dwelling mix should be strategically aligned with state policies and benchmarks. To strike a balance between demand, social responsibility, and affordability, the Panel recommends reducing the allocation for 3-bedroom units to 15%-20%.	<p>Noted.</p> <p>Both Part 3.7 and Part 4 of LDGP 2008 have been amended to require that 20% of units have 3 bedrooms or more to better balance development feasibility and market demands.</p>
5	The Panel expresses support for extending the exhibition period for this DCP amendment and emphasised the significance of obtaining feedback from developers during this extended timeframe. The Panel highly recommends the Council to proactively engage with developers for their insights.	The exhibition period was extended for two weeks. Emails requesting feedback were sent to major developers and those working within the Liverpool LGA.

6	The Panel suggests exploring potential incentive schemes that Council could implement to encourage developers to actively participate in delivering the family-friendly apartments program.	Incentives already exist, with recent DPHI reform providing a 30% bonus in FSR and height if a development provides a minimum 15% of a development as affordable housing. Due to this, there is limited ability to further incentivise affordable housing above and beyond existing planning controls.
7	The definition of the Dual Key typology remains unclear, particularly regarding whether it is categorized as 2-bedroom or 1-bedroom units. The planner highlights that the allowance for Dual Key apartment typology in the Liverpool City area is intended to address social and affordable housing concerns. Regardless of its classification, the Dual Key units must adhere to relevant ADG amenity requirements, ensuring compliance with standards for solar access and cross ventilation.	The ADG under section 4D states, 'Dual key apartments which are separate but on the same title are regarded as two sole occupancy units for the purposes of the Building Code of Australia and for calculating the mix of apartments'. All Dual Key units must adhere to the ADG.
8	The Panel underscores the significance of including adaptive units in the development across the entire LGA, emphasising their versatility and flexibility for future use, whether combined to form larger units or subdivided into smaller ones.	Both Parts 3.7 and 4 are proposed to include a minimum percentage of 10% of apartments to be capable of being adaptable.
9	It is recommended that there be a minimum of one (1) car space per unit.	Existing car parking rates are not proposed to change as part of this Liverpool DCP amendment. For three (3) or more bedroom apartments, the current car parking provision is between 1.5 to 2 spaces per unit depending on where development is being proposed.

As a result of feedback received from the Liverpool DEP, further amendments have been made to both Part 3.7 and Part 4 of the LDCP 2008.

Addressing Apartment Flexibility and Affordability

The proposed amendments to Part 3.7 and Part 4 of the LDCP 2008 include the following controls to ensure apartments remain affordable and provide a diverse range of housing needs:

- Controls included in both parts stating that the housing mix requirements only apply to Residential Flat Building (RFB) development proposals only – the proposed amendments do not apply to boarding houses, Senior’s housing, Group Homes, Co-Living or Build to Rent developments. Furthermore, the proposed amendments do not apply for RFBs provided by social housing providers, public authorities and joint ventures as defined by Chapter 2, Part 2, Division 5 of *State Environmental Planning Policy (Housing) 2021*.
- If a variation to the apartment mix requirements is proposed, the Development Application is to demonstrate why a variation to the required apartment mix is justified. This includes taking into consideration:
 - a) the distance to public transport, employment and education centres;
 - b) the current market demands and projected future demographic trends;
 - c) the demand for social and affordable housing; and
 - d) different cultural and socioeconomic groups.

Conclusion

It is recommended that Council endorses the proposed amendments to Part 3.7 (**Attachment 4**) and Part 4 (**Attachment 6**) of the *Liverpool Development Control Plan 2008* to encourage delivery of more family-friendly apartments, and better align the LDCP 2008 with the Apartment Design Guide (ADG).

FINANCIAL IMPLICATIONS

There are no financial implications relating to recommendations within this Report.

CONSIDERATIONS

Economic	Enhance the environmental performance of buildings and homes. Facilitate economic development.
Environment	Enhance the environmental performance of buildings and homes.

Social	Regulate for a mix of housing types that responds to different population groups such as young families and older people.
Civic Leadership	Undertake communication practices with the community and stakeholders across a range of media.
Legislative	<ul style="list-style-type: none"> • <i>Environmental Planning and Assessment Act 1979</i>, section 3.42 (purpose and status of a DCP), 3.43 (preparation of a DCP) and section 3.45(1) (power to make regulations for the preparation, public exhibition, making, amendment and repeal of DCPs). • <i>Environmental Planning and Assessment Regulation 2021</i>, Division 2 of Part 2, including section 13 (public exhibition of draft DCP) and section 16 (amendment and repeal of DCP).
Risk	There is no risk associated with this Report

ATTACHMENTS

1. Report and resolution of Council 27 September 2023 (Under separate cover)
2. Design Excellence Panel Report and Meeting minutes - 29 November 2023 (Under separate cover)
3. Table of Liverpool DEP comments to LDCP 2008 Part 3.7 proposed changes and Councils comment in response (Under separate cover)
4. Draft amendments to Part 3.7 - Post Exhibition and Design Excellence Panel Meeting (Under separate cover)
5. Marked up version - Draft amendments to LDCP 2008 Part 3.7 - Post Exhibition and Design Excellence Panel Meeting (Under separate cover)
6. Draft amendments to Part 4 - Post Exhibition and Design Excellence Panel Meeting (Under separate cover)
7. Marked up version - Draft amendments to LDCP 2008 Part 4 - Post Exhibition and Design Excellence Panel Meeting (Under separate cover)

PLAN 02**Report back - Parking Enforcement Policy**

Strategic Objective	Healthy, Inclusive, Engaging Improve liveability and quality of life for the community by delivering vibrant parks, places and facilities
File Ref	374767.2023
Report By	Noelle Warwar - Manager Community Standards
Approved By	Lina Kakish - Director Planning & Compliance

EXECUTIVE SUMMARY

The Policy actively supports the strategic management of the current and future traffic flow within Liverpool LGA by establishing clear guidelines for the enforcement of parking restrictions. The purpose of this Policy is to set out a framework for the manner in which motor vehicle parking arrangements will be regulated.

Specifically, the Policy enables Council to apply discretion in allowing motor vehicles to partially park over the nature strip with a rollback kerb, provided it does not interfere with a footpath or cause damage to the nature strip. The Policy would also lead to improved access for vehicles through narrow streets, including emergency vehicles and other service vehicles.

The Policy went up for public exhibition from 14 September to 16 October 2023. Council received forty submissions with support for and against the policy being roughly equal. Some minor modifications were recommended to be made to the Policy to clear up ambiguities.

RECOMMENDATION

That Council:

1. Endorse the modified 'Parking Enforcement Policy' (Attachment 1).
2. Note that locations within the Liverpool Local Government Area (LGA) with rolled kerbing do not qualify for a parking permit system in accordance with the TfNSW Permit Scheme Guidelines.
3. Modify the diagram contained within the Parking Enforcement Policy as follows to reduce ambiguity;
 - 3.1 Indicate that the rules apply in the same way where the side of the street has no footpath;

- 3.2 Indicate that a vehicle cannot park fully on the nature strip even if the footpath is not being blocked; and
- 3.3 Indicate that a vehicle will still be able to legally park fully on the road.

REPORT

Forty submissions were received from the public, with 18 for the proposal, 17 against and 5 not stated. The submissions received from the public were reviewed and are summarised below.

The 18 submissions supporting the proposal generally submitted the following points:

- 1. The Policy would improve general access and traffic flow in narrow streets.
- 2. The Policy would improve road safety as cars would be more easily able to pass each other in a street.
- 3. The Policy would allow for easier access of emergency vehicles in narrow streets.
- 4. There would be an increased provision for parking across the LGA.
- 5. The Policy would formalise what is already occurring anyway by necessity, due to narrow street widths.

The 17 submissions which did not support the Policy included the following concerns regarding the implementation of the Policy:

- 1. The Policy may not be legal due to being inconsistent with the NSW Road Rules, specifically road rule number 197 and will create liability for Council due to this.
- 2. The Policy is in contravention of the RMS Technical Direction for parking provisions on narrow roads.
- 3. Vehicles will cause damage to the nature strip which residents are responsible for maintaining. There was concern regarding who will pay the costs and undertake the work associated with repairing the kerb or nature strip if it is damaged.
- 4. Damaged nature strips may lead to a trip hazard for pedestrians.
- 5. Damaged nature strips may cause an increase of mud on the road and in local waterways.

6. Vehicles driving up onto the kerb will create a risk to pedestrian safety and children playing in front yards.
7. Vehicles on nature strips may damage underground stormwater pipes leading from dwellings to the street and other underground services located in the nature strip.
8. The increased number of parked vehicles and damaged nature strips will lead to a negative visual impact on the streetscape.
9. There are concerns that vehicles may be parked outside homes for an indefinite period. This may impede residents from mowing the grass outside their house. There were suggestions for a time limit or reasonable use terms to be included.
10. The Policy is unclear about what the rules are when a side of a street has no footpath and when there is a corner block.
11. There was a concern that on kerb parking will become the requirement and parking fully on the road would be no longer allowed.
12. The Policy should not be widely applied as not all streets require it due to narrowness. It should be limited and through a permit system only.
13. Garages and driveways are often not utilised for the parking of vehicles as intended. The Policy will encourage more street parking rather than use of garages and driveways.
14. Council is approving streets that are too narrow for the amount of cars owned within the community.

Five of the submissions were not clearly for or against the proposal, and brought up the following points for consideration:

1. If the Policy is approved, refunds should be made for fines issued in the past for parking on the kerb.
2. The Policy encourages the purchase of additional cars rather than using bikes. Additional safe biking and walking routes should be provided rather than dedicating more public space for cars.
3. If the Policy is approved, Council should consider concreting the strip that vehicles would park on.
4. Residents should be able to park on their driveway where it crosses over Council land if there is no footpath.

5. The Policy is unclear if a car can park fully on the nature strip if the footpath is not being blocked.

COMMENT FROM COUNCIL'S GOVERNANCE DEPARTMENT

There were several concerns raised in the public submissions regarding the legality of Council approving a policy which is inconsistent with the NSW Road Rules.

The general area does not comply with the TfNSW Guidelines for a Permit Parking Scheme. Criteria within the Guidelines;

- There must be high demand for parking in the area
 - The majority of the Austral and Greenfield Sites are not in close proximity to major transport hubs, nor are they near major town centres. As such, the only demand for parking is noted to be amongst the local residents.
- There is inadequate off-street parking and no potential to modify premises or create off-street parking in the area
 - The residential premises are approved in accordance with Council's DCP. The provision of off-street parking has not changed since the initial iteration and on average requires at least 2 spaces within the site boundary for a residential dwelling house.
- There is little or no unrestricted on-street parking close by
 - All areas are currently unrestricted, except in commercial areas or around schools, where the parking restrictions are only in operation during standard business hours (8am-6pm) or school hours (8.00-9.30am and 2.30-4.00pm).
- The remaining criteria are in relation to the types of vehicles, carriageway widths and management of the scheme (appropriate permit numbers, etc)

Based on the above, the majority of the locations do not qualify for a permit in accordance with the TfNSW Permit Scheme Guidelines.

**COMMENT FROM COUNCIL'S TRAFFIC & TRANSPORT DEPARTMENT
(POINT 4 OF COUNCIL RESOLUTION)**

Point 4 of the Council Resolution made at the Ordinary Council meeting held on Wednesday 30 August 2023 required that Council "Consider a permit system and how the verges and parking bays can be maintained including an opt out system."

Council has not considered how the verges and parking bays could be maintained, or any other potential traffic and transport implications as the location does not qualify for a permit system (refer Governance Department advice above).

It should be noted that Council Rangers have not enforced the matter of illegal parking of vehicles on the nature strip since the draft policy was put forward for public exhibition in October 2023. There have been very few customer requests relating to damaged nature strips in this period, indicating that the Policy will likely not cause a large increase in workload for depot staff.

FINES ISSUED (POINT 3 OF COUNCIL RESOLUTION)

Point 3 of Council resolution made at the Ordinary Council meeting held on Wednesday 30 August 2023 required that Council *"To provide a report back to council on how many fines were issued and the dollars collected since the mayor put his motion in his first term when motion was declared illegal."*

The said motion was made during Questions with Notice at the Ordinary Council meeting held July 2012.

A request was made to Revenue NSW for information regarding how many fines were issued and the dollars collected since the Mayor's first put his motion forward in his first term when the motion was declared illegal, to the present.

Revenue NSW reported that 1,843 fines were issued between June 2012 and 22 February 2024 for vehicles illegally stopped on path strips, totalling a value of \$2,422,449.

It is important to note that the number of fines refers to all 'stop on path/strip in built up area' fines issued throughout the LGA and is not restricted to those who were parked on rolled kerbs.

FINANCIAL IMPLICATIONS

Council Rangers have not enforced the matter of illegal parking of vehicles on the nature strip since the draft Policy was put forward for public exhibition in October 2023. During this time, there have been very few customer requests received in relation to damaged nature strips. As such the financial implications of the Policy appear to be negligible, however this may be subject to change over time.

CONSIDERATIONS

Economic	Deliver a high quality local road system including provision and maintenance of infrastructure and management of traffic issues.
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	Road Rules 2014.
Risk	The risk is deemed to be Low. The risk is considered within Council's risk appetite.

ATTACHMENTS

1. Summary of submissions for draft Parking Enforcement Policy (Under separate cover)
2. Draft Parking Enforcement Policy (Under separate cover)

PLAN 03**Adoption of the IPART reviewed Liverpool
Contributions Plan 2021 - East Leppington**

Strategic Objective	Visionary, Leading, Responsible Ensure Council is accountable and financially sustainable through the strategic management of assets and resources
File Ref	172212.2024
Report By	Yee Lian - Contributions Planning Officer
Approved By	Lina Kakish - Director Planning & Compliance

EXECUTIVE SUMMARY

In 2021, Council commissioned a review of the *Liverpool Contributions Plan 2014 – East Leppington* (EL CP 2014) to ascertain whether the contributions being collected were still in line with updated population projections for the Precinct, as well as any changes in the amount and cost of works or land. Under the EL CP 2014, contributions are currently capped at \$30,000 per lot.

The review identified a need to increase the contribution rate based on changes to property prices and increased material costs and recommended a revised rate of \$66,365 per lot. Importantly, the review also highlighted that the capped rate of \$30,000 under the EL CP 2014 had already resulted in an infrastructure funding shortfall of approximately \$18 million (back in 2021) which would continue to grow if the cap was not increased.

As a result of the review, an updated Contributions Plan for East Leppington was prepared – *Liverpool Contributions Plan 2021 – East Leppington* (EL CP 2021) – and was tabled for Council consideration at the Ordinary Meeting of Council on 30 June 2021.

At the Meeting, Council endorsed the public exhibition of the draft EL CP 2021, the subsequent submission of the draft Plan to the Independent Pricing and Regulatory Tribunal (IPART) for assessment, and referral to the Minister for Planning and Public Spaces for approval. A copy of the Council Report (PLAN 02) is provided in **Attachment 5**.

Following Council endorsement, the draft EL CP 2021 was publicly exhibited between 5 July 2021 and 2 August 2021 – no submissions were received during the exhibition period.

On 6 October 2021, Council submitted the draft EL CP 2021 to IPART for their independent review and assessment.

On 16 January 2024, the IPART completed their review of the draft EL CP 2021 and forwarded their recommendations (**Attachment 4**) to the Minister for Planning and Public Spaces (Minister) for consideration.

On 28 March 2024, the Minister's nominee wrote to Council advising that the draft EL CP 2021 was acceptable for adoption by Council with no amendments required to the Plan. The Minister's nominee did however accept the IPART recommendation advising Council to commission a future review of all works costs in the EL CP 2021 as Plan implementation progresses. A copy of the correspondence from the Minister's nominee is provided in **Attachment 1**.

This Report seeks Council endorsement to adopt the *Liverpool Contributions Plan 2021 – East Leppington* as provided in **Attachment 3**. Adoption of the EL CP 2021 will authorise Council to collect contributions for the remainder of works and land at an average uncapped rate of approximately \$66,365 per lot, thereby significantly minimising the funding gap created by the capped rate under EL CP 2014.

RECOMMENDATION

That Council:

1. Adopts the IPART-reviewed *Liverpool Contributions Plan 2021 – East Leppington* as provided in **Attachment 3**.
2. Notes that the adoption of the *Liverpool Contributions Plan 2021 – East Leppington* repeals the *Liverpool Contributions Plan 2014 – East Leppington* in accordance with Clause 215(2)(a) of the *Environmental Planning and Assessment Regulation 2021*.
3. Provides public notification of the decision to adopt the IPART-reviewed *Liverpool Contributions Plan 2021 – East Leppington* and repeal the *Liverpool Contributions Plan 2014 – East Leppington* on Council's website for a period of 14 days.
4. Publishes the IPART-reviewed *Liverpool Contributions Plan 2021 – East Leppington* on Council's website following completion of the 14-day public notification period for the Plan to take effect.
5. Acknowledges the IPART recommendation to regularly review all works costs in the *Liverpool Contributions Plan 2021 – East Leppington* as plan implementation progresses.

REPORT

BACKGROUND

In 2021, Council commissioned a review of the *Liverpool Contributions Plan 2014 – East Leppington* (EL CP 2014) to ascertain whether the contributions being collected were still in line with updated population projections for the Precinct, as well as any changes in the amount and cost of works or land. Under the EL CP 2014, contributions are currently capped at \$30,000 per lot.

The review identified a need to increase the contribution rate based on changes to property prices and increased material costs and recommended a revised rate of \$66,365 per lot.

Importantly, the review also highlighted that the capped rate of \$30,000 under the EL CP 2014 had already resulted in an infrastructure funding shortfall of approximately \$18 million (back in 2021) which would continue to grow if the cap was not increased.

As a result of the review, an updated Contributions Plan for East Leppington was prepared – *Liverpool Contributions Plan 2021 – East Leppington* (EL CP 2021). As Council was seeking an increase to the capped rate applied under the EL CP 2014, the draft EL CP 2021 would require referral to the IPART for review and assessment.

The draft EL CP 2021 was subsequently tabled for Council consideration at the Ordinary Meeting of Council on 30 June 2021. A copy of the Council Report (PLAN 02) is provided in **Attachment 5**.

At the Meeting, Council unanimously resolved to:

1. Endorses draft *Liverpool Contributions Plan 2021 – East Leppington* for public exhibition in accordance with Clause 28 of the *Environmental Planning and Assessment Regulation 2000*.
2. Delegates to the CEO the authority to make any typographical and other minor amendments to the draft Contributions Plan following exhibition and submit the draft Plan to the Independent Pricing and Regulatory Tribunal (IPART) for assessment followed by consideration of IPART's assessment by the Minister for Planning and Public Spaces (or nominee).
3. Receives a further report following IPART's assessment and the Minister's advice for adoption of *Liverpool Contributions Plan 2021 – East Leppington* as an 'IPART Reviewed Contributions Plan'.

Following Council endorsement, the draft EL CP 2021 was publicly exhibited between 5 July 2021 and 2 August 2021 – no submissions were received during the exhibition period.

On 6 October 2021, Council submitted the draft EL CP 2021 to IPART for their independent review and assessment.

On 16 January 2024, the IPART completed their review of the draft EL CP 2021 and forwarded their recommendations (**Attachment 4**) to the Minister for Planning and Public Spaces (Minister) for consideration.

On 28 March 2024, the Minister's nominee wrote to Council advising that the draft EL CP 2021 was acceptable for adoption by Council with no amendments required to the Plan. The Minister's nominee did however accept the IPART recommendation advising Council to commission a future review of all works costs in the EL CP 2021 as Plan implementation progresses. The recommended review should include:

- a) any changes to assumptions or strategies within the plan;
- b) actual costs of delivering land and works within or near the precinct (where available); and
- c) site specific estimates, recent benchmarks or other relevant sources.

A copy of the correspondence from the Minister's nominee is provided in **Attachment 1**.

As a result of the correspondence from the Minister's nominee, and Council can adopt the EL CP 2021 without re-exhibiting the plan. A Planning Circular (PS-21-002) issued by the former NSW Department of Planning and Environment (now the DPHI) on 12 February 2021 advised Councils that the *Environmental Planning and Assessment Regulation 2021* contains no formal legal obligation for councils to re-exhibit IPART-reviewed Contributions Plans following the receipt of the Minister's or the Minister's nominee's advice.

Once adopted, EL CP 2021 is deemed to be an "IPART-reviewed Contributions Plan" as authorised under Clause 5(3) of the *Environmental Planning and Assessment (Local Infrastructure Contributions) Directions (2012)*.

NEED FOR INCREASED CONTRIBUTIONS CAP

Currently, the EL CP 2014 allows Council to collect up to approximately \$41 million in contributions under a capped rate of \$30,000 per lot.

The 2021 review identified a need to increase the contribution rate based on changes to property prices and increased material costs and recommended a revised rate of \$66,365 per lot. This review found a 22.77% increase in the cost of works due to:

- The strong growth of land values in East Leppington and surrounding regions that have exceeded generic indexation assumptions;

- A flood mapping review undertaken by Council in August 2020 that showed some of the land earmarked for acquisition is now considered flood prone; and
- The detailed design of infrastructure works, particularly water management infrastructure, that was undertaken to properly inform the management of potential flooding in the Precinct.

Importantly, the review also highlighted that the capped rate of \$30,000 under the EL CP 2014 had already resulted in an infrastructure funding shortfall of approximately \$18 million (back in 2021) which would continue to grow if the cap was not increased.

The new EL CP 2021 authorises Council to collect up to approximately \$80 million in contributions by removing the \$30,000 capped rate. This results in an approximate increase of \$39 million in collectable funds based on an average uncapped rate of \$66,365 per lot.

The additional collectable funds under EL CP 2021 will enable Council to deliver the local infrastructure required to support the growing population of the East Leppington Precinct, as well as address the infrastructure shortfall identified in the 2021 review.

Table 1 provides a breakdown of costs associated with the infrastructure items in the EL CP 2021 and the contributions rates applicable to different land uses under the Plan. Each development proposal within the East Leppington Precinct will need to apply the formula and rates within the EL CP 2021 to determine the respective contributions applicable to their specific development.

The funds collected under the new EL CP 2021 will be held in restricted accounts specific to each infrastructure category (e.g. open space, traffic and transport, etc.) to be later allocated to the delivery of individual items under each infrastructure category.

MAPPING DISCREPANCIES

Discrepancies have been identified between the maps in the EL CP 2021 and the planning control maps under the *State Environmental Planning Policies (Precincts – Western Parkland City) 2021* (WPC SEPP) that detail the area and boundaries of some listed infrastructure items.

The mapping discrepancies are the result of ongoing changes to the planning control maps in the WPC SEPP while the draft EL CP 2021 was being reviewed by the IPART. These amendments were finalised and gazetted before the IPART completed its review of the draft EL CP 2021.

Given the correspondence from the Minister's nominee to Council regarding the EL CP 2021 (**Attachment 1**) clearly states that "no amendments are required to the plan", the mapping discrepancies are not an impediment to Council adopting the IPART-reviewed Plan. The

discrepancies will however be addressed as Plan implementation progresses or through future iterations of the Plan.

Table 1: New Section 7.11 contribution rates under EL CP 2021

ESSENTIAL INFRASTRUCTURE		NON-RESIDENTIAL DEVELOPMENT	RESIDENTIAL DEVELOPMENT	
Item	Item Cost apportioned to East Leppington	\$ per hectare of NDA	\$ per residential lot for a detached dwelling	\$ per attached dwelling, semi-attached dwellings and multi-dwelling housing
Open Space				
Land	\$10,339,325		\$10,087	\$7,714
Works	\$5,519,476		\$5,385	\$4,118
Subtotal	\$15,858,801		\$15,472	\$11,832
Traffic and Transport (Roads)				
Land	\$2,650,368	\$33,461	\$2,533	\$1,937
Works	\$9,430,599	\$119,061	\$9,015	\$6,894
Subtotal	\$12,080,967	\$152,522	\$11,548	\$8,831
Water Cycle Management (Drainage)		ALL DEVELOPMENT \$ per hectare of NDA		
Land	\$15,999,950	\$202,096		
Works	\$35,164,370	\$444,163		
Subtotal	\$51,164,320	\$646,259		
Plan Administration				
Allowance	\$751,717	\$9,495		
Subtotal	\$751,717	\$9,495		
TOTAL	\$79,855,805			

CONCLUSION AND NEXT STEPS

This Report seeks Council endorsement to adopt the *Liverpool Contributions Plan 2021 – East Leppington* as provided in **Attachment 3**. Adoption of the EL CP 2021 will authorise Council to collect contributions for the remainder of works and land at an average uncapped rate of approximately \$66,365 per lot, thereby significantly minimising the funding gap created by the capped rate under EL CP 2014.

Following Council endorsement, Council staff will update the EL CP 2021 to include a “Foreword” acknowledging the letter and recommendation of the Minister’s nominee, as well as a reference to the IPART review process and this Report. Concurrently, Council staff will also provide notification of the decision to adopt the EL CP 2021 and repeal the EL CP 2014 on Council’s website for a period of 14 days.

Following the conclusion of the notification period, the updated EL CP 2021 will be published on Council's website for the Plan to officially come into effect.

Once in effect, Council will look to commission a future review of all works costs in the EL CP 2021 as Plan implementation progresses in accordance with the IPART recommendation.

FINANCIAL IMPLICATIONS

The future strategic planning work and review recommended by IPART, and supported by the Minister's nominee advice, are to future funded from the Plan via the administration levy.

It is also anticipated that any further staff resources will be funded via the administration levy to assist with the implementation and ongoing administration of the Plan.

CONSIDERATIONS

Economic	Deliver a high-quality local road system including provision and maintenance of infrastructure and management of traffic issues. Facilitate economic development.
Environment	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	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. There are no civic leadership and governance considerations.
Legislative	Environmental Planning and Assessment Act 1979 Environmental Planning and Assessment Regulations 2021 State Environmental Planning Policies (Precincts – Western Parkland City) 2021 Environmental Planning and Assessment (Local Infrastructure Contributions) Direction 2012
Risk	There is no risk associated with this Report.

ATTACHMENTS

1. DPHI Advice Letter dated 28 March 2024 about the Draft Liverpool Contributions Plan 2021 - East Leppington (Under separate cover)
2. PLAN02 - Draft East Leppington Contributions Plan 2021 - Minutes of Ordinary Meeting - Wednesday, 30 June 2021 (Under separate cover)
3. Final IPART-reviewed Liverpool Contributions Plan 2021 - East Leppington (Under separate cover)
4. IPART Final Report Assessment of Liverpool City Council East Leppington Contributions Plan January 2024 (Under separate cover)
5. PLAN02 Council Report - Draft Liverpool Contributions Plan 2021 - East Leppington - for exhibition - 30 June 2021 (Under separate cover)

PLAN 04

Planning Proposal - 60 Gurner Avenue, Austral

Strategic Objective	Liveable, Sustainable, Resilient Deliver effective and efficient planning and high-quality design to provide best outcomes for a growing city
File Ref	176172.2024
Report By	Danielle Hijazi - Strategic Planner
Approved By	Lina Kakish - Director Planning & Compliance

Property	60 Gurner Avenue, Austral
Owner	60 Gurner Avenue
Applicant	Sutherland & Associates Planning Pty Ltd

EXECUTIVE SUMMARY

In September 2022, Sutherland & Associates Planning Pty Ltd submitted a Planning Proposal (**Attachment 1**) prepared on behalf of 60 Gurner Avenue, Austral Pty Ltd seeking to amend *State Environmental Planning Policy (Precincts—Western Parkland City) 2021* (the SEPP), to rezone land at 60 Gurner Avenue, Austral (Lot 3 DP 1243352) from SP2 Educational Establishment to R2 Low Density Residential.

The site is identified on the Land Reservation Acquisition (LRA) Map in the SEPP, with the relevant acquisition authority being the NSW Department of Education. School Infrastructure NSW (SINSW) has confirmed in a letter to Council that the site is surplus to their needs. The Proposal also seeks to remove the site from the LRA map, reduce the maximum building height from 12 metres to 9 metres, and reduce the permissible density on the subject site from 25 to 15 dwellings per hectare to facilitate the future residential development of the site.

The application has been submitted pursuant to Section 3.33 of the *Environmental Planning and Assessment (EP&A) Act 1979* and the Proposal was referred to the Liverpool Local Planning Panel (LPP) in accordance with Section 2.19 of the *EP&A Act 1979* for advice.

The Proposal aligns with the strategic objectives outlined in various planning frameworks including the Greater Sydney Region Plan, District Plan, and Council's Local Strategic Planning Statement (LSPS). By introducing additional housing supply to the locality, the Proposal seeks to address the evolving housing needs while maintaining consistency with the surrounding context and emerging character of the area.

It is noted that this site (approximately 6,000m²) makes up a small portion of the 29,000m² set aside for a future primary school. It is Council staff's understanding that since the Austral and Leppington North Precincts were rezoned, SINSW has revised its school site planning guidelines, and the land requirement for a new primary school is now only 1.5 hectares. The remaining 23,000m² of land to the west is sufficiently sized to cater for a future primary school, and as such this site is considered surplus to needs.

However, clarification from SINSW and the NSW Department of Education (DoE) is considered necessary at the Gateway determination stage to demonstrate that the locality will still be serviced by sufficient public school infrastructure. Council staff are aware that dwelling densities in the Precinct have been higher than anticipated, which may necessitate additional public school infrastructure compared to what was initially planned. Council staff are also aware of a State Significant Development (SSD) lodged on the remainder of the lands zoned for a public school (at 66-80 Gurner Avenue, Austral), which seeks to develop the site for the purpose of a private school. Approval of this SSD would make the provision of a public school at this site unfeasible.

Rezoning the site to R2 Low Density Residential and developing the land for housing enhances compatibility with adjacent zones and promotes streamlined land use regulations. Furthermore, a reduction in building height fosters sensitive land use planning and integrates future development seamlessly with the surrounding locality.

It is noted however that a dwelling density control of 25 dwellings per hectare applies to the site. This dwelling density control is most applicable to land zoned R3 Medium Density Residential (as per the rest of the Austral and Leppington North Precincts). This will create problems when lodging and assessing Development Applications as many SEPP, DCP and Contributions Plan provisions only assume 25 dwellings per hectare in the R3 zone. Therefore, the Planning Proposal seeks to amend the minimum dwelling density control to 15 dwellings per hectare to better align with land uses surrounding the site.

The Planning Proposal request was considered by the Liverpool LPP on 29 April 2024, as required by the Local Planning Panels Direction – Planning Proposals. Following consideration of the Proposal, the Liverpool LPP advised that the Proposal has both strategic and site-specific merit and supported the Proposal proceeding to Gateway determination. However, the LPP did not support reducing the height limit and dwelling density amendments. Justification on proceeding with these amendments are detailed in Table 1 of this Report.

RECOMMENDATION

That Council:

1. Notes the advice of the Liverpool Local Planning Panel.
2. Endorses in principle the Planning Proposal request to amend the *State Environmental Planning Policy (Precincts—Western Parkland City) 2021* as follows in relation to the site known as 60 Gurner Avenue, Austral (Lot 3 DP 1243352):
 - a) *Amend the zone from SP2 Educational Establishment to R2 Low Density Residential;*
 - b) *Amend the Land Reservation Acquisition Map by removing the yellow colouring and Educational Establishment notation;*
 - c) *Amend the 'Height of Buildings Map' from 12 metres to 9 metres; and*
 - d) *Amend the minimum dwelling density from 25 to 15 dwellings per hectare.*
3. Forwards the Planning Proposal to the Department of Planning, Housing and Infrastructure (DPHI), pursuant to Section 3.33 of the *Environmental Planning and Assessment Act 1979* seeking Gateway determination.
4. Subject to a Gateway determination, undertakes public exhibition and community consultation in accordance with the conditions of the Gateway determination and the Liverpool Community Participation Plan 2022;
5. Receives a further Report on the outcomes of the public exhibition period; and
6. Delegates to the CEO (or delegate) to amend the draft Planning Proposal and attachments for any typographical and other minor errors / amendments if required.

REPORT

BACKGROUND

The Site

The Planning Proposal relates to land located at Lot 3 DP 1243352, 60 Gurner Avenue, Austral (see Figure 1). The site covers a total area of approximately 6,173m², is irregularly shaped, and has a frontage to Gurner Avenue of approximately 60 metres.

A dwelling currently occupies the site located at the north-eastern corner, whilst the remainder of the site consists of cleared land. The site is bounded by Gurner Avenue to the north, new dwelling houses to the east, Mugagaru Street to the south and 66 Gurner Avenue (proposed Al Fasial College) to the west.



Figure 1: Subject site highlighted in yellow. Source: Nearmap

The site is predominantly zoned SP2 Educational Establishment with the north-eastern corner of the site being zoned R2 Low Density Residential (see Figure 2). The site is also identified on the Land Acquisition Reservation (LRA) map, with the relevant acquisition authority being NSW Department of Education (see Figure 3).

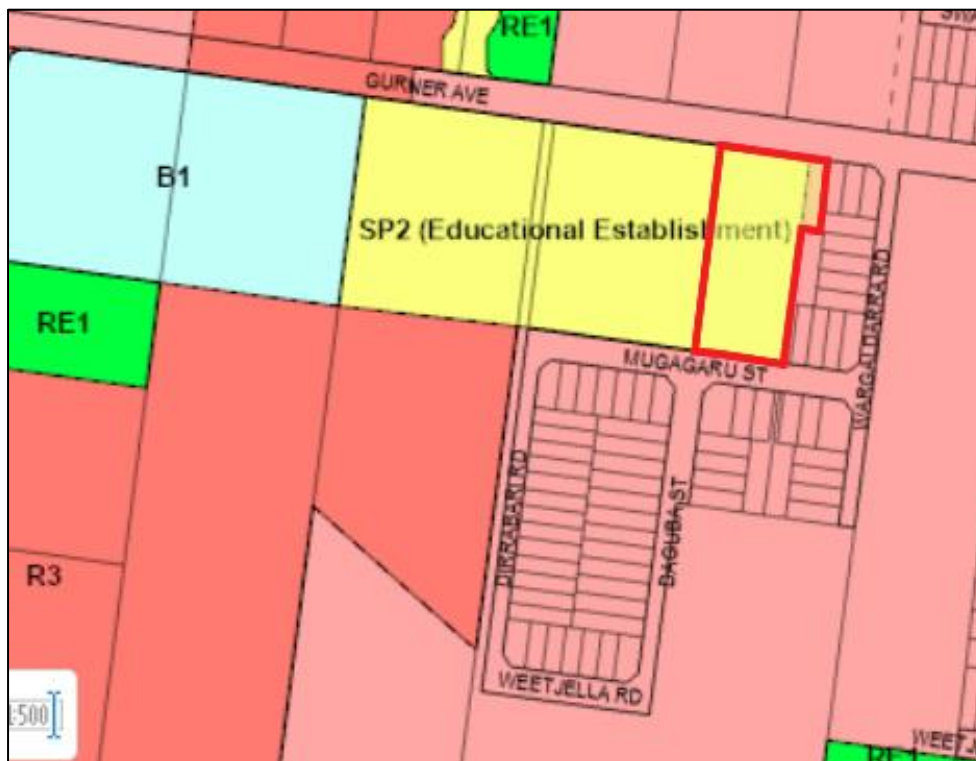


Figure 2: Land Use Zoning Map. Source: Geocortex

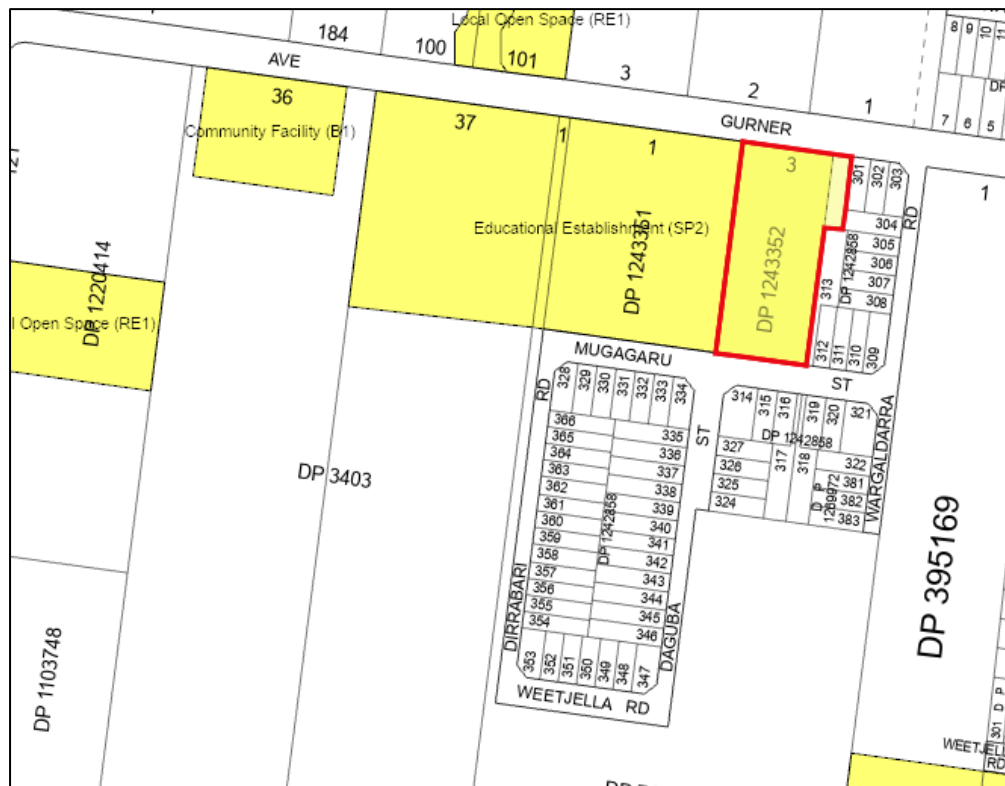


Figure 3: Land Reservation Acquisition Map. Source: Geocortex

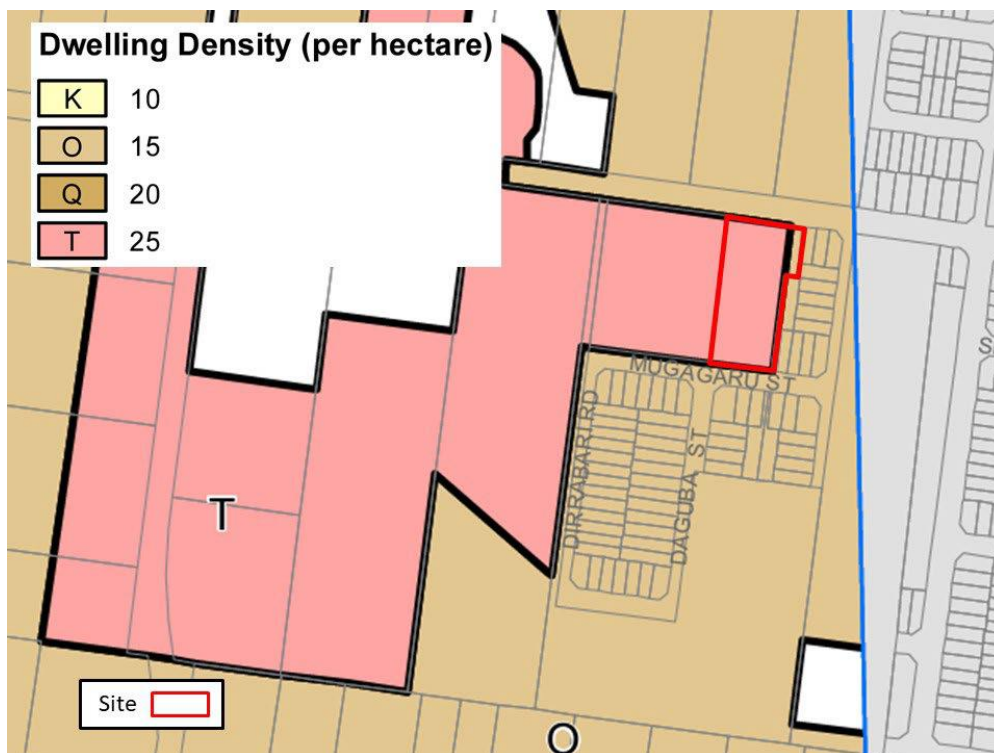


Figure 4: 2021 Dwelling Density Map. Source: SEPP (Precincts—Western Parkland City) 2021

Locality

The locality is predominantly characterised by semi-rural lands transitioning to low density residential subdivision and housing. A private educational establishment “Al-Faisal College” is located to the north-west of the site (see Figure 5).



Figure 5: Locality Map. Source: Geocortex

SINSW Advice

In January 2018, SINSW informed the landowner of 60 Gurner Avenue, Austral that the land was no longer required for an educational establishment and that SINSW would relinquish its acquisition rights to the site (**Attachment 2**).

Al-Faisal Site

In addition to the site at 121 Gurner Avenue noted in Figure 5, the Al-Faisal College also owns the adjacent sites to the west of the subject site known as 66 & 80 Gurner Avenue, Austral.



Figure 6: Subject site for (SSD -1045) Proposal 66 & 80 Gurner Avenue, Austral Locality Map.
Source: Geocortex

In November 2020, Al-Faisal College lodged a State Significant Development Application (SSD-1045) which seeks the staged construction of a new private secondary school on the land at 66 & 80 Gurner Avenue, Austral.

The Environmental Impact Statement (EIS) prepared by Planning Ingenuity and lodged with the SSD application, identifies the subject site as containing land reserved for acquisition. This land is zoned SP2 Infrastructure – Educational Establishment and is identified to be acquired by the NSW Department of Education. The EIS advises that:

“Communications have been received from the Department of Education advising that whilst the Department has an acquisition affectation on the subject property in SEPP (Sydney Region Growth Centres) 2013, it does not preclude the land from being developed by other interested parties or owners in accordance with its underlying zoning (i.e. education establishments). The Department of Education advised that they welcome the non-government sector in planning for the provision of education infrastructure for growing communities such as Austral.”



Figure 7: zoning Map of land to subject to SSDA for a proposed private secondary school (60 & 80 Gurner, Avenue Austral) Source: NSW Planning Portal.



Figure 8: Land Reservation Acquisition Map of proposed private secondary school (60 & 80 Gurner, Avenue Austral) Source: NSW Planning Portal.

Pre-Planning Proposal

In February 2022 an initial pre-Planning Proposal meeting was held with the Proponent. Council officers advised that any Planning Proposal would need to be supported by:

- a. Confirmation of SINSW's intention to relinquish acquisition rights,
- b. Justification for any alternative land-uses on the site,
- c. Evidence that the locality would continue to be served by a public school in alignment with the LSPS, State and Regional plans.

In April 2022, the Proponent received advice from SINSW reaffirming their decision to relinquish acquisition rights to the site at 60 Gurner Ave, Austral (**Attachment 3**). A follow up pre-Planning Proposal meeting was subsequently held in June 2022, in which Council officers reiterated their earlier advice regarding the need to be provided with an indication as to how social infrastructure (i.e. public schools) are to be provided in the area.

In September 2022, Sutherland & Associates Planning Pty Ltd submitted the subject Planning Proposal. Council officers referred the Proposal to SINSW (**Attachment 4**) who confirmed the Department's intention to relinquish their acquisition rights to the site. SINSW also advised that as a first preference and where appropriate for future school planning in Austral, the NSW Department of Education would optimise use of existing assets through the solutions outlined in (**Attachment 5**).

DETAILS OF THE PROPOSAL

The Planning Proposal seeks to amend the *State Environmental Planning Policy (Precincts—Western Parkland City) 2021* to:

- Amend the Land Use Zoning Map to rezone the site from SP2 Educational Establishment to R2 Low Density Residential;
- Amend the Land Reservation Acquisition Map to remove the yellow colouring and Educational Establishment notation;
- Amend the 'Height of Buildings Map' from 12 metres to 9 metres; and
- Amend the minimum dwelling density from 25 to 15 dwellings per hectare.

The proposed changes to the Land Use Zoning, Maximum Height of Buildings, Land Reservation Acquisition and Dwelling Density maps are to be amended as part of this Proposal as shown in Figures 9-16.

Zoning

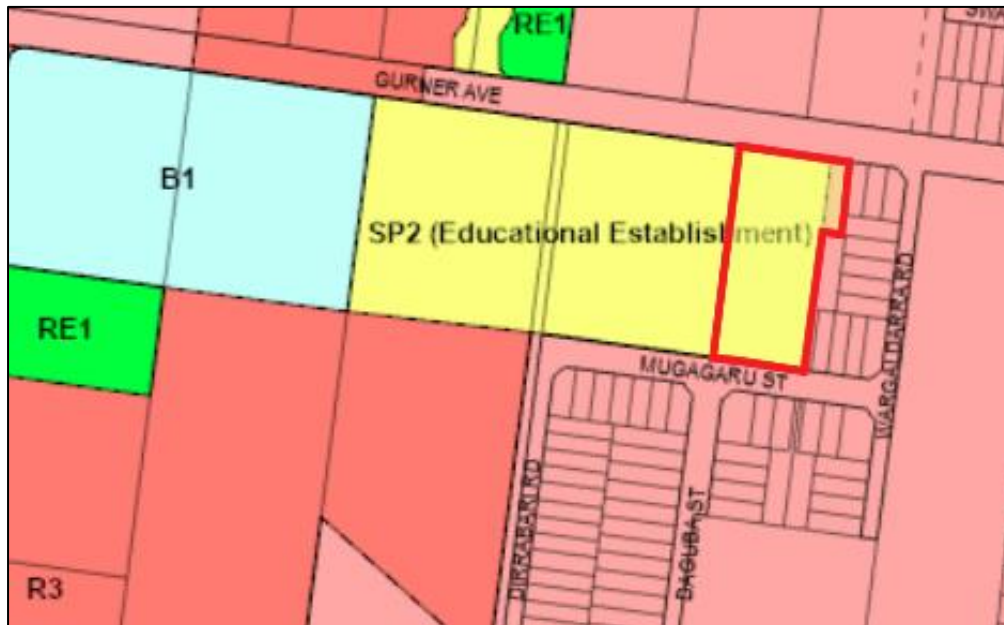


Figure 9: Current Zoning Map. Source: Geocortex

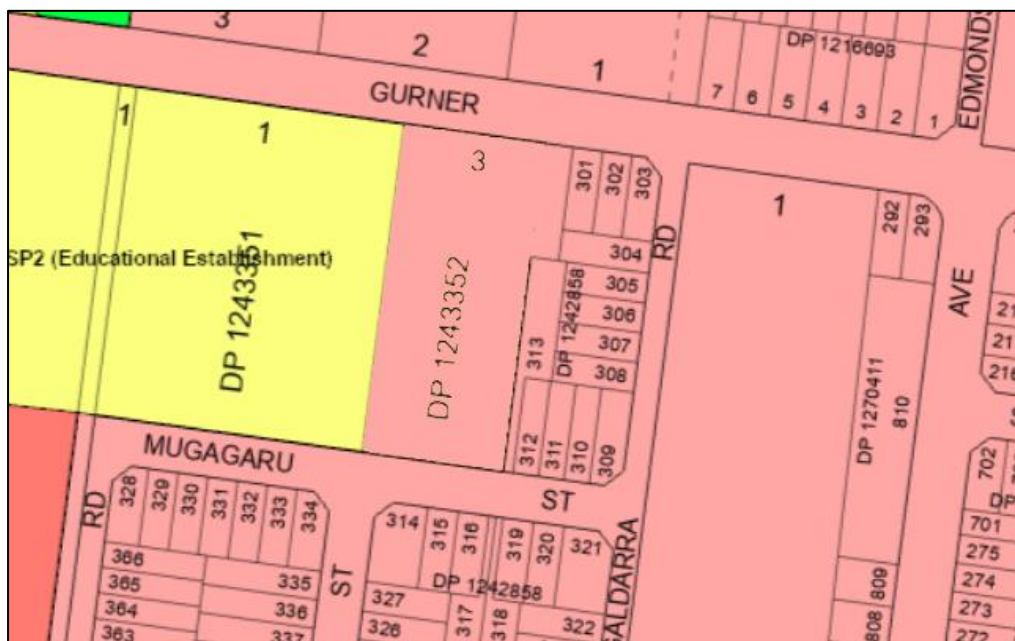


Figure 10: Proposed Zoning Map. Source: Geocortex

Height of Buildings

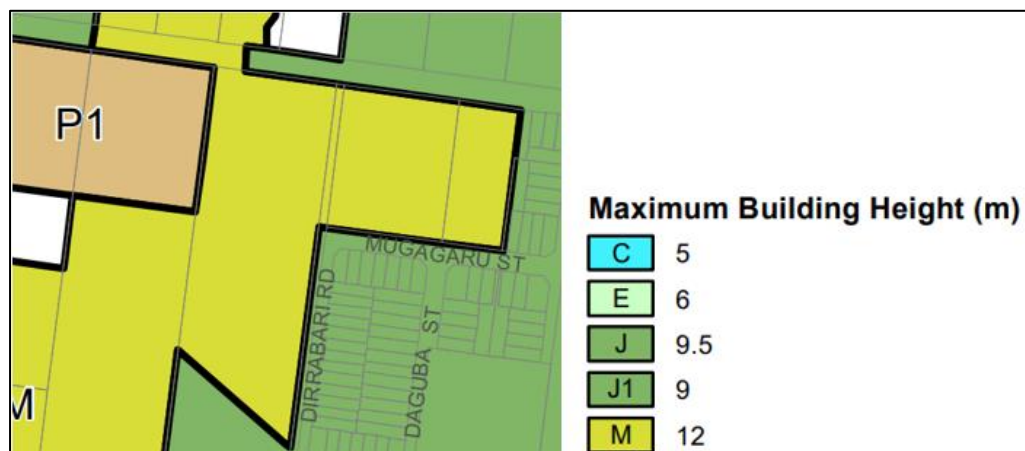


Figure 11: Extract from SEPP 2021 Current Height of Buildings Map

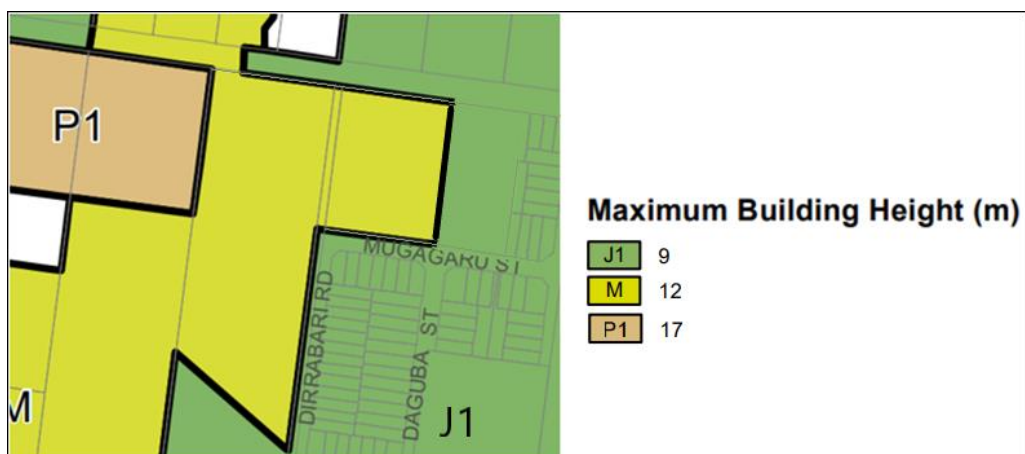


Figure 12: Proposed Height of Buildings Map

Land Reservation Acquisition

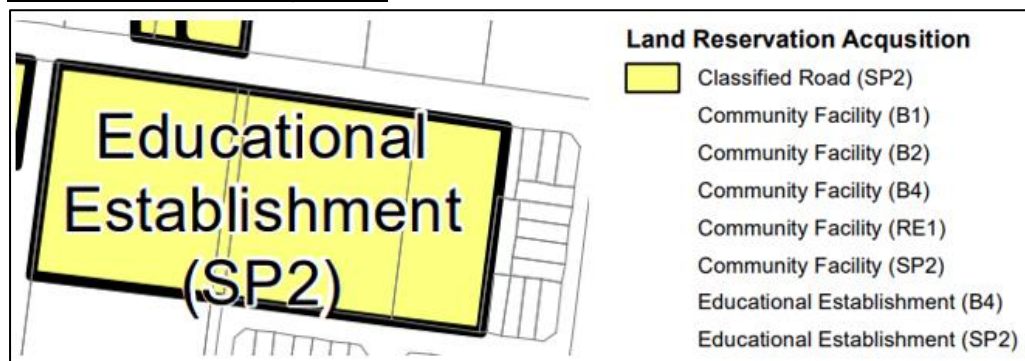


Figure 13: Extract from SEPP 2021 Current Land Reservation Acquisition Map

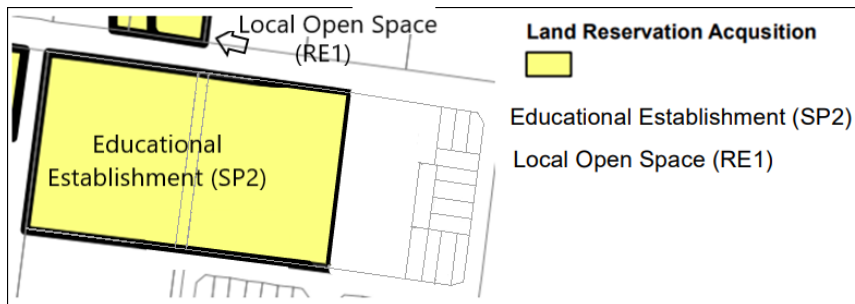


Figure 14: Proposed Land Reservation Acquisition Map

Dwelling Density

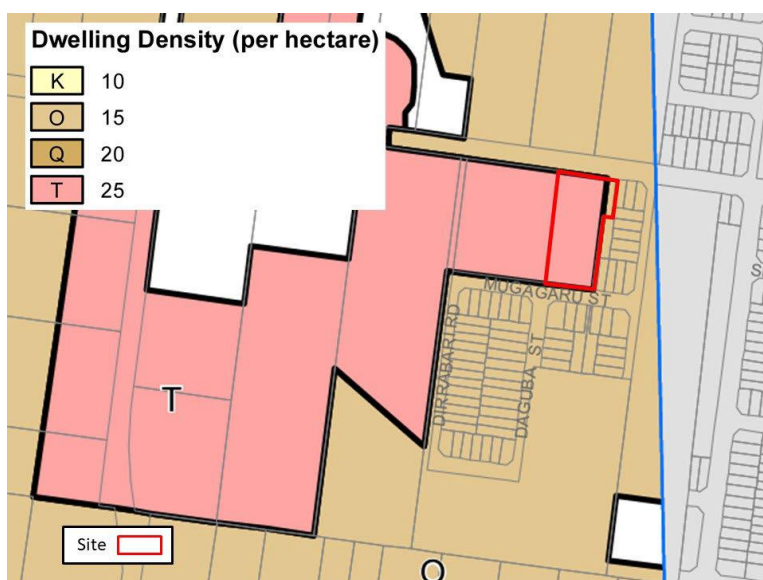


Figure 15: Extract from SEPP 2021 Current Dwelling Density Map

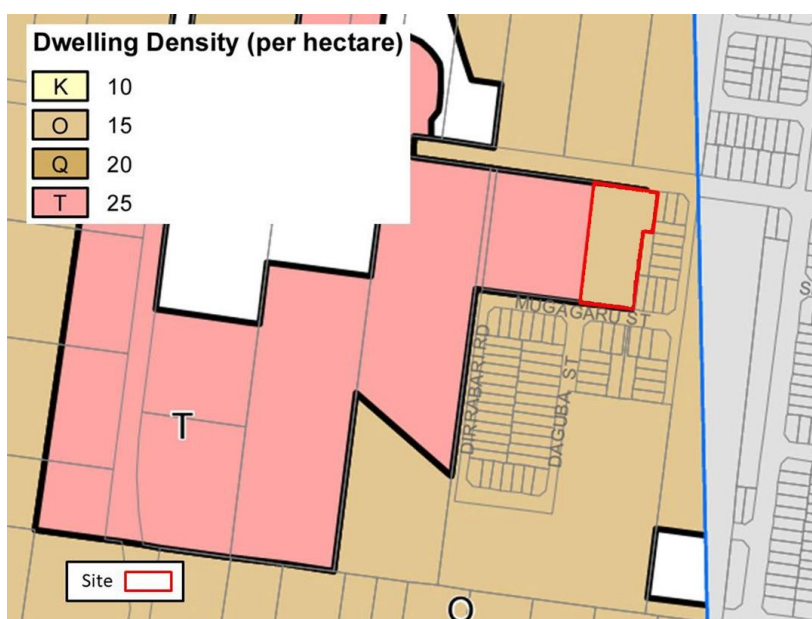


Figure 16: Proposed Dwelling Density Map

LOCAL PLANNING PANEL ADVICE

The draft Planning Proposal was referred to the Liverpool LPP for advice on 29 April 2024. A summary of the Panels comments and staff response is provided in Table 1 below. The LPP Report and Minutes are provided at **Attachment 9**.

Table 1: Summary of Panel Comments and Staff Response

Local Planning Panel Comment	Council Response
Supports the Proposal to rezone the whole of the subject site to R2 Low Density Residential.	Noted.
Does not support the Council officer's recommendation to reduce the permissible density on the subject site to 15 dwellings per hectare.	The 25dw/ha dwelling density control is applicable to land zoned R3 Medium Density Residential (as per the rest of the ALN precincts). If the Proposal is rezoned to R2, amending the minimum dwelling density control to 15dw/ha will align the statutory control with other development standards on the site, and will avoid the need to create site-specific SEPP, DCP and Contribution Plan controls. This will also ensure that the minimum development yield is more aligned with the zone objectives.
Does not support lowering of the height limit from 12m to 9m.	The reduced height is consistent with the existing scale and character of the surrounding built environment, which reflects a low-density scale. This will ensure the overall aesthetic integrity of the area is maintained and potential negative impacts such as overshadowing, loss of privacy, and visual intrusion on neighbouring properties are minimised. This ensures that the proposed future development integrates seamlessly with its surroundings and enhances the overall quality of the site.
The Panel recommends to Council that RZ-7/2022 proceed to Gateway, at the same time, based on current development and population projections, there is an urgent need for the NSW Department of Education and Schools Infrastructure NSW to work with Council and the Department of Planning,	Noted. Council staff are continuing to work with SINSW to seek clarification their future plans on how the ALN precinct will be serviced to ensure adequate public school infrastructure provisions are provided for the precinct particularly the area north of Fifteenth Avenue.

Local Planning Panel Comment	Council Response
Housing and Infrastructure to finalise plans for the provision of public schools in the ALN Precinct (especially the northern part of the Precinct).	

It should be noted that discussion was had with the Proponent following the LPP advice. The Proponent clarified that the proposed R2 Low Density zoning and commensurate development standards remained their preferred choice rather than the suggested changes made by the LPP.

DISCUSSION

Strategic Merit

The Planning Proposal is generally consistent with the housing and liveability objectives contained in the Greater Sydney Region Plan, District Plan, Council's Local Strategic Planning Statement (LSPS) and with the Section 9.1 Ministerial Directions, as per Part 3 of the Planning Proposal (**Attachment 1**).

Addition Housing Supply

The Proposal will contribute an additional housing supply to the locality. The proposed rezoning, if inclusive of a revised dwelling density control, will be commensurate with that of land in the surrounding area, is consistent to the surrounding context of the site and the emerging character within the locality.

Loss of School Infrastructure

Whilst the proposed residential zone is deemed to not have any adverse social and economic impact, the rezoning away from SP2 Infrastructure (Educational Establishment) is identified as potentially having social and economic implications.

The Proposal is a result of SINSW relinquishing the acquisition on the subject site based on their current policy and demographic needs assessment (**Attachment 5**). The Proposal seeks to amend the zone to enable the use of the surplus land.

Council staff acknowledge that, if the Al-Faisal SSD is approved, then the approximately 6,000sqm offered by this site is insufficient for the establishment of a new primary school. Other lands immediately adjacent to the site are also developed, meaning that SINSW would not be able to integrate this parcel into adjacent sites in order to provide a 1.5ha parcel to deliver a school. On the other hand, should the Al Faisal SSD not proceed, the remaining SP2

zoned land at 66-80 Gurner Avenue, being over 2ha in size, is more than sufficient for the 1.5ha required for new public school sites.

As such, it is determined that the rezoning of this site will not materially impact the provision of public school infrastructure in the locality, rather it is the determination of the Al-Faisal SSD that is likely to impact the viability of a government primary school in the area.

Access to public schools in Austral

Council staff have compiled development forecasts to understand the demand for school sites in the ALN precincts. They have taken into consideration various population projections, school infrastructure benchmarks, and recent updates in population forecasts. The data suggests a potential shortfall in school infrastructure, particularly in light of indications that the Department of Education (DoE) may relinquish acquisition responsibilities for other school sites in the locality.

Staff still have concerns regarding the adequacy of public education infrastructure to service the growing population. Should the Al-Faisal SSD be approved, there are concerns that there will be no public primary school within a reasonable walking distance from this site to serve the proposed residential development. If the Planning Proposal progresses to a Gateway determination, Council staff will seek clarification from SINSW regarding their future plans to address these concerns and ensure adequate public school infrastructure provisions are provided for the ALN precinct, particularly the area north of Fifteenth Avenue.

Site-Specific Merit

Land use compatibility

The Proposal aims to rezone the subject site to R2 low density residential, aligning it with the adjacent and surrounding zones to the site, thereby enhancing overall compatibility. The subject site is also characterised by a split zone configuration, with a portion of the site as already being zoned R2. Consolidating the entire site under R2 zoning would effectively streamline the split zone, promoting clarity and consistency in land use regulation across the site.

Reduction of height

The Proposal seeks to amend the current building height from 12m to 9m. The reduced height is consistent with the existing scale and character of the surrounding built environment, which reflects a low-density scale. This will ensure the overall aesthetic integrity of the area is maintained and potential negative impacts such as overshadowing, loss of privacy, and visual intrusion on neighbouring properties are minimised. This ensures that the proposed future development integrates seamlessly with its surroundings and enhances the overall quality of the site.

Residential density and housing opportunities

Rezoning the site to R2 zoning will likely result in the development of housing and address housing needs within the locality. The Proposal is accompanied by a conceptual subdivision plan (**Figure 7** in the Planning Proposal **Attachment 1**) demonstrating how the rezoned site can accommodate a number of dwellings, providing much-needed housing options to meet the demands of the local population. The residential use of the site enables more efficient land use and maximises the utilisation of existing infrastructure which is already in place to support this type of development. This approach not only promotes sustainable urban development but also contributes to creating a more orderly, inclusive and vibrant community by enhancing residential opportunities within the locality.

However, the site is currently subject to a minimum dwelling density control Clause 4.1B of Appendix 4) under the SEPP (Precincts – Western Parkland City) 2021. The control requires that at least 25 dwellings are provided per hectare of land. This control is typically used in areas zoned R3 medium Density Residential. Other controls in the SEPP, the relevant DCP, and relevant Contributions Plan, make reference to the 25dw/ha area as being associated with medium density development and the R3 zone.

It is recommended that the Planning Proposal amends the minimum dwelling density control of the land from 25dw/ha and 15dw/ha to wholly 15dw/ha. This would bring this statutory control in alignment with other development standards on the site, and will avoid the need to create site-specific SEPP, DCP and Contribution Plan controls. This will also ensure that the minimum development yield is more aligned with the zone objectives.

Public Infrastructure and S7.11 contributions

The site is serviced by essential public services including electricity, telecommunications, gas, water, and sewerage. There are constraints relating to the servicing of sewerage infrastructure and permanent stormwater infrastructure, however it is Council's understanding that Sydney Water is constructing the Upper South Creek Advanced Water Recycling Facility, which should be operation in 2025, and the delivery of permanent flood detention basins is on-going. A feasibility letter from Sydney Water (**Attachment 6**) confirms the existing water mains in Gurner Avenue and Mugagaru Street are capable of servicing the concept subdivision plan. Clause 6.1 of Appendix 4 of the SEPP contains additional provisions for the consideration of public utility infrastructure at the DA stage.

The rezoning of the land to R2 Low Density Residential will create development potential therefore, S7.11 contributions will apply to assist in providing appropriate local infrastructure. In accordance with the Environmental Planning and Assessment (Special Infrastructure Contribution – Western Sydney Growth Areas) Determination 2011, the future subdivision will include the requirement for a Special Infrastructure Contribution (SIC) payment to also assist with public infrastructure for the area.

CONCLUSION

It is recommended that Council endorses “in principle” the Planning Proposal request and that it be forwarded to the DPHI for Gateway determination. This is supported by the advice of the Liverpool LPP and Council’s assessment that the Proposal has sufficiently demonstrated both strategic and site-specific merit.

Upon receipt of a Gateway determination, public exhibition and community consultation will be undertaken in accordance with the Liverpool Community Participation Plan 2022. It is noted that the provision of various additional studies and clarification may be required by the DPHI prior to exhibition occurring.

As noted above, if the Planning Proposal progresses to a Gateway determination, Council staff will seek clarification from SINSW regarding their future plans on how the ALN Precinct will be serviced to ensure adequate public school infrastructure provisions are provided for the Precinct. Council will then receive a Post-exhibition Report for a final decision on the Proposal including any possible amendments resulting from the consultation process.

FINANCIAL IMPLICATIONS

There are no financial implications relating to the Report recommendations. A fee has been paid by the Proponent for the assessment and processing of this Planning Proposal request.

CONSIDERATIONS

Economic	Facilitates economic development.
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	Environmental Planning and Assessment Act 1979 State Environmental Planning Policy (Precinct – Western Parkland City) 2021
Risk	The risk is deemed to be very low. Landowners and the community will have a further opportunity to comment on the Planning Proposal if and after a Gateway determination in favour of the Proposal is issued. Further community feedback as well as requirements from DPHI will then be presented

	to Council at a second meeting, prior to the finalisation of the Planning Proposal. The risk is considered within Council's risk appetite.
--	--

ATTACHMENTS

1. Planning Proposal (Under separate cover)
2. SINSW correspondence dated 2 February 2018 (Under separate cover)
3. SINSW correspondence dated 11 April 2022 (Under separate cover)
4. Council Referral Letter to SINSW dated September 2022 (Under separate cover)
5. SINSW Submission - Planning for Growth in Austral (Under separate cover) - **Confidential**
6. Sydney Water Feasibility letter (Under separate cover)
7. LPP Determination Minutes (Under separate cover)
8. ASIC Extract (Under separate cover) - **Confidential**

COM 01

**Grants Donations and Community Sponsorship
Report**

Strategic Objective	Healthy, Inclusive, Engaging Promote a harmonious community that celebrates its diversity
File Ref	168442.2024
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 **\$30,600** from the Community Grant Program and Community Sponsorship Program.

RECOMMENDATION

That Council:

1. Endorses the funding recommendation of **\$19,300** (GST exclusive) under the **Community Grant Program** for the following projects:

Applicant	Project	Recommended
Liverpool Genealogy Society Inc	Improved resource storage	\$10,000
Sydney School of Entrepreneurship Limited	Invest In Yourself - Exploring Money and Self-Employment Program	\$9,300

2. Endorses the funding recommendation of **\$11,300** (GST exclusive) under the **Matching Grants Program** for the following project:

Applicant	Project	Recommended
Sumer Association for culture and Arts Inc	Sound of Terra 2024	\$11,300

REPORT

Community Grant Program

The Community Grant Program received one application which met the eligibility criteria and is recommended for funding as follows:

Applicant	Liverpool Genealogy Society Inc		
Project	Liverpool Regional Museum Storage Collection Upgrade		
Amount Requested	\$10,000	Total Project Cost	\$12,000
Location	Liverpool Regional Museum and Family History Centre, 462 Hume Highway, Cnr Congressional Dr, Liverpool NSW 2170	Date	July 2024
About the Applicant	Liverpool Genealogy Society Incorporated (LGSI) is a not-for-profit community organisation formed in 1989. The society is dedicated to preserving, promoting, and providing access to a wide range of family history resources. LGSI is located within the Liverpool Regional Family History Centre and works in partnership with Liverpool City Council to provide a first-class family history service. The members of the Liverpool Genealogy Society Inc. volunteer by aiding and encouraging all visitors to the Liverpool Regional Family History Centre.		
Description	Objectives: LGSI has an extensive resource collection which includes many local history texts as well as numerous volumes of local and regional cemetery records, early census information, journals from other societies, both Australian and		

	<p>International. A more efficient storage system is required to accommodate the collection, which includes many books that are out of print. Funding is requested for the purchase and installation of a Compactus storage system to ensure records are preserved for future generations to appreciate.</p> <p>Outcomes:</p> <ul style="list-style-type: none"> • Strengthen, promote, and preserve community connection to local heritage; and • Increase the number of residents engaged in Liverpool's History through an accessible records system.
Beneficiaries	<ul style="list-style-type: none"> • Liverpool residents and future generations of Liverpool, Historical research groups, and Liverpool Genealogy Society Inc.
Assessment	<p>Recommended for Funding - \$10,000</p> <p>The project aligns with the Community Strategic Plan <i>Objective 1 - Healthy, Inclusive, Engaging, and Objective 4 - Visionary, Leading, Responsible</i>, and meets the Matching Grants Program's funding priorities.</p> <p>Expected program outcomes 7.6.2 a) b) and e)</p>

Applicant	Sydney School of Entrepreneurship Limited		
Project	Invest In Yourself - Exploring Money and Self-Employment Program		
Amount Requested	\$9,300	Total Project Cost	\$9,300
Location	Liverpool LGA	Date	July 2024
About the Applicant	<p>Sydney School of Entrepreneurship (SSE) is a social enterprise that transforms lives of under-represented communities by partnering with government, industry, and community organisations to deliver tailored, culturally safe and sensitive, community-centred entrepreneurship education. SSE workshops around Australia help learners unlock their potential and build the skills and confidence they need for work and life in the 21st century, whilst delivering a lasting positive impact on people, places, and the planet. SSE is recognised in the broader community for programs that elevate the First Nations communities, Migrant and CALD communities, as well as Women and Young people between the ages of 12 and 24.</p>		
Description	<p>Objectives: Invest In Yourself is a two-day culturally safe, sensitive, and trauma-informed program that combines financial literacy with entrepreneurship. The program aims to help local female participants gain confidence and knowledge of money budgeting and management, uncover personal skills and strengths, and explore how to develop skills into a successful business.</p> <p>Outcomes:</p> <ul style="list-style-type: none"> • Address the financial vulnerability and lack of economic empowerment of women and girls in Liverpool area, especially those impacted by domestic violence. • Facilitate access to education, training, and employment opportunities; and • Improve opportunities for people to build confidence and develop their skills. 		
Beneficiaries	<ul style="list-style-type: none"> • Women and Girls from the Liverpool LGA (30 participants) • DV Support groups and family networks 		

Assessment	<p>Recommended for Funding - \$9,300</p> <p>The project aligns with the Community Strategic Plan <i>Objective 1 - Healthy, Inclusive, Engaging, and Objective 4 - Visionary, Leading, Responsible</i>, and meets the Matching Grants Program's funding priorities.</p> <p>Expected program outcomes 7.4.1 b) c) d) e) and f).</p>
-------------------	---

Matching Grants Program

The Matching Grant Program received one application which met the eligibility criteria and is recommended for funding as follows:

Applicant	Sumer Association for Culture and Arts Incorporated		
Project	Sound of Terra 2023		
Amount Requested	\$11,300	Total Project Cost	\$22,600
Location	Casula Powerhouse Arts Centre (CPAC)	Date	June 2024
About the Applicant	Sumer Association for Culture and Arts (SACA) is a well-established multicultural organisation that introduces and promotes the music and art of CALD communities to mainstream Australia. Over the years, SACA delivered a range of cultural activities including book fairs, cultural theatre and drama programs, and musical events. In recognition of Liverpool's rich multicultural community, this year SACA envisions to bring its annual renowned musical festival 'Sounds of Terra' to the Liverpool LGA.		
Description	<p>Objective</p> <p>The Sound of Terra 2024 is a multicultural music event showcasing collective community strength with musical performances from Aboriginal, Iraqi, Chinese, African, Moroccan, and Samoan communities. The Sound of Terra program aims to:</p> <ul style="list-style-type: none"> • Provide a platform for amateur bands to perform at a concert, build confidence and celebrate musical individuality. • Produce a playlist that is accessible post event showcasing the diversity of the performances beyond the single event; and • Deliver free professional workshops to amateur bands that develop skills and build their capacity to organise events. 		

	<p>Outcomes:</p> <ul style="list-style-type: none"> • Increased recognition and promotion of amateur bands strengthening a sense of belonging. • Increased community activity and participation of residents celebrating local events; and • Increased opportunities for community members to acquire or develop new skills and/or employment.
Beneficiaries	CALD Communities and Liverpool LGA residents.
Assessment	<p>Recommended for Funding - \$11,300</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></p> <p>Expected Matching Grant Program Outcomes 7.6.2 a), b), c), d), e), f) and g).</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 Grants Donations and Sponsorship Program has now been exhausted for the 2023-2024 financial year, with a new budget of \$477,000 to be allocated July 2024. Unspent funds of \$26,663 from the Sustainable Environment Grant Budget cannot be added to Council's General Reserve fund and are therefore not available for reallocation towards other programs.

COMMUNITY SPONSORSHIP			
Budget	Balance	<i>Recommended for funding in this report</i>	Remaining
\$100,000	-\$49,029	<i>Nil</i>	-\$49,029
COMMUNITY GRANTS			
Budget	Balance	<i>Recommended funding in this report</i>	Remaining
\$102,000	-\$39,254	<i>\$19,300</i>	-\$58,554
MATCHING GRANTS			
Budget	Balance	<i>Recommended funding in this report</i>	Remaining
\$200,000	\$119,282	<i>\$11,300</i>	\$107,982
SUSTAINABLE ENVIRONMENT GRANTS*			
Budget	Balance	<i>Recommended funding in this report</i>	Remaining
\$75,000	\$26,663	<i>Nil</i>	\$26,663
COMBINED FUNDING BALANCE			
Combined Budget	Combined Balance	<i>Total recommended funding in this report</i>	Remaining
\$477,000	\$56,662	<i>\$30,600</i>	\$26,062

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	Foster neighborhood pride and a sense of responsibility. Operate a well-developed governance system that demonstrates accountability, transparency, and ethical conduct.
Legislative	Local Government Act 1993, including sections 24 and 356. 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.
Risk	There is no risk associated with this report.

ATTACHMENTS

Nil

CORP 01**Privacy Management Plan**

Strategic Objective	Visionary, Leading, Responsible Demonstrate a high standard of transparency and accountability through a comprehensive governance framework
File Ref	043407.2024
Report By	David Galpin - General Counsel, Manager Governance Legal and Procurement
Approved By	Farooq Portelli - Director Corporate Support

EXECUTIVE SUMMARY

The report outlines the requirements of the Mandatory Notification of Data Breach Scheme (**MNDB Scheme**) established by the Privacy and Personal Information Protection Act 1998 (NSW) (**PPIP Act**) and how Council proposes to respond. Permission is sought to publicly exhibit changes to Council's Privacy Policy and a new Data Breach Policy.

RECOMMENDATION

That Council:

1. Agree that the proposed changes to Council's Privacy Policy be placed on public exhibition for a period of not less than 28 days.
2. Endorse the Data Breach Policy and agree that it be placed on public exhibition for a period of not less than 28 days.
3. Agree that Council's Chief Executive Officer or delegate may finalise the Privacy Policy and Data Breach Policy if no representations are received during public exhibition and to make non-significant amendments to the policies.
4. Require a further report to Council in relation to any representations received during public exhibition of the Privacy Policy and Data Breach Policy.
5. Note that Council's Data Breach Response Plan will be made by Council's Chief Executive Officer under delegated authority.

REPORT

The MNDB Scheme was created by amendments to the PPIP Act. The MNDB Scheme requires Council to notify affected individuals and the Privacy Commissioner when there has been an 'eligible data breach'. The following is a summary of the key requirements of the MNDB Scheme and the measures proposed to meet Council's obligations.

1. **Roles and responsibilities.** Council must establish clear roles and responsibilities for managing a data breach or suspected data breach. A Data Breach Response Plan has been prepared which gives oversight to Council's CEO, lead responsibility to the Head of Governance, and provides for a data breach response team to be established to deal with data breaches.
2. **Privacy Management Plan.** Council must have a plan which refers to its Data Breach Response Policy and must update the plan annually. Council's Privacy Policy is its privacy management plan for the purposes of the PPIP Act. The proposed amendments to the Privacy Policy cross-reference Council's new Data Breach Policy and provides for the data breach incident register that Council is now required to keep.
3. **Data Breach Policy.** Council must have a publicly available data breach policy that complies with the requirements of the PPIP Act. Council's CEO is responsible for making a Data Breach Policy setting out how Council will respond to a data breach. It should establish the roles and responsibilities of agency staff in relation to managing a breach and the steps the agency will follow if a breach occurs. Council's Data Breach Policy establishes Council's commitment to responding quickly to data breaches and minimising impacts on both Council and affected individuals. The Data Breach Policy is supported by a Data Breach Response Plan which provides the detailed procedure for dealing with data breaches, sets out roles and responsibilities and includes template documents to assist in responding to breaches.
4. **Incident register.** Council must establish and maintain an internal register of eligible data breaches. A register will be kept by Council's Head of Governance in accordance with the Data Breach Response Plan.
5. **Public notification register.** Council must maintain a public notification register of any notifications made to the Privacy Commissioner and affected individuals. The information recorded in the register must be publicly available for at least 12 months after the date of publication and include prescribed information. A page has been established on Council's website for publishing the requirement notifications.

The changes to Council's Privacy Policy have been tracked in the attached version. In addition to the changes outlined at 2 above, changes have been made to the Privacy Policy to address minor matters such as typographical errors and changes in role titles.

Council must regularly review its policies and procedures and update them to comply with its obligations under the MNDB Scheme. Further reports will be provided to Council and the Audit Risk and Improvement Committee to meet this obligation.

FINANCIAL IMPLICATIONS

There will be an annual staff cost of implementing the amended privacy policies, which is expected to be met from Council's budget for the current year and long-term financial plan, and is estimated at:

- \$22,000 of staff time from those involved in governance and management roles; and
- \$35,000 for all staff to undergo an hour of annual training each year in privacy requirements.

Council will likely benefit from expert, external advice on privacy matters. Such advice has an estimated cost annual cost of \$11,000, inclusive of GST, for which there is no current budget.

CONSIDERATIONS

Economic	Compliance with the MNDB Scheme promotes data security, which in turn supports delivery of Council's functions and strategic objectives.
Environment	Compliance with the MNDB Scheme promotes data security, which in turn supports delivery of Council's functions and strategic objectives.
Social	Compliance with the MNDB Scheme promotes data security, which in turn supports delivery of Council's functions and strategic objectives.
Civic Leadership	Encourage the community to engage in Council initiatives and actions. Deliver services that are customer focused. Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct.
Legislative	Privacy and Personal Information Protection Act 1998 (PPIP Act) Council is required by section 33 of the PPIP Act to have and implement a privacy management plan which provides for:

	<p>(a) devising policies and practices to ensure compliance by Council with the requirements of the PPIP Act or the Health Records and Information Privacy Act 2002, if applicable,</p> <p>(b) dissemination of those policies and practices within Council,</p> <p>(c) internal review procedures,</p> <p>(d) <i>compliance with the scheme for mandatory notification of data breaches</i>, and</p> <p>(e) other matters Council considers relevant to privacy and protection of personal information.</p> <p>Council's Privacy Policy is its privacy management plan for the purposes of section 33 of the PPIP Act.</p> <p>Part 6A of the PPIP Act establishes a scheme for the mandatory notification of eligible data breaches. An "eligible data breach" consists of:</p> <ul style="list-style-type: none"> unauthorised access to, or disclosure of, personal information held by Council, if a reasonable person would conclude that the access or disclosure would be likely to result in serious harm to an individual to whom the information relates, or loss of personal information that is likely to result in such unauthorised access or disclosure (PPIP Act, section 59D) <p>Key features of the scheme for mandatory notification of data breaches are:</p> <p>(1) Data Breach Policy: Council's general manager must prepare and publish a data breach policy (PPIP Act, section 59ZD),</p> <p>(2) Response to breaches: There is a duty on all staff to report suspected eligible data breaches internally and for Council's general manager to immediately make all reasonable efforts to contain the breach, expeditiously assess whether the breach is an eligible data breach, and make all reasonable efforts to mitigate its effect (PPIP Act, sections 59E and 59F),</p> <p>(3) Notification of breaches: Council's general manager must immediately notify eligible data breaches to the Privacy Commissioner (PPIP Act, section 59M), must take reasonable steps to notify the data subjects and affected individuals (PPIP Act, section 59N), and must publish details of the breach on its public notifications register (PPIP Act, section 59P).</p> <p>(4) Incident register: Council must maintain a register of eligible data breaches.</p>
Risk	<p>The risk is Medium. By implementing the requirements of the MNDB Scheme, Council is managing the risk of harm to individuals from</p>

	eligible data breaches and associated financial, reputational and delivery risks.
--	---

ATTACHMENTS

1. Draft Data Breach Policy June 2024 Council Report (Under separate cover)
2. Draft Privacy Policy June 2024 Council Report (Under separate cover)

CORP 02

Local Government Remuneration Tribunal 2023

Strategic Objective	Visionary, Leading, Responsible Demonstrate a high standard of transparency and accountability through a comprehensive governance framework
File Ref	178358.2024
Report By	David Day - Head of Governance
Approved By	Farooq Portelli - Director Corporate Support

EXECUTIVE SUMMARY

On 29 April 2024, the Local Government Remuneration Tribunal (the Tribunal) produced their Annual Report and Determination under sections 239 and 241 of the *Local Government Act 1993* (the **Annual Determination**).

It is recommended that Council notes this report and resolves to set the fees payable to the Mayor and Councillors within the limits as determined by the Local Government Remuneration Tribunal in the Annual Determination.

The tribunal has determined a 3.75 per cent increase in the minimum and maximum fees applicable for the 2024-25 financial year, commencing from 1 July 2024.

The Tribunal also considers the categorisation of each Council, and in 2023 undertook a review of the categorisation of each Council. Liverpool Council's status as "metropolitan large" remains unchanged for 2024/25. The rationale of how the Tribunal categorises each Council is contained within the Annual Determination.

RECOMMENDATION

That Council:

1. Receives and notes the Annual Determination;
2. Agrees to set the fees payable to the Mayor and Councillors for the period 1 July 2024 to 30 June 2025 to an amount equal to the maximum allowable under the Annual Determination as set out in the body of the report.

REPORT

Council is bound by the Local Government Act 1993 to pay an annual fee to all Councillors and an additional fee to the Mayor. Council may determine the amount of the annual fees and, if it sets an annual fee, must fix the fee in line with the Remuneration Tribunal's Annual Determination. If Council does not fix a fee, then the fee that is paid will be the minimum fee set by the Remuneration Tribunal.

Council's Civic Expenses and Facilities Policy provides in section 4.1 for the payment of annual fees to the Mayor and Councillors. The Policy indicates that Council will pay a fee in the range determined by the Remuneration Tribunal and that Council will determine on an annual basis the fee that is to be paid.

On 29 April 2024, the Local Government Remuneration Tribunal (the Tribunal) produced their *Annual Report and Determination* under sections 239 and 241 of the *Local Government Act 1993* (the Annual Determination). The Tribunal determines the categories by which each council is classified, and the minimum and maximum amounts of fees to be paid to mayors and councillors.

The Local Government Remuneration Tribunal has determined pursuant to section 239 of the Local Government Act 1993 that Liverpool City Council will be categorised as a "Metropolitan large Council" category along with nine (9) other Councils. The Tribunal has categorised "Metropolitan Large" councils as typically having a minimum residential population of 200,000 and may include features such as:

- total operating revenue exceeding \$200 million per annum;
- provision of significant regional services to greater Sydney including, major education, health, retail, sports and other recreation and cultural facilities;
- significant industrial, commercial and residential centres and development corridors; and
- high population growth.

Councils categorised as Metropolitan Large will have a sphere of economic influence and provide regional services considered to be greater than those of other metropolitan councils.

The Local Government Remuneration Tribunal has determined pursuant to section 241 of the Local Government Act 1993 the annual fees to be paid to Councillors and Mayors in a Metropolitan Large Council, be a minimum of \$20,500 and a maximum of \$33,810. An additional fee is to be paid to the Mayor at a minimum of \$43,530 and maximum of \$98,510. These fees represent a 3.75 per cent increase.

Table 1: Comparison between 2023/24 fee and proposed 2024/25 fee

	Existing Fee 2023/24	Proposed Fee 2024/25
Mayor	\$94,950	\$98,510
Councillor	\$32,590	\$33,810

In recognition of the workload and time commitments required by the Mayor and Councillors (and noting that almost all metropolitan councils have adopted the tribunal maximum), it is recommended that Council set the fees payable to the Mayor and Councillors for the period 1 July 2024 to 30 June 2025 to the maximum allowable within the above limits.

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	The fees to be paid have been included in the 2024-2025 budget
Environment	There are no environmental and sustainability considerations.
Social	There are no social and cultural considerations.
Civic Leadership	Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct.
Legislative	<p>Local Government Act 1993 (LG Act)</p> <p>Council must pay each Councillor an annual fee in accordance with section 248 of the Local Government Act. The Act provides that:</p> <ul style="list-style-type: none"> the annual fee must be the same for each Councillor (subsection 248(3)); if Council fixes an annual fee, it must fix the annual fee in accordance with the appropriate determination of the Remuneration Tribunal (subsection 248(2)); if Council does not fix an annual fee then it must pay the appropriate minimum fee determined by the Remuneration Tribunal (subsection 248(4)). <p>Council must pay the Mayor an annual fee in accordance with section 249 of the Local Government Act. The Act provides that:</p>

	<ul style="list-style-type: none"> the annual fee is in addition to the fee paid to the mayor as a Councillor (subsection 249(2)); if Council fixes an annual fee, it must fix the annual fee in accordance with the appropriate determination of the Remuneration Tribunal (subsection 249(3)); if Council does not fix an annual fee then it must pay the appropriate minimum fee determined by the Remuneration Tribunal (subsection 248(4)). <p>Council must pay the Deputy Mayor a fee determined by Council for such time as the Deputy Mayor acts in the office of the Mayor (Local Government Act 1993, subsection 249(5)). The amount of the fee must be deducted from the Mayor's annual fee.</p>
Risk	There is no risk associated with this report.

ATTACHMENTS

1. Circular 2024-25 Determination of the Local Government Remuneration Tribunal (Under separate cover)
2. Local Government Remuneration Tribunal 2024 Annual Determination dated 29 April 2024 (Under separate cover)

CORP 03

Investment Report May 2024

Strategic Objective	Visionary, Leading, Responsible Ensure Council is accountable and financially sustainable through the strategic management of assets and resources
File Ref	187525.2024
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 31 May 2024. Key highlights include:

- Council held investments with a market value of \$368 million.
- The Reserve Bank of Australia (RBA)'s official cash rate remains at 4.35 per cent.
- The portfolio yield (for the year to May 2024) was 15 basis points below the benchmark (AusBond Bank Bill Index)

	AusBond Bank Bill Index (ABBI)
Benchmark	4.32%
Portfolio yield	4.18%
Performance below benchmark	-0.15%

- 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 \$7.12 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 \$375 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 10.5 per cent of its portfolio in ADIs rated BBB and below.

RECOMMENDATION

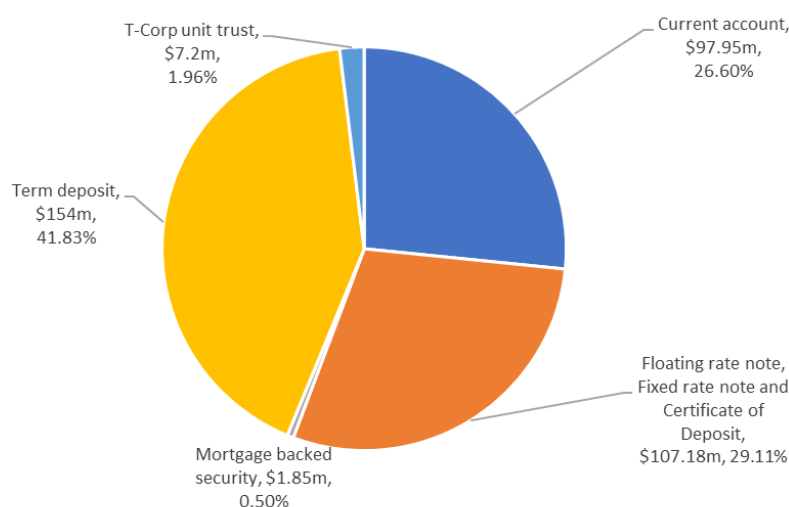
That the Council receives and notes this report.

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 31 May 2024, Council held investments with a market value of \$368 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	May-24	Apr-24	Jun-23
Senior debts (FRNs ,TCDs & FRBs)*	98.78%	98.63%	98.25%
MBS (Reverse mortgage-backed securities)	83.11%	83.16%	82.02%
T-Corp unit trusts	117.63%	116.10%	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 10.5 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 \$375 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	97,948,952	26.60%			
Term deposits < 1 year	82,000,000	22.27%			
T-Corp unit trust	7,204,969	1.96%			
Tradeable securities	107,181,435	29.11%			
Portfolio % < 1 year (Short term liquidity)	294,335,356	79.94%	30%	100%	Yes
Term deposit > 1 year < 3 years	72,000,000	19.56%	0%	70%	Yes
Grand fathered securities	1,846,007	0.50%	N/A	N/A	Yes
Portfolio % (Medium term liquidity)	73,846,007	20.06%			Yes
Total portfolio	368,181,363	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	17,637,541	4.79%	15%	Yes
ANZ Banking Group Ltd	AA-	23,758,528	6.45%	35%	Yes
Bendigo & Adelaide Bank Ltd	BBB+	4,406,684	1.20%	15%	Yes
Bank Australia	BBB	1,359,037	0.37%	15%	Yes
Bank of Queensland Ltd	BBB+	15,448,584	4.20%	15%	Yes
Citibank Australia Ltd	A+	1,001,191	0.27%	25%	Yes
Commonwealth Bank of Australia Ltd	AA-	116,495,665	31.64%	35%	Yes
Emerald Reverse Mortgage Trust (Class A)	Unrated	667,091	0.18%	5%	Yes
Emerald Reverse Mortgage Trust (Class C)	Unrated	1,178,917	0.32%	5%	Yes
Great Southern Bank	BBB	5,502,063	1.49%	15%	Yes
G&C Mutual Bank	BBB	3,000,000	0.81%	15%	Yes
HSBC Sydney Branch	AA-	5,005,090	1.36%	35%	Yes
ING Bank	A	40,660,596	11.04%	25%	Yes
Macquarie Bank	A+	12,049,228	3.27%	25%	Yes
Mizuho Bank	A	3,511,193	0.95%	25%	Yes
National Australia Bank Ltd	AA-	37,777,894	10.26%	35%	Yes
Newcastle Greater Mutual Group Ltd	BBB	609,505	0.17%	15%	Yes
Northern Territory Treasury	AA-	15,000,000	4.07%	35%	Yes
NSW Treasury Corporation	Unrated	7,204,969	1.96%	5%	Yes
Rabobank Australia Ltd	A+	18,227,420	4.95%	25%	Yes
RACQ Bank	BBB+	1,506,494	0.41%	15%	Yes
Sumitomo Mitsui Banking	A	9,030,769	2.45%	25%	Yes
Suncorp Bank	A+	11,725,841	3.18%	25%	Yes
UBS AG	A+	4,417,065	1.20%	25%	Yes
Westpac Banking Corporation Ltd	AA-	11,000,000	2.99%	35%	Yes
Portfolio Total		368,181,363	100.00%		

Credit rating policy limit compliance

Credit rating	Market value	% Portfolio	Maximum policy limit	Complies to Investment policy "Yes/No"
AAA Category	1,655,624	0.45%	100%	Yes
AA Category	209,037,177	56.78%	100%	Yes
A Category	118,822,947	32.27%	60%	Yes
BBB+ Category	29,614,639	8.04%	45%	Yes
Unrated	9,050,976	2.46%	10%	Yes
Total Portfolio	368,181,363	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

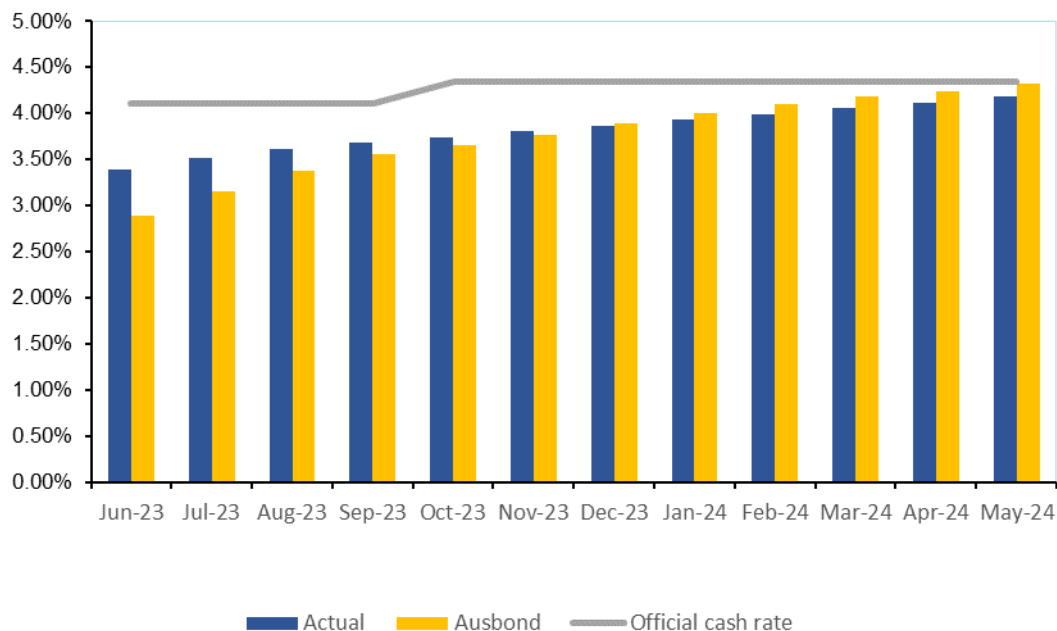
Portfolio performance against relevant market benchmark

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 May 2024 was below the ABBI index by 15 basis points (portfolio yield: 4.18%; ABBI: 4.32%).

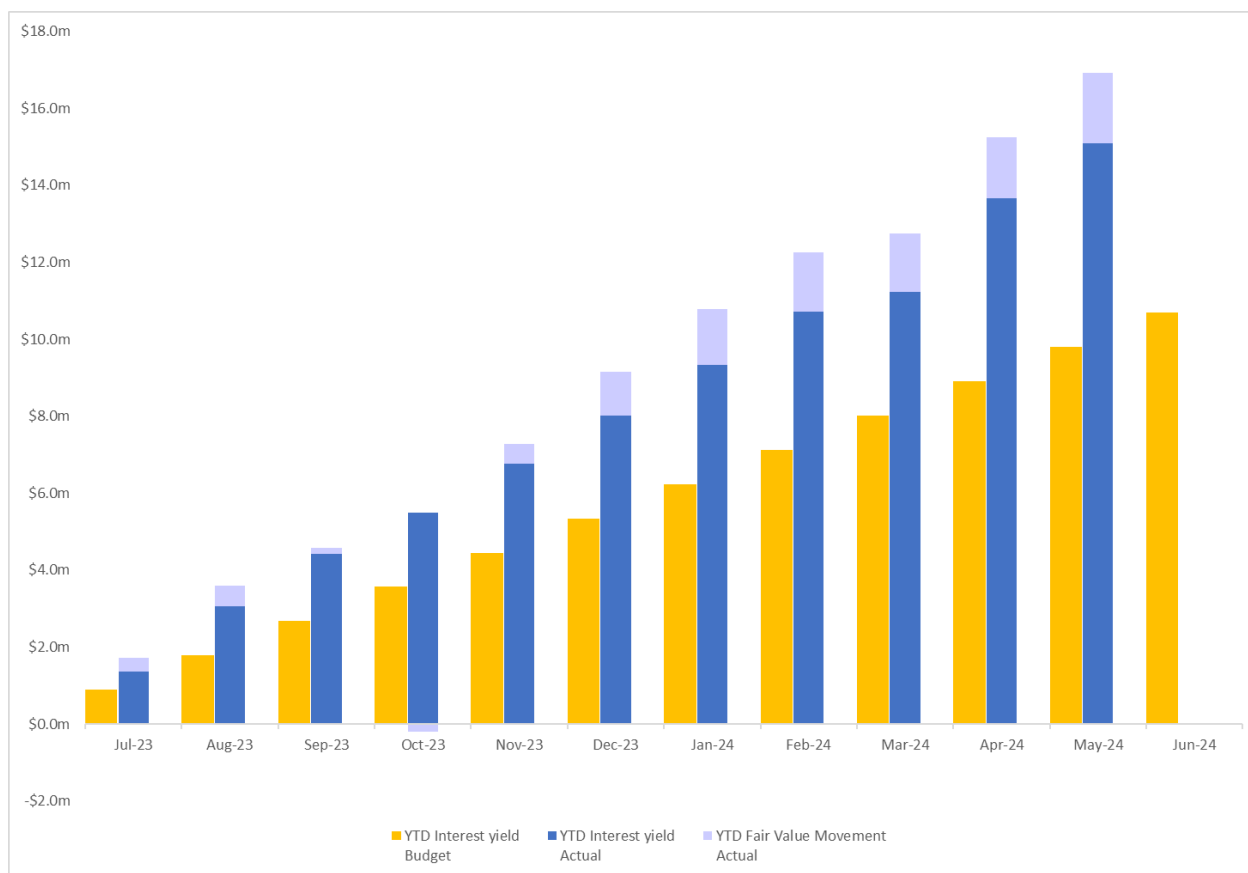
Comparative yields for the previous months are charted below:



Performance of portfolio returns against budget

Year-to-date, Council's investment income was \$7.12 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	\$9.79m	\$15.08m	\$5.29m
Fair value market movement	\$0.00m	\$1.83m	\$1.83m
Total	\$9.79m	\$16.91m	\$7.12m



Economic outlook – Reserve Bank of Australia

The Reserve Bank of Australia has remained the official cash rate to 4.35 per cent in its meeting on 7 May 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 \$7.12 million higher than the original budget at 31 May 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 May 2024



Portfolio Valuation As At 31 May 2024

Fixed Interest Security	Maturity Date	Rating	Current	Market Value	Total	Yield
Current Account						
CBA Business Saver		AA-	75,624,738.98	75,624,738.98	20.54%	4.35%
CBA General Account		AA-	4,655,579.82	4,655,579.82	1.26%	0.00%
AMP Business Saver		BBB	2,069,043.00	2,069,043.00	0.56%	3.30%
AMP Notice Account		BBB	15,568,497.83	15,568,497.83	4.23%	5.20%
Macquarie Bank Accelerator Account		A+	29,487.73	29,487.73	0.01%	3.91%
Macquarie Bank Account		A+	1,604.89	1,604.89	0.00%	3.91%
			97,948,952.25	97,948,952.25	26.60%	
Fixed Rate Bond						
Commonwealth Bank	14/01/2027	AA-	5,000,000.00	4,694,070.00	1.27%	2.40%
Bank of Queensland	29/10/2025	BBB+	4,000,000.00	3,928,760.00	1.07%	4.00%
Bank of Queensland	27/10/2026	BBB+	4,750,000.00	4,401,554.25	1.20%	2.10%
Bendigo & Adelaide Bank	17/03/2025	BBB+	2,750,000.00	2,704,608.50	0.73%	3.00%
UBS AG	26/02/2026	A+	2,550,000.00	2,381,842.80	0.65%	1.10%
ING Direct	19/08/2026	A	1,800,000.00	1,655,623.80	0.45%	1.10%
Macquarie Bank	14/09/2026	A+	4,200,000.00	4,196,782.80	1.14%	4.95%
NAB	25/02/2027	AA-	4,500,000.00	4,268,461.50	1.16%	2.90%
Suncorp	25/01/2027	A+	4,500,000.00	4,219,375.50	1.15%	2.50%
			34,050,000.00	32,451,079.15	8.81%	
Floating Rate Note						
ANZ Bank	16/01/2025	AA-	3,000,000.00	3,006,879.00	0.82%	5.12%
ANZ Bank	31/03/2028	AA-	2,500,000.00	2,524,777.50	0.69%	5.40%
ANZ Bank	11/09/2028	AA-	4,200,000.00	4,221,638.40	1.15%	5.28%
ANZ Bank	05/02/2029	AA-	1,000,000.00	1,005,233.00	0.27%	5.37%
Bank Australia	21/02/2028	BBB	1,350,000.00	1,359,036.90	0.37%	6.04%
Bank of Queensland	30/04/2029	A-	4,100,000.00	4,118,269.60	1.12%	5.69%
Bendigo and Adelaide	14/05/2027	A-	1,700,000.00	1,702,075.70	0.46%	5.37%
Citibank, N.A.	14/11/2024	A+	1,000,000.00	1,001,191.00	0.27%	5.25%
Commonwealth Bank	17/08/2028	AA-	3,500,000.00	3,521,276.50	0.96%	5.30%
Credit Union Australia	24/10/2024	BBB	2,500,000.00	2,502,062.50	0.68%	5.49%
HSBC	27/09/2024	AA-	3,000,000.00	3,003,054.00	0.82%	5.17%
HSBC	27/09/2024	AA-	2,000,000.00	2,002,036.00	0.54%	5.17%
ING Bank	22/03/2027	A+	2,000,000.00	2,004,972.00	0.54%	5.30%
Macquarie Bank	12/02/2025	A+	3,000,000.00	3,007,332.00	0.82%	5.21%
Macquarie Bank	14/09/2026	A+	4,800,000.00	4,814,020.80	1.31%	5.19%
Mizuho Bank	18/01/2027	A	3,500,000.00	3,511,193.00	0.95%	5.24%
NAB	22/03/2029	AA-	3,500,000.00	3,509,432.50	0.95%	5.25%
Newcastle Greater Mutual Group Ltd	14/02/2029	BBB	600,000.00	609,505.20	0.17%	6.22%
Rabobank Australia Branch	27/01/2027	A+	2,700,000.00	2,699,052.30	0.73%	5.14%
Rabobank Australia Branch	19/01/2028	A+	1,500,000.00	1,516,338.00	0.41%	5.54%
Rabobank Australia Branch	26/02/2029	A	3,000,000.00	3,012,030.00	0.82%	5.37%
RACQ Bank	24/02/2026	BBB+	1,500,000.00	1,506,493.50	0.41%	5.84%
Suncorp	30/07/2024	A+	3,000,000.00	3,000,999.00	0.82%	5.19%
Suncorp	30/07/2024	A+	2,000,000.00	2,000,666.00	0.54%	5.19%
Suncorp	19/03/2029	A+	2,500,000.00	2,504,800.00	0.68%	5.33%

Sumitomo Mitsui Banking	23/10/2026	A	5,000,000.00	5,023,165.00	1.36%	5.27%
Sumitomo Mitsui Banking	20/01/2027	A	4,000,000.00	4,007,604.00	1.09%	5.15%
UBS AG	24/11/2028	A+	2,000,000.00	2,035,222.00	0.55%	5.79%
			74,450,000.00	74,730,355.40	20.30%	

Mortgage Backed Security

EmeraldMBS2006-1A	21/08/2051	Unrated	721,171.27	667,090.64	0.18%	4.79%
EmeraldMBS2006-1C	21/08/2056	Unrated	1,000,000.00	804,110.00	0.22%	5.54%
EmeraldMBS2007-1C	23/07/2057	Unrated	500,000.00	374,806.50	0.10%	5.32%
			2,221,171.27	1,846,007.14	0.50%	

Term Deposit

ANZ	01/07/2024	AA-	5,000,000.00	5,000,000.00	1.36%	5.13%
ANZ	30/07/2024	AA-	5,000,000.00	5,000,000.00	1.36%	5.15%
ANZ	26/10/2026	AA-	3,000,000.00	3,000,000.00	0.81%	5.35%
Bank of Queensland	30/09/2024	BBB+	3,000,000.00	3,000,000.00	0.81%	5.10%
Commonwealth Bank	15/08/2024	AA-	3,000,000.00	3,000,000.00	0.81%	5.57%
Commonwealth Bank	12/12/2024	AA-	10,000,000.00	10,000,000.00	2.72%	4.63%
Commonwealth Bank	13/01/2025	AA-	5,000,000.00	5,000,000.00	1.36%	4.63%
Commonwealth Bank	27/11/2025	AA-	10,000,000.00	10,000,000.00	2.72%	4.60%
ING Bank	15/01/2025	A	5,000,000.00	5,000,000.00	1.36%	5.26%
ING Bank	18/02/2025	A	5,000,000.00	5,000,000.00	1.36%	5.18%
ING Bank	05/08/2025	A	3,000,000.00	3,000,000.00	0.81%	5.30%
ING Bank	01/09/2025	A	3,000,000.00	3,000,000.00	0.81%	5.37%
ING Bank	24/09/2025	A	5,000,000.00	5,000,000.00	1.36%	5.20%
ING Bank	15/01/2026	A	5,000,000.00	5,000,000.00	1.36%	5.04%
ING Bank	25/09/2026	A	5,000,000.00	5,000,000.00	1.36%	5.15%
ING Bank	10/10/2028	A	3,000,000.00	3,000,000.00	0.81%	5.30%
ING Bank	20/11/2028	A	3,000,000.00	3,000,000.00	0.81%	5.40%
G & C Mutual Bank	17/09/2025	BBB	3,000,000.00	3,000,000.00	0.81%	5.20%
Great Southern Bank	29/07/2024	BBB	3,000,000.00	3,000,000.00	0.81%	5.24%
NAB	25/06/2024	AA-	5,000,000.00	5,000,000.00	1.36%	5.20%
NAB	19/08/2024	AA-	5,000,000.00	5,000,000.00	1.36%	5.17%
NAB	28/08/2024	AA-	5,000,000.00	5,000,000.00	1.36%	5.16%
NAB	13/09/2024	AA-	5,000,000.00	5,000,000.00	1.36%	1.10%
NAB	30/09/2024	AA-	5,000,000.00	5,000,000.00	1.36%	5.14%
NAB	08/09/2025	AA-	5,000,000.00	5,000,000.00	1.36%	0.82%
Northern Territory Treasury	16/12/2024	AA-	5,000,000.00	5,000,000.00	1.36%	1.00%
Northern Territory Treasury	15/12/2025	AA-	5,000,000.00	5,000,000.00	1.36%	1.20%
Northern Territory Treasury	15/12/2026	AA-	5,000,000.00	5,000,000.00	1.36%	1.50%
Rabobank Australia Limited	29/05/2025	A	5,000,000.00	5,000,000.00	1.36%	5.33%
Rabobank Australia Limited	18/02/2028	A	3,000,000.00	3,000,000.00	0.81%	5.06%
Rabobank Australia Limited	20/02/2029	A	3,000,000.00	3,000,000.00	0.81%	5.19%
Westpac	28/10/2024	AA-	3,000,000.00	3,000,000.00	0.81%	5.42%
Westpac	28/02/2025	AA-	5,000,000.00	5,000,000.00	1.36%	5.16%
Westpac	27/10/2025	AA-	3,000,000.00	3,000,000.00	0.81%	5.37%
			154,000,000.00	154,000,000.00	41.83%	
Total			362,670,123.52	360,976,393.94	98.04%	

T-Corp

NSWTC IM Long Term Growth Fund	Unrated	6,125,337.88	7,204,969.28	1.96%	
		6,125,337.88	7,204,969.28	1.96%	
Total		362,670,123.52	360,976,393.94	98.04%	
Portfolio Total		368,795,461.40	368,181,363.22	100.00%	

CEBP 01

Audit, Risk and Improvement Committee Charter

Strategic Objective	Visionary, Leading, Responsible Demonstrate a high standard of transparency and accountability through a comprehensive governance framework
File Ref	189259.2024
Report By	George Hampouris - Head of Audit, Risk and Improvement
Approved By	Michelle Mcilvenny - Director Customer & Business Performance

EXECUTIVE SUMMARY

The Audit Risk and Improvement Committee (ARIC) Charter (referred to by the Office of Local Government (OLG) as the ARIC Terms of Reference) has been revised to ensure Council is fully compliant with the *Local Government (General) Amendment (Audit, Risk and Improvement Committees) Regulation 2023* (Regulation) which comes into effect 1 July 2024. The revised Charter (Att-1) is based on the model template issued by the OLG.

The primary change to the Charter is the revision to Council's ARIC membership to bring it in line with the new requirements. The Regulation S216(C) stipulates that if a Council wants to have a Councillor representative on its ARIC, then this can only be one "non-voting member" Councillor. The other voting membership on the ARIC remains unchanged.

Based on the revised Charter, each new Council has the opportunity to decide if it wants a "non-voting" Councillor included in the ARIC membership. If Council resolves to do so, they then need to nominate a Councillor "non-voting member" to be part of the ARIC Committee. This would normally be done when Council appoints the Councillor representatives to Committees and affiliated bodies, which is considered by Council annually in September or October.

To meet the new requirements however, Council needs to decide on a "non-voting" member to be part of the ARIC now, until the annual process occurs later this year. This will be for the July meeting, as the next ARIC meeting is scheduled for October.

Given that this was an opportunity to review the ARIC Charter, some other administrative changes and enhancements were made which can be seen in tracked changes within Att-2.

RECOMMENDATION

That Council;

1. Adopts the Audit, Risk and Improvement Committee Charter;
2. Determines whether a “non-voting” Councillor member be included on the ARIC membership; and
3. If Council chooses to do so, Council to nominate a Councillor representative as a “non-voting member”.

REPORT

The objective of the Audit, Risk and Improvement Committee is to provide independent assistance to Liverpool City Council by monitoring, reviewing and providing advice about the organisation’s governance processes, risk management and control frameworks.

For consistency with Council’s naming conventions, even through the OLG refer to it as an ARIC Terms of Reference, Council has referred to it as “ARIC Charter”.

The Liverpool Council Audit Risk and Improvement Committee Charter was developed in line with the model template provided by the OLG and consistent with the duties and functions of ARIC as per the OLG Guidelines for Risk Management and Internal Audit for Local Government in NSW.

The model ToR and the guidelines are made available by OLG on their website.

<https://www.olg.nsw.gov.au/councils/governance/risk-management-audit-and-internal-controls/risk-management-and-internal-audit-framework-for-local-councils-in-nsw/>

Council resolved in November 2023 that it wanted to retain the Councillor membership (being a Councillor and a Deputy Mayor) on the ARIC Committee. Council could choose to do so as the new Regulations at the time had not come into effect. This Charter now makes the necessary amendments to ensure Council is fully compliant to the new Regulations.

Through the Charter, all Councillors will still have an open invite to attend the ARIC meetings as observers.

The updated Charter has been circulated to the ARIC independent members for their feedback. Minor administrative changes and enhancements to the attached were proposed by the ARIC and accepted by staff. These suggestions and other amendments have been tracked for the visibility of Council.

CONSIDERATIONS

Economic	There are no economic and financial considerations. The report proposes maintaining the current amount of independent Committee members with no change to the fee structure. As such there is no budget impact.
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) Amendment (Audit, Risk and Improvement Committees) Regulation 2023- Schedule 1 Div 6A S216K
Risk	Low

ATTACHMENTS

1. Charter (Terms of Reference) - Liverpool City Council Audit risk and improvement committee
2. Charter- changes tracked



**CHARTER (TERMS OF REFERENCE)
LIVERPOOL CITY COUNCIL AUDIT, RISK AND
IMPROVEMENT ARIC COMMITTEE**

Adopted: TBC



CHARTER (TERMS OF REFERENCE) - LIVERPOOL CITY COUNCIL AUDIT, RISK AND IMPROVEMENT ARIC COMMITTEE

DIRECTORATE: Customer and Business Performance

BUSINESS UNIT: Audit Risk & Improvement

Liverpool City Council (LCC) has established an Audit, Risk and Improvement ARIC committee (ARIC committee) in compliance with section 428A of the *Local Government Act 1993*, section (TBC) of the *Local Government (General) Regulation 2021* and the Departmental Chief Executive's Guidelines for risk management and internal audit for local government in NSW. This Charter sets out the ARIC committee's objectives, authority, composition and tenure, roles and responsibilities, reporting and administrative arrangements.

1. OBJECTIVE

The objective of LCC's ARIC committee is to provide advice to Council by monitoring, reviewing and providing advice about LCC's governance processes, compliance, risk management and control frameworks, external accountability obligations and overall performance.

2. INDEPENDENCE

The ARIC committee is to be majority independent to ensure it has no real or perceived bias or conflicts of interest that may interfere with its ability to act independently and to provide LCC with robust, objective and unbiased advice.

The ARIC committee is to have an advisory role only and is to exercise no administrative functions, delegated financial responsibilities or any management functions of LCC. The ARIC committee will provide independent advice to Council that is informed by LCC's internal audit and risk management activities and information, and advice provided by staff, relevant external bodies and subject matter experts.

The ARIC committee must always ensure it maintains a direct reporting line to and from LCC's internal audit function and act as a mechanism for internal audit to report to Council and the Chief Executive Officer on matters affecting the performance of the internal audit function.

3. AUTHORITY

Council authorises the ARIC committee, for the purposes of exercising its responsibilities, to:

- access any information it needs from Council.
- use any LCC resources it needs
- have direct and unrestricted access to the Chief Executive Officer and senior management of LCC
- seek the Chief Executive Officer's permission to meet with any other LCC staff member or contractor.
- discuss any matters with the external auditor or other external parties.
- request the attendance of any employee at ARIC committee meetings, and
- obtain external legal or other professional advice in line with LCC's procurement policies.

Information and documents pertaining to the ARIC committee are confidential and are not to be made publicly available. The ARIC committee may only release LCC information to external parties that are assisting the ARIC committee to fulfil its responsibilities with the approval of the Chief Executive Officer, except where it is being provided to an external investigative or oversight agency for the purpose of informing that agency of a matter that may warrant its attention.

4. COMPOSITION AND TENURE

The ARIC committee consists of an independent chair and two independent members, who are appointed by the Council.

In addition, each term Council will determine whether a non-voting Councillor should be included to its ARIC membership. If Council resolves to do so, the nominated Council member will be elected by Council to the ARIC Committee for a period of 12-months as part of the "Appointment of Committees and affiliated bodies" item which is considered by Council annually in September or October.

All independent ARIC committee members must meet the independence and eligibility criteria prescribed in the *Guidelines for risk management and internal audit for local government in NSW*.

Independent members will be appointed for up to a four-year term. Members can be reappointed for one further term, but the total period of continuous membership cannot exceed eight years. This includes any term as chair of the ARIC committee. Members who have served an eight-year term (either as a member or as chair) must have a two-year break from serving on the ARIC committee before being appointed

again. To preserve the ARIC committee's knowledge of LCC, ideally, no more than one member should retire from the ARIC committee because of rotation in any one year.

The terms and conditions of each independent member's appointment to the ARIC committee are to be set out in a letter of appointment. New members will be thoroughly inducted to their role and receive relevant information and briefings on their appointment to assist them to meet their responsibilities.

Prior to approving the reappointment or extension of the Chair's or an independent member's term, Council is to undertake an assessment of the Chair's or ARIC committee member's performance. Reappointment of the Chair or an ARIC committee member is also to be subject to that person still meeting the independence and eligibility requirements.

Independent members of the ARIC committee must possess and maintain a broad range of skills, knowledge and experience relevant to the operations, governance and financial management of LCC, the environment in which LCC operates, and the contribution that the ARIC committee makes to the LCC. At least one member of the ARIC committee must have accounting or related financial management experience with an understanding of accounting and auditing standards in a local government environment. All members should have sufficient understanding of LCC's financial reporting responsibilities to be able to contribute to the ARIC committee's consideration of LCC's annual financial statements.

5. ROLE

As required under section 428A of the *Local Government Act 1993* (the Act), the role of the ARIC committee is to review and provide independent advice to Council regarding the following aspects of the LCC's operations:

- compliance
- risk management
- fraud control
- financial management
- governance
- implementation of the strategic plan, delivery program and strategies
- service reviews
- collection of performance measurement data by LCC, and
- internal audit.

The ARIC committee must also provide information to Council for the purpose of improving Council's performance of its functions.

The ARIC committee's specific audit, risk and improvement responsibilities under section 428A of the Act are outlined in Schedule 1 to this charter.

The ARIC committee will act as a forum for consideration of LCC's internal audit function and oversee its planning, monitoring and reporting to ensure it operates effectively.

The ARIC committee has no power to direct external audit or the way it is planned and undertaken but will act as a forum for the consideration of external audit findings.

The ARIC committee is directly responsible and accountable to Council for the exercise of its responsibilities. In carrying out its responsibilities, the ARIC committee must at all times recognise that primary responsibility for management of the LCC rests with Council and the Chief Executive Officer.

The responsibilities of the ARIC committee may be revised or expanded in consultation with, or as requested by, Council from time to time.

6. RESPONSIBILITIES OF MEMBERS

Independent members

The chair and members of the ARIC committee are expected to understand and observe the requirements of the *Guidelines for risk management and internal audit for local government in NSW*. Members are also expected to:

- make themselves available as required to attend and participate in meetings
- contribute the time needed to review and understand information provided to it
- apply good analytical skills, objectivity and judgement
- act in the best interests of LCC
- have the personal courage to raise and deal with tough issues, express opinions frankly, ask questions that go to the fundamental core of the issue and pursue independent lines of inquiry
- maintain effective working relationships with LCC
- have strong leadership qualities (chair)
- lead effective ARIC committee meetings (chair), and
- oversee LCC's internal audit function (chair).

Councillor membership (non-voting member)

Note that this part is only applicable if Council resolves to include a Councillor to the ARIC membership as a non-voting member (refer to Part 4 of the Charter);

The role of the non-voting Councillor member is to:

- relay to the ARIC committee any concerns they may have regarding LCC and issues being considered by the ARIC committee
- provide insights into local issues and the strategic priorities of LCC that would add value to the ARIC committee's consideration of agenda items

- advise Council (as necessary) of the work of the ARIC committee and any issues arising from it, and
- assist Council to review the performance of the ARIC committee.

Issues or information the non-voting Councillor member raises or provides to the ARIC committee must relate to the matters listed in Schedule 1 and in line with issues being considered by the ARIC committee.

The non-voting Councillor member of the ARIC committee must conduct themselves in a non-partisan and professional manner. The non-voting Councillor member of the ARIC committee must not engage in any conduct that seeks to politicise the activities of the ARIC committee or the internal audit function or that could be seen to do so.

If the non-voting Councillor member of the ARIC committee engages in such conduct or in any other conduct that may bring the ARIC committee and its work into disrepute, the chair of the ARIC committee may recommend to Council, that the non-voting Councillor member be removed from membership of the ARIC committee.

Where Council does not resolve to support the ARIC committee chair's recommendation, reasons for its decision must be provided in writing to the chair.

Conduct

Independent ARIC committee members are required to comply with LCC's code of conduct.

Complaints alleging breaches of LCC's code of conduct by an independent ARIC committee member are to be dealt with in accordance with the *Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW*. The Chief Executive Officer must consult with Council before taking any disciplinary action against an independent ARIC committee member in response to a breach of LCC's code of conduct.

Conflicts of interest

Once a year, Independent ARIC committee members must provide written declarations to LCC stating that they do not have any conflicts of interest that would preclude them from being members of the ARIC committee. Independent ARIC committee members are 'designated persons' for the purposes of LCC's code of conduct and must also complete and submit returns of their interests.

ARIC committee members and observers must declare any pecuniary or non-pecuniary conflicts of interest they may have in a matter being considered at the meeting at the start of each meeting or as soon as they become aware of the conflict of interest. Where an ARIC committee member or observer declares a pecuniary or a significant non-pecuniary conflict of interest, they must remove themselves from deliberations on the issue. Details of conflicts of interest declared at meetings must be appropriately minuted.

7. WORK PLANS

The work of the ARIC committee is to be thoroughly planned and executed. The ARIC committee must develop a four-year strategic work plan to ensure that the matters listed in Schedule 1 are reviewed by the ARIC committee and considered by the internal audit function when developing their risk-based program of internal audits. The strategic work plan must be reviewed at least annually to ensure it remains appropriate.

The ARIC committee may, in consultation with Council, vary the strategic work plan at any time to address new or emerging risks. Council may also, by resolution, request the ARIC committee to approve a variation to the strategic work plan. Any decision to vary the strategic work plan must be made by the ARIC committee.

The ARIC committee must also develop an annual work plan to guide its work, and the work of the internal audit function over the forward year.

The ARIC committee may, in consultation with Council, vary the annual work plan to address new or emerging risks. Council may also, by resolution, request the ARIC committee to approve a variation to the annual work plan. Any decision to vary the annual work plan must be made by the ARIC committee.

When considering whether to vary the strategic or annual work plans, the ARIC committee must consider the impact of the variation on the internal audit function's existing workload and the completion of pre-existing priorities and activities identified under the work plan.

8. REPORTING

The ARIC committee must regularly report to LCC to ensure that it is kept informed of matters considered by the ARIC committee and any emerging issues that may influence the strategic direction of LCC or the achievement of LCC's goals and objectives.

The ARIC committee will provide an update to Council and the Chief Executive Officer of its activities and opinions after every ARIC committee meeting through the provision of the meeting minutes.

The ARIC committee will provide an annual assessment to Council and the Chief Executive Officer on the ARIC committee's work and its opinion on how LCC is performing.

The ARIC committee will provide a comprehensive assessment every council term of the matters listed in Schedule 1 to Council and the Chief Executive Officer.

The ARIC committee may at any time report to Council or the Chief Executive Officer on any other matter it deems of sufficient importance to warrant their attention. The

Mayor and the chair of the ARIC committee may also meet at any time to discuss issues relating to the work of the ARIC committee.

Should Council require additional information, a request for the information may be made to the chair by resolution. The chair is only required to provide the information requested by Council where the chair is satisfied that it is reasonably necessary for Council to receive the information for the purposes of performing its functions under the Local Government Act. Individual Councillors are not entitled to request or receive information from the ARIC committee.

9. ADMINISTRATIVE ARRANGEMENTS

Meetings

The ARIC committee will meet a minimum of 4 times per year. Dependant on timing and agenda volume an additional special meeting to review LCC's financial statements can be convened.

In addition, the ARIC committee can hold additional meetings when significant unexpected issues arise, or if the chair is asked to hold an additional meeting by an ARIC committee member, the Chief Executive Officer or Council.

ARIC committee meetings can be held in person, by telephone or videoconference (or a combination of all 3). Proxies are not permitted to form part of the membership compositions if an ARIC committee member cannot attend.

A quorum will consist of at least 2 independent voting members. Where the vote is tied, the chair has the casting vote. The meeting agenda will derive from the approved workplan and action items and other matters approved by the chair. A committee member, upon approval by the chair, can at any time request via the Head of Audit, Risk and Improvement that a matter be put on the upcoming agenda (contingent upon reasonable notice provided for the necessary information to be drafted and circulated).

Each ARIC committee meeting is to be minuted to preserve a record of the issues considered and the actions and decisions taken by the ARIC committee. Meetings can be recorded however this should be done for the purposes of minute taking. The recording should be destroyed upon the approval of those minutes.

Councillors are given an open invite to attend the meeting as observers.

The Chief Executive Officer and the Head of Audit, Risk and Improvement should attend ARIC committee meetings as non-voting observers. The Director Customer and Business Performance will service as a proxy to the Chief Executive Officer. The external auditor (or their representative) is to be invited to each ARIC committee meeting as an independent observer. The chair can request LCC's Chief Financial Officer and/or Directors, any Councillors, any employee/contractor of Council and any subject matter expert to attend ARIC committee meetings. Where requested to

attend a meeting, persons must attend the meeting where possible and provide any information requested. Observers have no voting rights and can be excluded from a meeting by the chair at any time.

The ARIC committee can hold closed meetings whenever it needs to discuss confidential or sensitive issues with only voting members of the ARIC committee present.

The ARIC committee must meet separately with the Head Audit Risk and Improvement and LCC's external auditor at least once each year.

Dispute resolution

Members of the ARIC committee and LCC's management should maintain an effective working relationship and seek to resolve any differences they may have in an amicable and professional way by discussion and negotiation.

In the event of a disagreement between the ARIC committee and the Chief Executive Officer or other senior staff, the dispute is to be resolved by Council.

Unresolved disputes regarding compliance with statutory or other requirements are to be referred to the Departmental Chief Executive in writing.

Secretariat

The Chief Executive Officer will nominate a staff member to provide secretariat support to the ARIC committee. The secretariat will ensure the agenda for each meeting and supporting papers are circulated after approval from the Chair at least 1 week before the meeting and ensure that minutes of meetings are prepared and maintained. Minutes will be circulated to the independent members of the ARIC committee for feedback before they are circulated to Council. The ARIC committee will formally endorse those minutes at the subsequent meeting.

Resignation and dismissal of members

Where the chair or an ARIC committee member is unable to complete their term or does not intend to seek reappointment after the expiry of their term, they should give 3 months' notice to the chair and Council prior to their resignation to allow LCC to ensure a smooth transition to a new chair or ARIC committee member.

Council can, by resolution, terminate the appointment of the chair or an independent ARIC committee member before the expiry of their term where that person has:

- breached Council's code of conduct
- performed unsatisfactorily or not to expectations
- declared, or is found to be in, a position of a conflict of interest which is unresolvable
- been declared bankrupt or found to be insolvent
- experienced an adverse change in business status

- been charged with a serious criminal offence
- been proven to be in serious breach of their obligations under any legislation, or
- experienced an adverse change in capacity or capability.

The position of a Councillor member on the ARIC committee can be terminated at any time by Council by resolution.

Review arrangements

At least once every council term, Council must review or arrange for an external review of the effectiveness of the ARIC committee.

This Charter must be reviewed annually by the ARIC committee and once each council term by Council. Any substantive changes are to be approved by Council.

10. FURTHER INFORMATION

For further information on LCC's ARIC committee, contact George Hampouris on hampourisg@liverpool.nsw.gov.au or by phone 8711 7776

Endorsed by the of the Audit, Risk and Improvement committee XX

Approved via a resolution of Council dated XX

Next review date: 2 years from Council approval date

Schedule 1 –ARIC committee responsibilities

Where appropriate, the matters listed below are the ARIC Committee responsibilities.

Audit**Internal audit**

- Provide overall strategic oversight of internal audit activities
- Act as a forum for communication between Council, Chief Executive Officer, senior management, the internal audit function and external audit
- Coordinate, as far as is practicable, the work programs of internal audit and other assurance and review functions
- Review and advise LCC:
 - on whether LCC is providing the resources necessary to successfully deliver the internal audit function
 - if LCC is complying with internal audit requirements, including conformance with the International Professional Practices Framework
 - if LCC's internal audit charter is appropriate and whether the internal audit policies and procedures and audit/risk methodologies used by LCC are suitable
 - of the strategic four-year work plan and annual work plan of internal audits to be undertaken by LCC's internal audit function
 - if LCC's internal audit activities are effective, including the performance of the head of the internal audit function and the internal audit function
 - of the findings and recommendations of internal audits conducted, and corrective actions needed to address issues raised
 - of the implementation by LCC of these corrective actions
 - on the appointment of the head of the internal audit function and external providers, and
 - if the internal audit function is structured appropriately and has sufficient skills and expertise to meet its responsibilities

External audit

- Act as a forum for communication between Council, Chief Executive Officer, senior management, the internal audit function and external audit
- Coordinate as far as is practicable, the work programs of internal audit and external audit
- Provide input and feedback on the financial statement and performance audit coverage proposed by external audit and provide feedback on the audit services provided
- Review all external plans and reports in respect of planned or completed audits and monitor council's implementation of audit recommendations

- Provide advice to Council and/or the Chief Executive Officer on action taken on significant issues raised in relevant external audit reports and better practice guides

Risk

Risk management

Review and advise LCC:

- if LCC's has in place a current and appropriate risk management framework that is consistent with the Australian risk management standard
- whether LCC is providing the resources necessary to successfully implement its risk management framework
- whether LCC's risk management framework is adequate and effective for identifying and managing the risks LCC faces, including those associated with individual projects, programs and other activities
- if risk management is integrated across all levels of LCC and across all processes, operations, services, decision-making, functions and reporting
- of the adequacy of risk reports and documentation, for example, LCC's risk register and risk profile
- whether a sound approach has been followed in developing risk management plans for major projects or undertakings
- whether appropriate policies and procedures are in place for the management and exercise of delegations
- if LCC has taken steps to embed a culture which is committed to ethical and lawful behaviour
- if there is a positive risk culture within LCC and strong leadership that supports effective risk management
- of the adequacy of staff training and induction in risk management
- how LCC's risk management approach impacts on LCC's insurance arrangements
- of the effectiveness of LCC's management of its assets, and
- of the effectiveness of business continuity arrangements, including business continuity plans, disaster recovery plans and the periodic testing of these plans.

Internal controls

Review and advise LCC:

- whether LCC's approach to maintaining an effective internal audit framework, including over external parties such as contractors and advisors, is sound and effective
- whether LCC has in place relevant policies and procedures and that these are periodically reviewed and updated
- whether appropriate policies and procedures are in place for the management and exercise of delegations

- whether staff are informed of their responsibilities and processes and procedures to implement controls are complied with
- if LCC's monitoring and review of controls is sufficient, and
- if internal and external audit recommendations to correct internal control weaknesses are implemented appropriately

Compliance

Review and advise LCC of the adequacy and effectiveness of LCC's compliance framework, including:

- if LCC has appropriately considered legal and compliance risks as part of LCC's risk management framework
- how LCC manages its compliance with applicable laws, regulations, policies, procedures, codes, and contractual arrangements, and
- whether appropriate processes are in place to assess compliance.

Fraud and corruption

Review and advise LCC of the adequacy and effectiveness of LCC's fraud and corruption prevention framework and activities, including whether LCC has appropriate processes and systems in place to capture and effectively investigate fraud-related information.

Financial management

Review and advise LCC:

- if LCC is complying with accounting standards and external accountability requirements
- of the appropriateness of LCC's accounting policies and disclosures
- of the implications for LCC of the findings of external audits and performance audits and LCC's responses and implementation of recommendations
- whether LCC's financial statement preparation procedures and timelines are sound
- the accuracy of LCC's annual financial statements prior to external audit, including:
 - management compliance/representations
 - significant accounting and reporting issues
 - the methods used by LCC to account for significant or unusual transactions and areas of significant estimates or judgements
 - appropriate management signoff on the statements
- if effective processes are in place to ensure financial information included in LCC's annual report is consistent with signed financial statements
- if LCC's financial management processes are adequate
- the adequacy of cash management policies and procedures
- if there are adequate controls over financial processes, for example:
 - appropriate authorisation and approval of payments and transactions

- adequate segregation of duties
- timely reconciliation of accounts and balances
- review of unusual and high value purchases
- if policies and procedures for management review and consideration of the financial position and performance of LCC are adequate
- if LCC's grants and tied funding policies and procedures are sound.

Governance

Review and advise LCC regarding its governance framework, including LCC's:

- decision-making processes
- implementation of governance policies and procedures
- reporting lines and accountability
- assignment of key roles and responsibilities
- ARIC committee structure
- management oversight responsibilities
- human resources and performance management activities
- reporting and communication activities
- information and communications technology (ICT) governance, and
- management and governance of the use of data, information and knowledge

Improvement

Strategic planning

Review and advise LCC:

- of the adequacy and effectiveness of LCC's integrated, planning and reporting (IP&R) processes
- if appropriate reporting and monitoring mechanisms are in place to measure progress against objectives, and
- whether LCC is successfully implementing and achieving its IP&R objectives and strategies.

Service reviews and business improvement

- Act as a forum for communication and monitoring of any audits conducted by external bodies and the implementation of corrective actions (for example, NSW government agencies, Commonwealth government agencies, insurance bodies)
- Review and advise LCC:
 - if LCC has robust systems to set objectives and goals to determine and deliver appropriate levels of service to the community and business performance
 - if appropriate reporting and monitoring mechanisms are in place to measure service delivery to the community and overall performance, and

- how LCC can improve its service delivery and LCC's performance of its business and functions generally
- with regards to LCC's service review program including the extent on how these inform measures to improve overall service effectiveness and efficiency.

Performance data and measurement

Review and advise LCC:

- if LCC has a robust system to determine appropriate performance indicators to measure the achievement of its strategic objectives
- if the performance indicators LCC uses are effective, and
- of the adequacy of performance data collection and reporting.



**CHARTER (TERMS OF REFERENCE)
LIVERPOOL CITY COUNCIL AUDIT, RISK AND
IMPROVEMENT ARIC COMMITTEE**

Adopted: ~~??TBC-June-22-November-2024~~³



CHARTER (TERMS OF REFERENCE) - LIVERPOOL CITY COUNCIL AUDIT, RISK AND IMPROVEMENT ARIC COMMITTEE

DIRECTORATE: Customer and Business Performance

BUSINESS UNIT: Audit Risk & Improvement

Liverpool City Council (LCC) has established an Audit, Risk and Improvement ARIC committee (ARIC committee) in compliance with section 428A of the *Local Government Act 1993*, section (TBC) of the *Local Government (General) Regulation 2021* and the Departmental Chief Executive's Guidelines for risk management and internal audit for local government in NSW. This Charter sets out the ARIC committee's objectives, authority, composition and tenure, roles and responsibilities, reporting and administrative arrangements.

1. OBJECTIVE

The objective of LCC's ARIC committee is to provide advice to Council by monitoring, reviewing and providing advice about LCC's governance processes, compliance, risk management and control frameworks, external accountability obligations and overall performance.

2. INDEPENDENCE

The ARIC committee is to be majority independent to ensure it has no real or perceived bias or conflicts of interest that may interfere with its ability to act independently and to provide LCC with robust, objective and unbiased advice.

The ARIC committee is to have an advisory role only and is to exercise no administrative functions, delegated financial responsibilities or any management functions of LCC. The ARIC committee will provide independent advice to Council that is informed by LCC's internal audit and risk management activities and information, and advice provided by staff, relevant external bodies and subject matter experts.

The ARIC committee must always ensure it maintains a direct reporting line to and from LCC's internal audit function and act as a mechanism for internal audit to report to Council and the Chief Executive Officer on matters affecting the performance of the internal audit function.

3. AUTHORITY

Council authorises the ARIC committee, for the purposes of exercising its responsibilities, to:

- access any information it needs from Council.
- use any LCC resources it needs
- have direct and unrestricted access to the Chief Executive Officer and senior management of LCC
- seek the Chief Executive Officer's permission to meet with any other LCC staff member or contractor.
- discuss any matters with the external auditor or other external parties.
- request the attendance of any employee at ARIC committee meetings, and
- obtain external legal or other professional advice in line with LCC's procurement policies.

Information and documents pertaining to the ARIC committee are confidential and are not to be made publicly available. The ARIC committee may only release LCC information to external parties that are assisting the ARIC committee to fulfil its responsibilities with the approval of the Chief Executive Officer, except where it is being provided to an external investigative or oversight agency for the purpose of informing that agency of a matter that may warrant its attention.

4. COMPOSITION AND TENURE

The ARIC committee consists of an independent chair, and two independent members, who are appointed by the Council.

In addition, each term Council will determine whether a non-voting Councillor should be included to its ARIC membership. If Council resolves to do so, the nominated Council member will be elected by Council to the ARIC Committee for a period of 12-months as part of the "Appointment of Committees and affiliated bodies" item which is considered by Council annually in September or October, and two councillors.

Council is to appoint the chair and members of the ARIC committee.

ARIC committee members are:

Andrew Mcleod	Independent chair
---------------	-------------------

Formatted: Font: (Default) Arial, 12 pt

Formatted: Font: (Default) Arial, 12 pt

Formatted: Font: (Default) Arial, 12 pt

Sheridan-Dudley	Independent member
Robert Lagaida	Independent member
To be determined via a resolution of Council annually <u>Subject to Council Councillor (subject to the determination of Council)</u>	Non-independent independent <u>(Councillor member (non-voting) member)</u>
To be determined via a resolution of Council annually	Deputy Mayor

All independent ARIC committee members must meet the independence and eligibility criteria prescribed in the *Guidelines for risk management and internal audit for local government in NSW*.

Independent members will be appointed for up to a four-year term. Members can be reappointed for one further term, but the total period of continuous membership cannot exceed eight years. This includes any term as chair of the ARIC committee. Members who have served an eight-year term (either as a member or as chair) must have a two-year break from serving on the ARIC committee before being appointed again. To preserve the ARIC committee's knowledge of LCC, ideally, no more than one member should retire from the ARIC committee because of rotation in any one year.

The terms and conditions of each independent member's appointment to the ARIC committee are to be set out in a letter of appointment. New members will be thoroughly inducted to their role and receive relevant information and briefings on their appointment to assist them to meet their responsibilities.

Prior to approving the reappointment or extension of the Chair's or an independent member's term, Council is to undertake an assessment of the Chair's or ARIC committee member's performance. Reappointment of the Chair or an ARIC committee member is also to be subject to that person still meeting the independence and eligibility requirements.

Independent members of the ARIC committee must possess and maintain a broad range of skills, knowledge and experience relevant to the operations, governance and financial management of LCC, the environment in which LCC operates, and the contribution that the ARIC committee makes to the LCC. At least one member of the ARIC committee must have accounting or related financial management experience with an understanding of accounting and auditing standards in a local government environment. All members should have sufficient understanding of LCC's financial reporting responsibilities to be able to contribute to the ARIC committee's consideration of LCC's annual financial statements.

5. ROLE

Formatted: Body copy, Left

As required under section 428A of the *Local Government Act 1993* (the Act), the role of the ARIC committee is to review and provide independent advice to Council regarding the following aspects of the LCC's operations:

- compliance
- risk management
- fraud control
- financial management
- governance
- implementation of the strategic plan, delivery program and strategies
- service reviews
- collection of performance measurement data by LCC, and
- internal audit.

The ARIC committee must also provide information to Council for the purpose of improving Council's performance of its functions.

The ARIC committee's specific audit, risk and improvement responsibilities under section 428A of the Act are outlined in Schedule 1 to this charter.

The ARIC committee will act as a forum for consideration of LCC's internal audit function and oversee its planning, monitoring and reporting to ensure it operates effectively.

The ARIC committee has no power to direct external audit or the way it is planned and undertaken but will act as a forum for the consideration of external audit findings.

The ARIC committee is directly responsible and accountable to Council for the exercise of its responsibilities. In carrying out its responsibilities, the ARIC committee must at all times recognise that primary responsibility for management of the LCC rests with Council and the Chief Executive Officer.

The responsibilities of the ARIC committee may be revised or expanded in consultation with, or as requested by, Council from time to time.

6. RESPONSIBILITIES OF MEMBERS

Independent members

The chair and members of the ARIC committee are expected to understand and observe the requirements of the *Guidelines for risk management and internal audit for local government in NSW*. Members are also expected to:

- make themselves available as required to attend and participate in meetings
- contribute the time needed to review and understand information provided to it
- apply good analytical skills, objectivity and judgement

- act in the best interests of LCC
- have the personal courage to raise and deal with tough issues, express opinions frankly, ask questions that go to the fundamental core of the issue and pursue independent lines of inquiry
- maintain effective working relationships with LCC
- have strong leadership qualities (chair)
- lead effective ARIC committee meetings (chair), and
- oversee LCC's internal audit function (chair).

Councillor membership (~~non-independent and non-voting members~~)

Note that this part is only applicable. The membership composition for the non-independent members are a Councillor and the Deputy Mayor (referred to as Councillor members); if Council resolves to include a Councillor to the ARIC membership as a non-independent and non-voting member (refer to Part 4 of the T&R Charter):

The role of the non-voting Councillor members is to:

- relay to the ARIC committee any concerns they may have regarding LCC and issues being considered by the ARIC committee
- provide insights into local issues and the strategic priorities of LCC that would add value to the ARIC committee's consideration of agenda items
- advise Council (as necessary) of the work of the ARIC committee and any issues arising from it, and
- assist Council to review the performance of the ARIC committee.

Issues or information the non-voting Councillor members raises with or provides to the ARIC committee must relate to the matters listed in Schedule 1 and in line with issues being considered by the ARIC committee.

The non-voting Councillor members of the ARIC committee must conduct themselves in a non-partisan and professional manner. The non-voting Councillor member of the ARIC committee must not engage in any conduct that seeks to politicise the activities of the ARIC committee or the internal audit function or that could be seen to do so.

If the non-voting Councillor members of the ARIC committee engages in such conduct or in any other conduct that may bring the ARIC committee and its work into disrepute, the chair of the ARIC committee may recommend to Council, that the non-voting Councillor member/s be removed from membership of the ARIC committee.

Where Council does not resolve to support the ARIC committee chair's recommendation, reasons for its decision must be provided in writing to the chair.

Conduct

Independent ARIC committee members are required to comply with LCC's code of conduct.

Complaints alleging breaches of LCC's code of conduct by an independent ARIC committee member are to be dealt with in accordance with the *Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW*. The Chief Executive Officer must consult with Council before taking any disciplinary action against an independent ARIC committee member in response to a breach of LCC's code of conduct.

Conflicts of interest

Once a year, Independent ARIC committee members must provide written declarations to LCC stating that they do not have any conflicts of interest that would preclude them from being members of the ARIC committee. Independent ARIC committee members are 'designated persons' for the purposes of LCC's code of conduct and must also complete and submit returns of their interests.

ARIC committee members and observers must declare any pecuniary or non-pecuniary conflicts of interest they may have in a matter being considered at the meeting at the start of each meeting or as soon as they become aware of the conflict of interest. Where an ARIC committee member or observer declares a pecuniary or a significant non-pecuniary conflict of interest, they must remove themselves from deliberations on the issue. Details of conflicts of interest declared at meetings must be appropriately minuted.

7. WORK PLANS

The work of the ARIC committee is to be thoroughly planned and executed. The ARIC committee must develop a four-year strategic work plan to ensure that the matters listed in Schedule 1 are reviewed by the ARIC committee and considered by the internal audit function when developing their risk-based program of internal audits. The strategic work plan must be reviewed at least annually to ensure it remains appropriate.

The ARIC committee may, in consultation with Council, vary the strategic work plan at any time to address new or emerging risks. Council may also, by resolution, request the ARIC committee to approve a variation to the strategic work plan. Any decision to vary the strategic work plan must be made by the ARIC committee.

The ARIC committee must also develop an annual work plan to guide its work, and the work of the internal audit function over the forward year.

The ARIC committee may, in consultation with Council, vary the annual work plan to address new or emerging risks. Council may also, by resolution, request the ARIC committee to approve a variation to the annual work plan. Any decision to vary the annual work plan must be made by the ARIC committee.

When considering whether to vary the strategic or annual work plans, the ARIC committee must consider the impact of the variation on the internal audit function's existing workload and the completion of pre-existing priorities and activities identified under the work plan.

8. REPORTING

The ARIC committee must regularly report to LCC to ensure that it is kept informed of matters considered by the ARIC committee and any emerging issues that may influence the strategic direction of LCC or the achievement of LCC's goals and objectives.

The ARIC committee will provide an update to Council and the Chief Executive Officer of its activities and opinions after every ARIC committee meeting through the provision of the meeting minutes.

The ARIC committee will provide an annual assessment to Council and the Chief Executive Officer on the ARIC committee's work and its opinion on how LCC is performing.

The ARIC committee will provide a comprehensive assessment every council term of the matters listed in Schedule 1 to Council and the Chief Executive Officer.

The ARIC committee may at any time report to Council or the Chief Executive Officer on any other matter it deems of sufficient importance to warrant their attention. The Mayor and the chair of the ARIC committee may also meet at any time to discuss issues relating to the work of the ARIC committee.

Should Council require additional information, a request for the information may be made to the chair by resolution. The chair is only required to provide the information requested by Council where the chair is satisfied that it is reasonably necessary for Council to receive the information for the purposes of performing its functions under the Local Government Act. Individual Councillors are not entitled to request or receive information from the ARIC committee.

9. ADMINISTRATIVE ARRANGEMENTS

Meetings

The ARIC committee will meet ~~at least~~ a minimum ~~of~~ 4 times per year. Dependant on timing and agenda volume an additional special meeting to review LCC's financial statements can be convened.

In addition, the ARIC committee can hold additional meetings when significant unexpected issues arise, or if the chair is asked to hold an additional meeting by an ARIC committee member, the Chief Executive Officer or Council.

ARIC committee meetings can be held in person, by telephone or videoconference (or a combination of all 3). Proxies are not permitted to form part of the membership compositions if an ARIC committee member cannot attend.

A quorum will consist of at least 2 independent voting members. Where the vote is tied, the chair has the casting vote. The meeting agenda will derive from the approved workplan and action items and other matters approved by the chair. A committee member, upon approval by the chair, can at any time request via the Head of Audit, Risk and Improvement that a matter be put on the upcoming agenda (contingent upon reasonable notice provided for the necessary information to be drafted and circulated).

Each ARIC committee meeting is to be minuted to preserve a record of the issues considered and the actions and decisions taken by the ARIC committee. Meetings can be recorded however this should be done for the purposes of minute taking. The recording should be destroyed upon the approval of those minutes.

Councillors are given an open invite to attend the meeting as observers.

The Chief Executive Officer and the Head of Audit, Risk and Improvement should attend ARIC committee meetings as non-voting observers. The Director Customer and Business Performance will service as a proxy to the Chief Executive Officer. The external auditor (or their representative) is to be invited to each ARIC committee meeting as an independent observer. The chair can request LCC's Chief Financial Officer and/or Directors, any Councillors, any employee/contractor of Council and any subject matter expert to attend ARIC committee meetings. Where requested to attend a meeting, persons must attend the meeting where possible and provide any information requested. Observers have no voting rights and can be excluded from a meeting by the chair at any time.

The ARIC committee can hold closed meetings whenever it needs to discuss confidential or sensitive issues with only voting members of the ARIC committee present.

The ARIC committee must meet separately with the Head Audit Risk and Improvement and LCC's external auditor at least once each year.

Dispute resolution

Members of the ARIC committee and LCC's management should maintain an effective working relationship and seek to resolve any differences they may have in an amicable and professional way by discussion and negotiation.

In the event of a disagreement between the ARIC committee and the Chief Executive Officer or other senior staff, the dispute is to be resolved by Council.

Unresolved disputes regarding compliance with statutory or other requirements are to be referred to the Departmental Chief Executive in writing.

Secretariat

The Chief Executive Officer will nominate a staff member to provide secretariat support to the ARIC committee. The secretariat will ensure the agenda for each meeting and supporting papers are circulated after approval from the Chair at least 1 week before the meeting and ensure that minutes of meetings are prepared and maintained. Minutes will be circulated to the independent members of the ARIC committee for feedback before they are circulated to Council. The ARIC committee will formally endorse those minutes at the subsequent meeting.

Resignation and dismissal of members

Where the chair or an ARIC committee member is unable to complete their term or does not intend to seek reappointment after the expiry of their term, they should give 3 months' notice to the chair and Council prior to their resignation to allow LCC to ensure a smooth transition to a new chair or ARIC committee member.

Council can, by resolution, terminate the appointment of the chair or an independent ARIC committee member before the expiry of their term where that person has:

- breached Council's code of conduct
- performed unsatisfactorily or not to expectations
- declared, or is found to be in, a position of a conflict of interest which is unresolvable
- been declared bankrupt or found to be insolvent
- experienced an adverse change in business status
- been charged with a serious criminal offence
- been proven to be in serious breach of their obligations under any legislation, or
- experienced an adverse change in capacity or capability.

The position of a Councillor member on the ARIC committee can be terminated at any time by Council by resolution.

Review arrangements

At least once every council term, Council must review or arrange for an external review of the effectiveness of the ARIC committee.

This Charter must be reviewed annually by the ARIC committee and once each council term by Council. Any substantive changes are to be approved by Council.

10. FURTHER INFORMATION

For further information on LCC's ARIC committee, contact George Hampouris on hampourisg@liverpool.nsw.gov.au or by phone 8711 7776

Endorsed by the of the Audit, Risk and Improvement committee ~~on 2217 May 2023-XX~~

Approved via a resolution of Council dated ~~2222 November 2023XX~~

Next review date: 2 years from Council approval date

Schedule 1 –ARIC committee responsibilities

Where appropriate, the matters listed below are the ARIC Committee responsibilities.

Formatted: Font: Not Bold

Audit**Internal audit**

- Provide overall strategic oversight of internal audit activities
- Act as a forum for communication between Council, Chief Executive Officer, senior management, the internal audit function and external audit
- Coordinate, as far as is practicable, the work programs of internal audit and other assurance and review functions
- Review and advise LCC:
 - on whether LCC is providing the resources necessary to successfully deliver the internal audit function
 - if LCC is complying with internal audit requirements, including conformance with the International Professional Practices Framework
 - if LCC's internal audit charter is appropriate and whether the internal audit policies and procedures and audit/risk methodologies used by LCC are suitable
 - of the strategic four-year work plan and annual work plan of internal audits to be undertaken by LCC's internal audit function
 - if LCC's internal audit activities are effective, including the performance of the head of the internal audit function and the internal audit function
 - of the findings and recommendations of internal audits conducted, and corrective actions needed to address issues raised
 - of the implementation by LCC of these corrective actions
 - on the appointment of the head of the internal audit function and external providers, and
 - if the internal audit function is structured appropriately and has sufficient skills and expertise to meet its responsibilities

External audit

- Act as a forum for communication between Council, Chief Executive Officer, senior management, the internal audit function and external audit
- Coordinate as far as is practicable, the work programs of internal audit and external audit
- Provide input and feedback on the financial statement and performance audit coverage proposed by external audit and provide feedback on the audit services provided
- Review all external plans and reports in respect of planned or completed audits and monitor council's implementation of audit recommendations

- Provide advice to Council and/or the Chief Executive Officer on action taken on significant issues raised in relevant external audit reports and better practice guides

Risk

Risk management

Review and advise LCC:

- if LCC's has in place a current and appropriate risk management framework that is consistent with the Australian risk management standard
- whether LCC is providing the resources necessary to successfully implement its risk management framework
- whether LCC's risk management framework is adequate and effective for identifying and managing the risks LCC faces, including those associated with individual projects, programs and other activities
- if risk management is integrated across all levels of LCC and across all processes, operations, services, decision-making, functions and reporting
- of the adequacy of risk reports and documentation, for example, LCC's risk register and risk profile
- whether a sound approach has been followed in developing risk management plans for major projects or undertakings
- whether appropriate policies and procedures are in place for the management and exercise of delegations
- if LCC has taken steps to embed a culture which is committed to ethical and lawful behaviour
- if there is a positive risk culture within LCC and strong leadership that supports effective risk management
- of the adequacy of staff training and induction in risk management
- how LCC's risk management approach impacts on LCC's insurance arrangements
- of the effectiveness of LCC's management of its assets, and
- of the effectiveness of business continuity arrangements, including business continuity plans, disaster recovery plans and the periodic testing of these plans.

Internal controls

Review and advise LCC:

- whether LCC's approach to maintaining an effective internal audit framework, including over external parties such as contractors and advisors, is sound and effective
- whether LCC has in place relevant policies and procedures and that these are periodically reviewed and updated
- whether appropriate policies and procedures are in place for the management and exercise of delegations

- whether staff are informed of their responsibilities and processes and procedures to implement controls are complied with
- if LCC's monitoring and review of controls is sufficient, and
- if internal and external audit recommendations to correct internal control weaknesses are implemented appropriately

Compliance

Review and advise LCC of the adequacy and effectiveness of LCC's compliance framework, including:

- if LCC has appropriately considered legal and compliance risks as part of LCC's risk management framework
- how LCC manages its compliance with applicable laws, regulations, policies, procedures, codes, and contractual arrangements, and
- whether appropriate processes are in place to assess compliance.

Fraud and corruption

Review and advise LCC of the adequacy and effectiveness of LCC's fraud and corruption prevention framework and activities, including whether LCC has appropriate processes and systems in place to capture and effectively investigate fraud-related information.

Financial management

Review and advise LCC:

- if LCC is complying with accounting standards and external accountability requirements
- of the appropriateness of LCC's accounting policies and disclosures
- of the implications for LCC of the findings of external audits and performance audits and LCC's responses and implementation of recommendations
- whether LCC's financial statement preparation procedures and timelines are sound
- the accuracy of LCC's annual financial statements prior to external audit, including:
 - management compliance/representations
 - significant accounting and reporting issues
 - the methods used by LCC to account for significant or unusual transactions and areas of significant estimates or judgements
 - appropriate management signoff on the statements
- if effective processes are in place to ensure financial information included in LCC's annual report is consistent with signed financial statements
- if LCC's financial management processes are adequate
- the adequacy of cash management policies and procedures
- if there are adequate controls over financial processes, for example:
 - appropriate authorisation and approval of payments and transactions

- adequate segregation of duties
- timely reconciliation of accounts and balances
- review of unusual and high value purchases
- if policies and procedures for management review and consideration of the financial position and performance of LCC are adequate
- if LCC's grants and tied funding policies and procedures are sound.

Governance

Review and advise LCC regarding its governance framework, including LCC's:

- decision-making processes
- implementation of governance policies and procedures
- reporting lines and accountability
- assignment of key roles and responsibilities
- ARIC committee structure
- management oversight responsibilities
- human resources and performance management activities
- reporting and communication activities
- information and communications technology (ICT) governance, and
- management and governance of the use of data, information and knowledge

Improvement

Strategic planning

Review and advise LCC:

- of the adequacy and effectiveness of LCC's integrated, planning and reporting (IP&R) processes
- if appropriate reporting and monitoring mechanisms are in place to measure progress against objectives, and
- whether LCC is successfully implementing and achieving its IP&R objectives and strategies.

Service reviews and business improvement

- Act as a forum for communication and monitoring of any audits conducted by external bodies and the implementation of corrective actions (for example, NSW government agencies, Commonwealth government agencies, insurance bodies)
- Review and advise LCC:
 - if LCC has robust systems to set objectives and goals to determine and deliver appropriate levels of service to the community and business performance
 - if appropriate reporting and monitoring mechanisms are in place to measure service delivery to the community and overall performance, and

- how LCC can improve its service delivery and LCC's performance of its business and functions generally
- with regards to LCC's service review program including the extent on how these inform measures to improve overall service effectiveness and efficiency.

Performance data and measurement

Review and advise LCC:

- if LCC has a robust system to determine appropriate performance indicators to measure the achievement of its strategic objectives
- if the performance indicators LCC uses are effective, and
- of the adequacy of performance data collection and reporting.

CFD 01

Mayoral Minute: Liverpool Innovation Precinct

Strategic Objective	Liveable, Sustainable, Resilient Deliver effective and efficient planning and high-quality design to provide best outcomes for a growing city
File Ref	051966.2024
Report By	Joshua Walters - Acting Senior Urban Designer
Approved By	Shayne Mallard - Director City Futures

EXECUTIVE SUMMARY

At its ordinary meeting held on 28 June 2023, Council resolved to prepare a report to support the development of Liverpool Innovation Precinct (LIP) that includes land use reforms and place making opportunities to be brought back to Council.

Subsequently, City Design and Public Domain (CDPD) and Strategic Planning teams have prepared a joint report which outlines Council's existing measures and recommendations that support the development of the Liverpool Innovation Precinct, including opportunities for placemaking projects and planning amendments.

Urban Design and Strategic Planning acknowledge the importance of Liverpool Innovation Precinct as more than just a physical precinct within the Liverpool City Centre, as a catalyst for economic growth and social transformation that nurtures innovation and attracts industry leaders for the advancement of the wider Liverpool Community.

In this regard, Urban Design are advocating several priority projects to be fast tracked within the Liverpool Innovation Precinct, and Strategic Planning are proposing to amend some LEP controls in relation to the city centre as part of the LEP review process.

RECOMMENDATION

That Council:

1. Receives and notes this report;
2. Investigates and prioritises the delivery of:
 - a) Master Plan projects identified to be fast-tracked within the Liverpool Innovation Precinct;
 - b) CBD Signage Strategy developed as part of Council's FY 24/25 budget;
 - c) CBD Signage implementation as part of Council's FY 25/26 budget;
 - d) Deliver additional street tree plantings along Elizabeth and George Streets as part of Council's FY 24/25 Budget;
 - e) Explore implementation of multi-function poles and banners in the Liverpool Innovation Precinct as part of Council's FY 24/25 budget; and
 - f) Advocate for key investment from the State Government which will be a catalyst for private investment.

REPORT

Background

On 28 June 2023, Council resolved the following:

“That Council:

1. Commend Lance Chia and David Borger for the success of the Liverpool Innovation Precinct and in particular the successful development and launch of the Investment Prospectus.
2. Council prepares a report to support the development of Liverpool Innovation Precinct that includes land use reforms and place making opportunities to be brought back to a Council Meeting in the first quarter of 2024”

The Liverpool Innovation Precinct is a unique collaboration of 10 major stakeholders in the city of Liverpool who have come together to advocate for, and support public and private sector investment in the area.

Launched by NSW Treasurer, the Hon Daniel Mookhey MLC, on June 8, 2023, the Liverpool Innovation Precinct Investment Prospectus showcased Liverpool's capabilities in health, education, research, and innovation, which aimed to attract people and investment into the precinct and the broader city centre.

Urban Design and Strategic Planning teams have prepared this report in response to the above resolution. This report proposes changes to the Liverpool City Centre through various planning and placemaking opportunities to assist in attracting more people, businesses, and investment to the Liverpool Innovation Precinct.

This report outlines measures currently being undertaken by Council and recommends several placemaking and planning opportunities which will further support the growth and development of the LIP. This includes opportunities which will help integrate the LIP within the broader city centre, encourage more development and uplift the quality of the public spaces to create a more desirable, liveable, and purposeful precinct that attracts more people and investment into the area.

A map of the Liverpool Innovation Precinct can be found below.



Map 1. Boundary of the LIP

Urban Design and Placemaking Context:

The proposed Liverpool Innovation Precinct (LIP) forms part of the larger Liverpool City Centre and encapsulates approximately two-thirds of the entire Liverpool CBD. The character of LIP is as diverse as the city centre itself with a multitude of functions, users, and stakeholder interests. This renders a complex urban environment that has been shaped through various plans, policies, strategies, and guidelines that inform placemaking opportunities and help guide development outcomes within the city centre.

Council's CDPD team continue to undertake an urban design and placemaking led approach towards reshaping the functionality and character of the city centre. The two key Council documents that guide placemaking opportunities in the Liverpool CBD are:

1. Liverpool City Centre Public Domain Master Plan (The Master Plan)

The Master Plan is a ten-year plan of public domain improvements (placemaking projects) within the Liverpool City Centre, aimed at enhancing the character of the CBD. The Master Plan aligns with Council's Community Strategic Plan (CSP) by establishing a realistic vision of a desirable, liveable, and functional city centre that will indirectly support the growth and development of the LIP.



The Master Plan acknowledges the potential for the city centre to establish itself as Sydney's third CBD, the capital of the South West and the gateway city to the future Western Sydney (Nancy-Bird Walton) International Airport and Aerotropolis (Bradfield). The Master Plan proposes seven key directions for the embellishment of public space within the Liverpool City Centre, which are:

- Improved Streets.
- Activated Serviceways / Laneways.
- Improved Gateways.
- Increased and Improved Carparking.
- New and Upgraded Open Spaces.
- Improved Rivers and Creeks.
- Enhanced Heritage Spaces.

In addition, the Master Plan identifies opportunities for research and innovation, and acknowledges the importance of high-quality public spaces, infrastructure, and urban greening around establishments like housing, offices, schools, universities, and hospitals. It identifies the importance of connecting these places through an active and public transport network, for creating positive change and incentivizing investment in business, health and education that will act as catalyst for further economic growth and social transformation.



Various Projects Proposed in the LCC PDMP - Artist Impression

2. Draft Liverpool City Centre Public Domain Technical Manual (The Technical Manual)

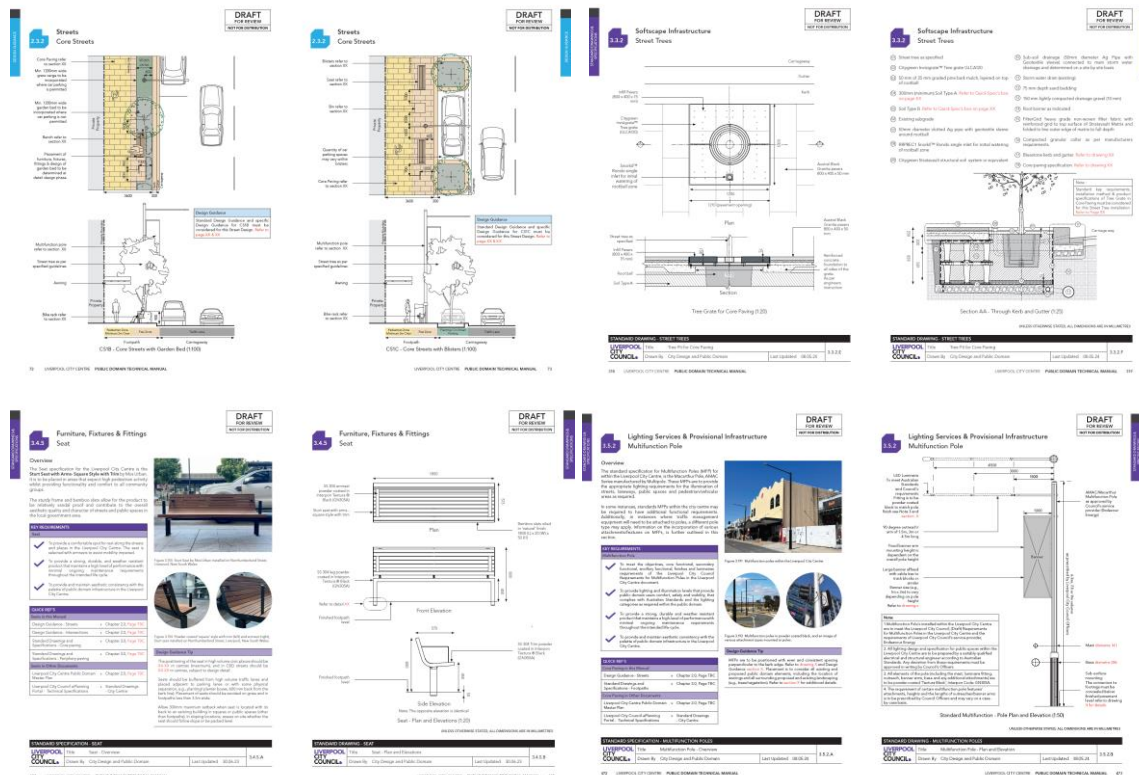
The Technical Manual provides detailed technical design guidance and includes standard drawings and specifications for all public infrastructure located within the city's public domain (including publicly accessible but privately-owned spaces). It will ensure that a high-quality, consistent, and standardised palette of furniture, fixtures and finishes is implemented across the city centre, irrespective of the funding, timing, or delivery stream (including through private development).



The Technical Manual includes detailed design guidance for streets and public spaces including the placement and spacing of essential infrastructure. It also comprises detailed technical drawings and specifications for all public domain infrastructure within the city centre, which includes (but is not limited to):

- interfaces with commercial & industrial buildings, residential flat buildings, schools, civic buildings, parks and services;
- core and periphery street typologies, intersections, serviceways and laneways design etc;
- standard drawings and specifications for paving, kerb ramps, crossings, roundabouts, traffic calming devices, kerb and gutter etc;
- standard drawings and specifications for tree plantings, street tree pits & grates, planter boxes, WSUD, groundcovers, shrubs, and turf etc;
- standard drawings and specifications for seats, bins, bollards, platforms, benches, picnic benches, bike racks, drinking fountains etc; and
- standard drawings and specifications for multi-function poles, pedestrian lighting, bollards, parking meters, bus stops etc.

The Technical Manual is a vital part of supporting the growth and development of the LIP by facilitating the delivery of Council's vision for the city centre (outlined in the PDMP).



Various Extracted Pages - LCC PDTM

Project Implementation and Funding Sources

The Master Plan includes a comprehensive implementation plan which provides a high-level indication of the cost implications, project priority and potential funding sources for all identified placemaking projects. In order to support the development of the LIP and entice further investment within the area, considerable time and project funding is necessary. In this regard, the Master Plan projects are proposed to be funded from various sources, including:

- Planning Proposals (PP) and Development Assessment (DA) Applications**
 The Master Plan will help guide negotiations for streetscape and public domain improvements during the Planning Proposal/Development Application process;
- Voluntary Planning Agreements (VPAs)**
 The Master Plan will guide negotiations for streetscape and public domain improvements through the Voluntary Planning Agreement process;
- Developer Contributions (7/11) Funding**
 Several projects within the Master Plan can be fully or partially funded by Developer Contributions (7/11) funding;

- **Grant Funding**

The Master Plan will be, and has been used to secure external and/or grant funding and foster collaboration with various stakeholders for the delivery of projects;

- **Collaboration Partners/Others**

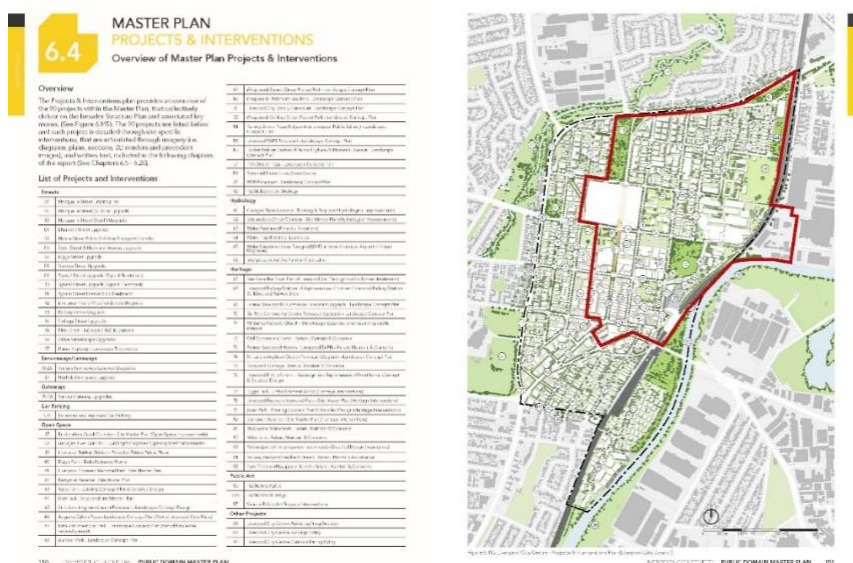
The Master Plan will assist in collaboration with partners, to deliver a shared vision for the city centre; and

- **Council Funding**

The Master Plan will help inform Council funded projects within the city centre, including capital works projects and recurring maintenance works.

Master Plan Projects (Placemaking Opportunities)

The Master Plan identifies 90 projects in the Liverpool City Centre intended to fulfill Council's vision as Sydney's third CBD. Curated by Council's City Design and Public Domain Team (in consultation with various others across Council), these projects aim to revitalise the city centre, encourage investment, guide high-quality development and support future growth.



Extracted Pages 190 & 191 - LCC PDTM

All 90 projects are categorised under the seven (7) key directions of the Master Plan:

1. **Improved Streets**

The Master Plan aims to create healthier, people-oriented streets by prioritising active and public transport. Upgrades will enhance the amenity, safety, and comfort of our streets with new street trees, vegetation, and high-quality infrastructure, attracting more people, businesses, and investment.

2. Activated Serviceways / Laneways

Serviceways and laneways are energized by directing developments to have dual-frontages with laneway access. New infrastructure enhances their unique character and promotes pedestrian use. Upgrades also facilitate community events and improve pedestrian movement in the city centre.

3. Improved Gateways

Gateways are improved to define transitions, create a sense of arrival, and aid wayfinding for motorists, cyclists, and pedestrians. These treatments reflect the city's character and incorporate high-quality infrastructure and points of interest.

4. Increased and Improved Car Parking

The Master Plan enhances parking strategies by increasing capacity and facilitating street tree planting. It encourages public transport and aims to shift towards active and public transportation. To alleviate city centre parking demand and congestion, accessible parking is identified on the outskirts.

5. New and Upgraded Open Spaces

Open space quality and quantity are increased by retaining and enhancing existing spaces and introducing new pocket parks and shared-use areas. Upgrades include new trees, vegetation, amenities, sports facilities, and public infrastructure.

6. Improved Rivers and Creeks

Improvements to the Georges River and Brickmakers Creek include enhanced waterfront connections and embellishment of surrounding areas with recreational infrastructure and opportunities for water interaction. Measures are proposed to treat stormwater runoff and improve the water health.

7. Enhanced Heritage Spaces

Indigenous, European, and Migrant and Transnational Heritage is conserved, enhanced, and promoted in the city centre. Heritage items including buildings, structures, parks, and monuments, are celebrated through site-specific interventions and heritage-inspired treatments.

Master Plan Projects within the LIP

The Master Plan acknowledges the significance of the LIP within the city centre and identifies a large quantity (35) of overlapping projects that will help support its development and growth. In this regard, the overall objectives within the broader city centre and the LIP are intertwined. A few of the key placemaking opportunities located within the LIP include:

- **Macquarie Street (North, Middle & South) Upgrade (Improved Streets)**

As the CBD's Urban Spine and a major anchor point for the western edge of LIP, a suite of public domain upgrades along the length of the street is proposed, including

granite paving, bluestone kerb & gutter, organised parking, street trees, vegetation, traffic calming and a consistent palette of furniture, fixtures and fittings.



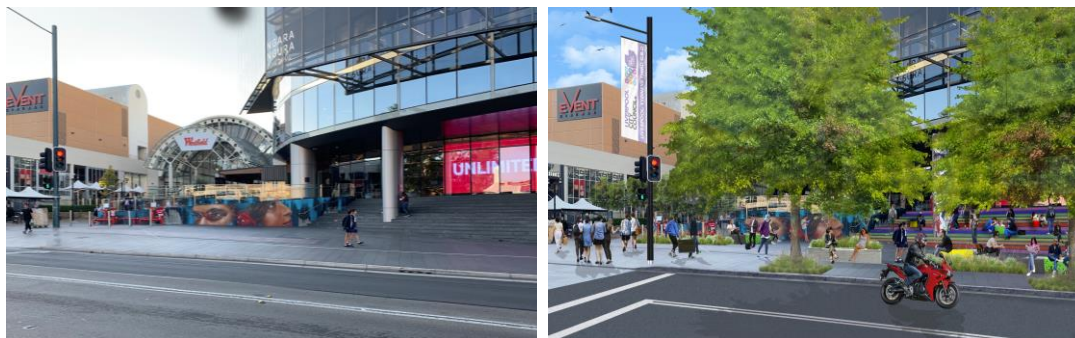
- **George Street Upgrade (Improved Streets)**

Identified as a vital north-south active transport corridor linking the Hume highway, WSU and UOW Campuses, the Liverpool Civic Place and Liverpool Train Station to ensure active transport is at the heart of the LIP. The vision includes a dedicated bi-directional cycleway, in road street trees, organised parking, granite paving, bluestone kerb & gutter as well as a consistent furniture, fixtures and fittings.



- **Elizabeth Street Upgrade (Improved Streets)**

Identified as a green boulevard, and a crucial east-west link connecting Macquarie Mall, Westfield, WSU campus and the hospital precinct to key open spaces including Bigge Park, Apex Park and St. Lukes Anglican Church forecourt. Upgrades include footpath widening, in road street trees, granite paving, bluestone kerb & gutter as well as a consistent palette of furniture, fixtures and fittings that will deliver a significant character uplift, enhanced amenity and social activation.



- **Moore Street Upgrade (Improved Streets)**

Identified as the key east-west active transport corridor connecting the Liverpool Station, Liverpool Tafe, the UOW campus and Bigge Park to Macquarie Mall. The vision includes a dedicated bi-directional cycleway, in road street trees, organised parking, granite paving, bluestone kerb & gutter and a consistent palette of furniture, fixtures and fittings that will provide active transport connectivity throughout the LIP.



- **Railway Street (Improved Streets)**

A crucial link between George Street and Bigge Street, this is an important pedestrian gateway into the city centre and LIP, when arriving from Liverpool Station. The vision includes traffic calming measures, slower speeds, wider footpaths, organised parking, high-quality streetscape furniture, seating areas, gateway embellishments (including public art) street trees and vegetation for an improved arrival experience, pedestrian safety and amenity.

- **Scott Street & Memorial Avenue Upgrade (Improved Streets)**

The southern edge of the LIP and a key connection between New Bridge Road, the Liverpool Station, Liverpool Civic Place and Woodward Place. The proposal comprises a suite of public domain upgrades including a potential dedicated bi-directional cycleway, granite paving, bluestone kerb & gutter, organised parking, street trees, vegetation, traffic calming and an upgraded furniture palette.



Additionally, other projects within the LIP, with the potential to create the desired uplift to support growth, encourage development and attract investment include:

- Liverpool Health Precinct Streets (Improved Streets);
- Railway Serviceway (Activated Serviceways/Laneways);
- George Lane (Activated Serviceways/Laneways);
- Warren Serviceway (Activated Serviceways/Laneways);
- Laurantus Serviceway (Activated Serviceways/Laneways);
- Berryman Reserve Gateway (Improved Gateways);
- Bigge Street North Gateway (Improved Gateways);
- Macquarie Street North Gateway (Improved Gateways);
- Liverpool Pioneers Memorial Park (New and Upgrade Open Space);
- Old Liverpool Library Forecourt (New and Upgrade Open Space);
- College Street Pocket Park (New and Upgrade Open Space);
- Bigge Park Embellishment (New and Upgrade Open Space);
- Georges River Master Plan (Improved Rivers and Creeks);
- Georges River Connection and Boardwalk (Improved Rivers and Creeks);
- Pedestrian Bridge across Georges River (Improved Rivers and Creeks);
- Phillimona Park (Enhanced Heritage Spaces); and
- Former Liverpool Courthouse (Enhanced Heritage Spaces).

Council-led Master Plan Projects Delivered within the LIP

Numerous Master Plan projects in the LIP have been funded and delivered through multiple funding streams including state government grants. These projects are vital for enhancing the city's character and changing perceptions of Liverpool to entice further development and investment. Key completed projects within the LIP include:

1. Railway Serviceway (Tactical Urbanism Demonstration Project)

Funded by TfNSW's 'Places to Love' Grant Program, this project was completed in early 2022 in Railway Serviceway. Despite a small budget, the project used low-cost, high-impact design strategies to add seating, umbrellas, plants, trees, road paint, traffic calming, and public art. This initiative successfully revitalised an underutilised public area, testing long-term solutions through short-term low-cost trials.



2. Railway Street (Shared Spaces Demonstration Project)

Funded by TfNSW's 'Streets for Shared Spaces Round 2' Grant Program, this project was successfully completed in mid-2023, in Railway Street. The project was designed to activate the street, stimulate local economy, and enhance the streetscape within a relatively small budget and timeframe. The intention of this project was to test high impact streetscape changes, used to inform a permanent reconfiguration as part of the successful West Invest Grant Program.

The project delivered a temporary footpath widening, kerb buildouts with parklets, barriers, surface treatments, street lines and artificial turf. An outdoor dining area was included with temporary furniture, barriers, shading devices, and lighting. The creation of recreation areas with temporary seating, furniture, planter boxes, and barriers were implemented and a community event held with pop-up activities.



3. Former Liverpool Courthouse (Restoration Project)

Restoration works to activate the former Liverpool Courthouse building and surrounding gardens are presently being undertaken by Council. Funded by various sources (including grants and Council's capital works), the project intends to capitalise on opportunities to reengage the community with Liverpool's history by reinvigorating the courthouse building and surrounding public space. The proposed works include restoring the building façade, front stone wall, fence, and gate as well as enhancing the courtyard to the rear, removing the intrusive green fence and the provisioning of a period sensitive landscaping along the Moore Street frontage.



4. Bigge Park Embellishment (New and Upgrade Open Space)

Embellishment works at Bigge Park have been delivered in multiple phases over several years and funded through various streams and programs. Bigge Park is a pivotal space at the heart of the LIP and an important part of the city's ongoing revitalisation. A central community hub providing high-quality amenity, passive open space, abundant lawns, trees, water play, showers, changerooms, exercise equipment and play facilities within proximity to many health, education, research, and commercial developments. Council's Master Plan has informed upgrade works including new public art and lighting (grant funded) and the planting of over 65 new trees (grant funded), as well as new street paving and vegetation as part of ongoing capital works and maintenance programs. Council is also investigating a comprehensive Public Art Program for Bigge Park through another Council resolution which would provide additional uplift to this significant open space.





5. Urban Forest Strategy & Tree Management Framework

Planting more trees in the city centre is essential for reducing urban temperatures and enhancing our public spaces to create a more liveable city and encourage people and investment. Council secured \$1.75 million in co-funded grants from the Five Million Trees for Greater Sydney, Greening our City, and Greener Neighbourhoods programs for new tree plantings and other tree related projects. The Urban Forest Strategy and Tree Management Framework (including an updated Tree Policy, new Tree Management Strategy, and Guidelines) aim to increase tree canopy cover in the CBD, making it more comfortable and liveable within the heart of the LIP.



Council-led Master Plan Projects in the LIP with Funding

Several Master Plan projects within the LIP have been awarded / allocated funding for implementation. A number of these projects are currently within the initial design and investigation phases. The projects received funding through various streams including the

NSW State Government grant programs (e.g., WestInvest, Public Space Legacy Program and Get Active NSW) and Council's ongoing capital works and maintenance programs. Overall, Council was successfully awarded more than \$100 million in state government grant funding for the design and/or delivery of these major city shaping infrastructure projects. All successful grants were informed by the Master Plan, with the forthcoming detailed design and construction works to be guided by the Technical Manual.

These projects are important first steps for Liverpool's revitalisation, to encourage investment and support development within the LIP and surrounding city centre. Some of the key funded Master Plan projects located within the Liverpool Innovation Precinct include:

1. Macquarie Street (Middle) Streetscape Upgrade

Macquarie Street, Liverpool's "High Street", is the central hub of the city and its Innovation Precinct. Recognised in the Master Plan as a cultural and social activity centre, the Macquarie Street (Middle) project received funding in 2020 from the NSW Government's Public Space Legacy Program. Guided by the Master Plan and Draft Technical Manual, the project is in final design stages, with work expected to start in mid-2024. The works include major infrastructure upgrades such as high-quality public domain infrastructure (furniture, fixtures, and fittings), paving, street trees, vegetation, lighting, and opportunities for outdoor dining. This revitalisation supports growth and enhances the city's overall character at the heart of the LIP.

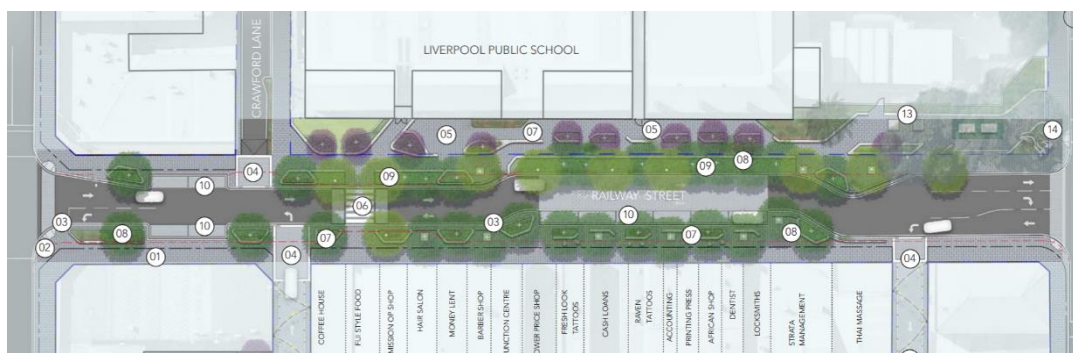


2. Macquarie Street (South & North) Upgrade

The Master Plan highlights Macquarie Street as a key cultural and social hub. Macquarie Street (North) will be a significant attraction for the LIP, connecting Pioneers Memorial Park, Westfields, and Macquarie Mall. In 2023, the Macquarie Street (North & South) project received funding from the NSW Government's Western Sydney Infrastructure Grants Program (WestInvest). Guided by the Master Plan and Draft Technical Manual, the project is in early design stages, with construction work expected to start in late 2024. The works include major infrastructure upgrades such as high-quality public domain infrastructure (furniture, fixtures, and fittings), paving, street trees, vegetation, lighting, and opportunities for outdoor dining.

3. Railway Street Upgrade

The Railway Street project will embellish an important pedestrian connection between George Street and Bigge Street and define a key pedestrian gateway for the Innovation Precinct. In 2023, the project was awarded funding as part of the NSW Governments Western Sydney Infrastructure Grants Program (WestInvest). The proposed works are currently in the early design and investigation phases, and will include traffic calming measures, slower speeds, wider footpaths, organised parking, high-quality streetscape furniture, seating areas, outdoor dining provisions, gateway embellishments (including public art), trees and vegetation for an overall improved arrival experience, pedestrian movement, safety, and amenity.



4. Scott Street & Memorial Avenue Upgrade

The southern edge of the LIP and a key connection between New Bridge Road, the Liverpool Station and Liverpool Civic Place, the Scott Street & Memorial Avenue upgrade project will be a significant step forward for this rapidly advancing precinct. In 2023, the Scott Street & Memorial Avenue project was awarded funding as part of the NSW Governments Western Sydney Infrastructure Grants Program (WestInvest). The proposed works are currently in the early design and investigation phases and will contain a suite of public domain upgrades including granite paving, bluestone kerb & gutter, organised parking, street trees, vegetation, traffic calming and a consistent furniture palette as a potential bi-directional cycleway.



In addition, some other significant (currently funded) Master Plan projects located within the LIP, include:

5. **George Street Cycleway** (Get Active NSW Grant);
6. **Moore Street Cycleway** (Get Active NSW Grant);
7. **Phillimona Gardens Project** (Public Space Legacy Program);
8. **Liverpool Pioneers Memorial Park** (Council Funded); and
9. **Georges River Master Plan** (Council Funded).

Master Plan & Technical Manual Guiding Development in the LIP

The Master Plan & Technical Manual are important instruments for Council in guiding the growth and development of the LIP. They help set new benchmarks for the quality of the public domain and work towards changing expectations for the standard of development, this includes the guiding of projects that are funded and delivered through private development.

The Master Plan sets the vision for all new development to follow, providing a consistent and cohesive adopted strategy for all streetscape works. The Technical Manual ensures this strategy will be delivered by providing detailed guidance for the placement, specification, and implementation of all public domain infrastructure, whilst both documents guide new development to work cohesively across the public and private realm (i.e., interfaces).

A major part of the embellishment and uplift of the LIP is achieved through private development works within the public domain. These works are typically facilitated through conditions of consent and generally involve significant streetscape upgrade works. When completed to the expected standard, these new streetscapes will facilitate a more liveable, desirable city and attract further investment in the precinct. Some examples of completed projects that were successfully guided by the Master Plan and Technical Manual documents, include:

1. Liverpool Health Precinct (Street Upgrades)

These streetscape upgrades works are currently being funded and delivered as part of the broader Liverpool Health and Academic Precinct redevelopment. Council's Master Plan and Technical Manual documents have been instrumental in guiding the design and delivery of public domain infrastructure ensuring the proposal is consistent with the broader Liverpool City Centre and Innovation Precinct vision.



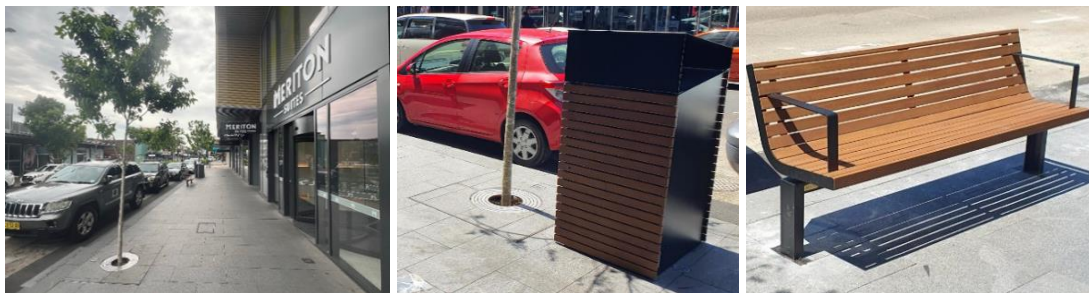
2. Scott & Terminus Street Upgrade (Civic Place)

Partial streetscape upgrade works to both Scott & Terminus Streets have been facilitated through the Civic Place development. These works demonstrate the high-quality furniture, fixtures and fittings that the Master Plan envisioned. The Technical Manual guided the delivery of a consistent, robust, and aesthetically pleasing palette of public domain infrastructure that supports the integration of this significant development within the broader city centre.



3. 167 Northumberland Street, Street Upgrade

Upgrade works to a portion of the streetscape have been enabled through the development of 167 Northumberland Street. These works showcase the high-quality paving, bins, seats, street lighting, tree pits/grates, street trees and bike racks from the Technical Manual, which provides an immediate impact on the quality of the public domain and strengthens the integration of the building within the city centre.



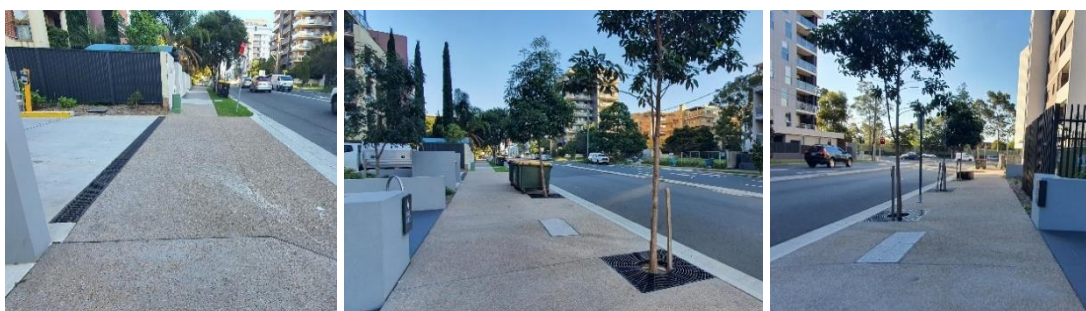
4. Laurantus Serviceway Upgrade (167 Northumberland Street)

A section of the serviceway has been upgraded as part of the redevelopment of 167 Northumberland Street. These works demonstrate a potential shift Liverpool's character through the implementation of the high-quality serviceway/laneway paving envisioned in the Master Plan. The document was used in the initial stages of the development application to inform the desired outcome for the serviceway, with the Technical Manual providing the relevant paving specifications, technical guidance, and construction information during the detailed design phases of the application to ensure the works were consistent with Councils requirements.



5. 4-6 Bigge Street, Warwick Farm

Streetscape upgrade works at 4-6 Bigge Street, were facilitated through the construction of a residential flat building. These works showcase differences in the envisioned character between the Core and Periphery areas of the city centre, reflected through the materials and furniture palette. Located within the periphery area of the city centre, guided by the Technical Manual, the development included the delivery of new kerb and gutter, large street trees, tree pits and grates as well as an interconnected *Stratavault* structural soil trench which provides abundant soil volume to facilitate the healthy growth and development of street trees within the footpath, crucial for safer, greener, cooler, and higher amenity streets within the LIP.



6. New Liverpool Primary School

Streetscape upgrades at 18 Forbes Street were delivered as part of the New Liverpool Public School development. The included public domain works were funded by the NSW Department of Education as part of the wider development. The works showcase the public domain palette for the periphery areas including new coloured concrete paving, a shared path, kerb and gutter, raised driveway crossing (pedestrian / cyclist

priority), paved medians, large street trees, garden beds, bollards, bins and seats in accordance with the Technical Manual.



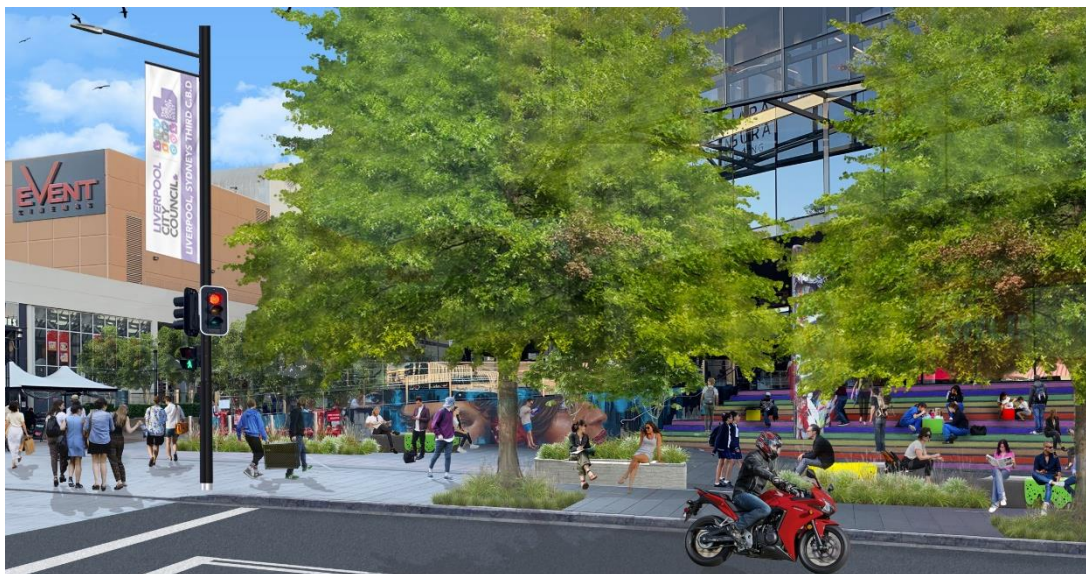
Master Plan Projects in the LIP to be Fast-tracked

As stated above, The Master Plan identifies 90 projects across the city centre, with about 35 overlapping with the LIP. Due to varying funding, timelines, and demand, several significant and potentially high-impact projects remain unfunded and/or uninitiated. These projects are crucial for creating a vibrant, accessible, comfortable, and safe environment within the CBD to support further growth and development, and attract people and investment to the LIP. The projects recommended by the CDPD Team, to be fast-tracked include:

1. Elizabeth Street Upgrade

Identified as a 'Green boulevard', and a key east-west link connecting Macquarie Mall, Westfield, the WSU campus, and the Liverpool Health and Academic Precinct to key open spaces within the city centre including Bigge Park, Apex Park and St. Lukes Anglican Church forecourt. Prioritisation of this streetscape upgrade would generate impactful change to the character of Liverpool's public spaces. Several sites along Elizabeth Street are currently earmarked for private redevelopment and will incorporate significant upgrades to the public domain including increased setbacks, wider footpaths (along the southern side), granite paving, bluestone kerb and gutter as well as a consistent / high-quality suite of furniture, fixtures, and fittings.





2. George Street Upgrade

Identified as the city centre's key north-south active transport corridor connecting Hume highway, the WSU Campus, the new Civic Place and Liverpool Train Station. This project includes a dedicated on-street bi-directional cycleway, kerb buildouts, in road tree pits and street trees, organised parking, granite paving, bluestone kerb and gutter as well as a consistent palette of furniture, fixtures and fittings that will ensure active transport, movement and connectivity is at the heart of the LIP.



3. Moore Street Upgrade

Identified as the city centre's key east-west active transport corridor connecting the Liverpool Station, Liverpool Tafe, the UOW campus and Bigge Park to Macquarie mall and the city core. This project includes a dedicated bi-directional cycleway, kerb buildouts, in road street trees, organised parking, granite paving, bluestone kerb and gutter as well as a consistent palette of furniture, fixtures and fittings that will ensure active transport, movement and connectivity is integrated into LIP.



In addition, some other Master Plan projects located within the LIP that are recommended to be fast-tracked, include:

- 4. Bigge Street Upgrade;**
- 5. Campbell Street Upgrade;**
- 6. Berryman Reserve Gateway;**
- 7. Bigge Street North Gateway; and**
- 8. Pedestrian Bridge across Georges River.**

Liverpool City Centre and Innovation Precinct as a University City

The presence of three leading universities WSU, UOW and UNSW within the LIP sets the foundations as a hub for research and innovation. Council's aspirations for the CBD to become a true University City can be achieved by building upon the existing foundations and providing an impetus to support the needs of various user groups, stakeholders and businesses creating momentum for significant economic and social growth.

Embellishment of our streetscapes, open spaces, laneways, plazas and new high-quality development, guided by the Master Plan and Technical Manual will help create meaningful change and shift perceptions of Liverpool as a healthier and more liveable city that caters to a wider demographic (including young adults) and supporting new development and investment in the health, research and academic sectors.

With excellent transport connections and abundant greenery, surrounded by engaging architecture, quality public spaces and canopy trees, the envisioned city centre promises a vibrant hub for living, learning, working, and leisure. In this regard, Liverpool can cater to the innovative and research-based needs of the health and education sectors through the guidance of the Master Plan and Technical Manual and become a true University City. In this regard, the Master Plan identifies several projects within the LIP (which are yet to be funded) that are targeted at youth and university age students, including:

1. College Street Pocket Park

Identified as a youth space, this small pocket of land on the corner of Moore Street and College Street (nestled between TAFE and Liverpool Bus Station) has potential to provide a multi-purpose recreation space focused around the needs of the younger population and students. This space would provide the opportunity to socialise, gather and recreate, fostering a sense of belonging within the community.



2. Old Liverpool Library Forecourt (New and Upgrade Open Space)

The forecourt of Former Liverpool Library has been a popular location for youth within the city centre for several years. Council has hosted many temporary activation events here for the City's youth. There are ample opportunities here to create a meaningful space adjacent to the UOW campus and in proximity to several key locations within the LIP, which are all captured in the Master Plan.



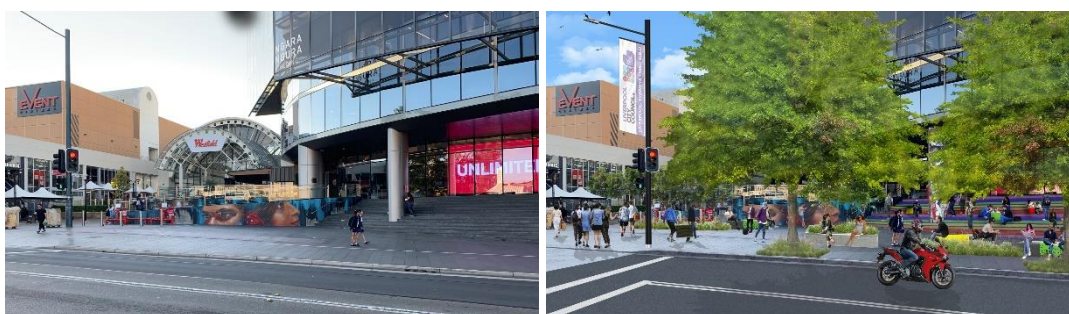
3. Liverpool Tafe Forecourt (New and Upgrade Open Space)

Bordered by the TAFE building, Bigge Street and Moore Street, the space is crucially located opposite Bigge Park and positioned adjacent to highly utilised footpaths, popular for pedestrians walking to and from Liverpool Station. This space has the potential to uplift the area and encourage further embellishment / development whilst providing a passive public space focused around the needs of students and workers.



4. Western Sydney University Forecourt (New and Upgrade Open Space)

An empty forecourt located outside of the WSU campus, which adjoins the Westfield Shopping Centre. This public area has the potential to provide greater functionality for WSU students to utilise before & after classes. Given the site's proximity to Macquarie Mall and the Westfield Shopping Centre entrance, this area also provides the opportunity to uplift the character of this key pedestrian street offering prospects to foster greater social interaction for the community within our streets.



With more university age people within the city centre, the demand industries like dining, bars and night clubs will increase with the potential for Liverpool to develop an 18hr economy in the future, opening up opportunities for further investment into these supporting industries within the Innovation Precinct and further stimulating the local economy.

Active and Public Transport within the Liverpool Innovation Precinct

As part of Transport for NSW's '2023/24 Get NSW Active' grant program, Council was successful in its application to facilitate the design of dedicated cycleways along two key arterial streets within the Liverpool City Centre. George Street and Moore Street were identified by the Master Plan as the city's key active and public transport links, in which the concept plans and imagery were used as part of the successful grant application.

Providing dedicated active transport links along the city centre's key east-west and north-south streets within the LIP will revolutionise transportation within the CBD and provide opportunities to attract a younger demographic more associated with active and healthy lifestyles. This project will also enable the community to choose a more sustainable mode of transport and reduce overall traffic congestion within the CBD including a lessening any potential conflict

with cars and pedestrians, making it safer and more comfortable for people to ride, walk and drive on our streets within the LIP.



Public Art within the Liverpool Innovation Precinct

Public Art is an integral part of city cultural expression that captures various facets of society and its community. It adds meaning to the city and reflects its uniqueness by providing a canvas for expression through various art forms and art types. A public art survey conducted in 2019 indicates that Liverpool community believes Public Art is an important aspect of their readings of the city. 98.1% of respondents identified Public Art as a positive addition to facilities and public spaces, 97.4% cited that they believed the council should invest in and/or identify opportunities to increase Public Art across the LGA, and 97.7% of respondents agreed Public Art should be included in new developments.

Apart from providing a myriad of cultural, social, and economic benefits, public art instils a sense of community pride and ownership. It results in generating interests across boundaries and adds value to the overall character of the area. The diverse expressions and narratives within public art can entice different age groups including university students and workers / visitors within the precinct. Adequate consideration for public art as part of future developments within the LIP will help achieve far greater benefits in attracting investments and interests from various stakeholders, agencies, and developer groups.

The CDPD Team is currently working on a Public Art Strategy that will identify key directions and actions to deliver a broad array of public art programs, projects, and opportunities while supporting the local arts community through collaboration / capacity building. A recent example of public art delivered in Regal Lane and Railway Serviceway is captured below.



Heritage within the Liverpool Innovation Precinct

With a rich First Nations history and one of the oldest settlements in New South Wales and the first free settlement, the origins of Liverpool as a town is anchored in our colonial past however over the succeeding decades, our heritage has evolved, and our community's recognition of heritage has changed. It is important that the various layer of history are preserved as part of any future works across the precinct. The current Liverpool Heritage Strategy sets out the plan to protect, conserve and enhance our city's heritage buildings, places, objects and culture. It plan has been developed with the assistance of the community to ensure the city's rich combination of traditions, memories, places and objects are identified and protected.

Other Activision, Event, Placemaking and Marketing Opportunities

In addition to the potential future activations at Moore Point, there are also plans to further enhance activations at Bigge Park. The success of the recent Australia Day BBQ and related entertainment, which attracted 1500 attendees, underscores the park's potential as a community hub for the city centre and LIP. Future proposed activations at Bigge Park include light shows and family-focused film nights, aimed at fostering a vibrant community atmosphere.

As mentioned earlier in the report, recent improvements at Bigge Park have already begun to transform the area. Public art installations have been added to the main play area amenities block, and the Safe Haven café at the tennis courts has become a popular spot. Additionally, the recently reopened Bigge Espresso café features more public art, enhancing the park's appeal. This café has brought much-needed vibrancy and public amenities to the precinct, especially benefiting health workers and researchers from nearby facilities.

These enhancements and planned activations are part of a broader effort to make Bigge Park a central, lively space that meets the recreational and social needs of the community while supporting the ongoing development of the LIP.

Strategic Planning Context:

a) Local Strategic Planning Statement

Local Strategic Planning Statement ‘Connected Liverpool 2040’ (LSPS) sets out Council’s 20-year vision for land use across the Local Government Area. It guides development and growth, by considering the need for housing, jobs, services as well as open spaces and the natural environment.

This is translated into sixteen planning priorities across four themes Connectivity, liveability, Productivity and Sustainability. The implementation of these planning priorities are carried out through corresponding actions.

The LSPS specifically lists planning priorities and actions which relate to the Liverpool Innovation Precinct, the relevant actions are included in Table 1 below.

Theme	Planning Priority	Action
Connectivity	Planning Priority 4: Liverpool is a leader in innovation and collaboration	
Productivity	Planning Priority 10: A world class health, education, research and innovation precinct	10.1 Investigate LEP changes to necessary support the operations and growth of the Liverpool Innovation Precinct
Productivity	Planning Priority 12: Industrial and employment lands meet Liverpool future needs	

Table 1: Local Strategic Planning Statement Planning Priorities and Actions.

b) Liverpool Local Environmental Plan (Amendment 52)

On 5 September 2018, Amendment 52 of the Liverpool Local Environmental Plan 2008 was gazetted. The amendment covered 25 hectares in the Liverpool City Centre and created significant capacity under the LEP provisions. Specifically, Amendment 52, made the following changes to LLEP2008:

- Rezone the majority of the existing commercial core of Liverpool city centre from B3 Commercial Core to B4 Mixed Use.
- Establishes four precincts within the Liverpool City Centre, to be known as:
 - “Area 7” is the Fine Grain Precinct;
 - “Area 8” is the Midrise Precinct;
 - “Area 9” is the Long-Term Civic Sites Precinct; and
 - “Area 10” is the Commercial Core Precinct.

- Reduces the FSR of “Area 7” Fine Grain Precinct from 3:1 to 2.5:1 (described as the fine grain precinct in the planning proposal)
- Applies an FSR 3:1 to “Area 8” (described as the midrise precinct in the planning proposal)
- Introduce Clause 7.5a which allows for up to a 10:1 FSR for sites of a certain size and nature within Area 8 and 10, and a 7:1 FSR for sites of a certain size and nature within Area 9.

These amendments to planning controls created extensive residential and commercial capacity within the Liverpool City Centre.

c) Liverpool Local Environmental Plan – Current LEP Controls

The area subject to the Liverpool Innovation Precinct mainly consists of the Liverpool CBD, Liverpool Hospital, and the high-density residential area to the north. The current planning control applying in the LLEP2008 are outlined in Table 2 below:

Land use (map 3)		Floor Space Ratio (map 4)	Height of Building (map 5)
E2 Commercial Centre		4:1	35m
		5:1	100m
MU1 Mixed use		2.5:1	35m
			21m
		3:1	28m
		10:1	n/a
		2:1	24m
SP1 Special activities	Liverpool Hospital	2.5:1	35m
	Liverpool Girls Highschool/ Liverpool Boys Highschool		35m
	TAFE NSW Liverpool/		18m
R4 High Density Residential		2:1	45m
			35m

Table 2. Land use controls outlined in LEP 2008

In addition to the mapped land use controls within LEP2008, there are a number of bonuses that can be achieved for developments within Area 8, 9 or 10 on the Floor Space Ratio Maps. In order to achieve these bonuses, the development site must exceed 1500m², and have at least two street frontages. The development must also propose to have at least 20% gross floor area for non-residential purposes. (centre-based childcare facilities, commercial premises, community facilities, educational establishments, entertainment facilities, functions centres, hotel or motel accommodation, information and education facilities, medical centres or public administration buildings). If the development meets those specified tests, the development may exceed the specified height of building, and utilise up to 10:1 FSR (for Area 8 or 10), or 7:1 (Area 9).

Key Sites:

Within the Liverpool Innovation Precinct, LEP2008 allows for a wide range of permissibility uses, including high density residential, commercial uses, and retail uses, the LEP2008., identifies a number of site under key site map provisions, and these include:

- Clause 7.17A '*Hospital Helicopter Airspace*': The objective of this clause is to protect hospital helicopter airspace and required any application to be referred to the local health district for comment. This is show on the map below.
- Schedule 1, Clause 10 '*Use of certain land in Liverpool City Centre in Zones MU1 and R4*': This allows for the additional uses of light industry (medical research and development), and office premises (only with respect to medical or health industries) to be achieved on the land mapped blue below
- Clause 7.25 '*Food and drink premises and shop on certain land in Zone E1*' stating: that Development consent must not be granted to development for the following purposes:
 - Food and drink premises if the gross floor area of the premises will be more than 300 sqm,
 - A shop if the gross floor area of the shop will be more than 1,500 sqm

Clause 7.25 only applies to 5 small lots in the most northern portion of the Liverpool Innovation Precinct.



Map 2. Key Site Maps within the LIP

Development Activity in the Liverpool CBD

Although, there is significant capacity under the Liverpool Local Environmental Plan 2008, there has been limited take up since the implementation of Amendment 52. Since September 2018, 15 major Development Applications have been lodged and approved (or currently under assessment) within the Liverpool CBD for residential purposes (Residential Flat Buildings, Shop-top housing, Multi-dwelling and Boarding House). Noting, this does not include the DA / Modification application relating to Civic Place. A full list of the relevant Development Applications is included in **Appendix 1**.

In addition, 61-71 Goulburn Street has been subject to a planning proposal to facilitate the development of the Liverpool Private Hospital. This planning proposal was finalised in late 2023, and a State Significant Development Application has been lodged to the Department of Planning, Housing and Infrastructure.

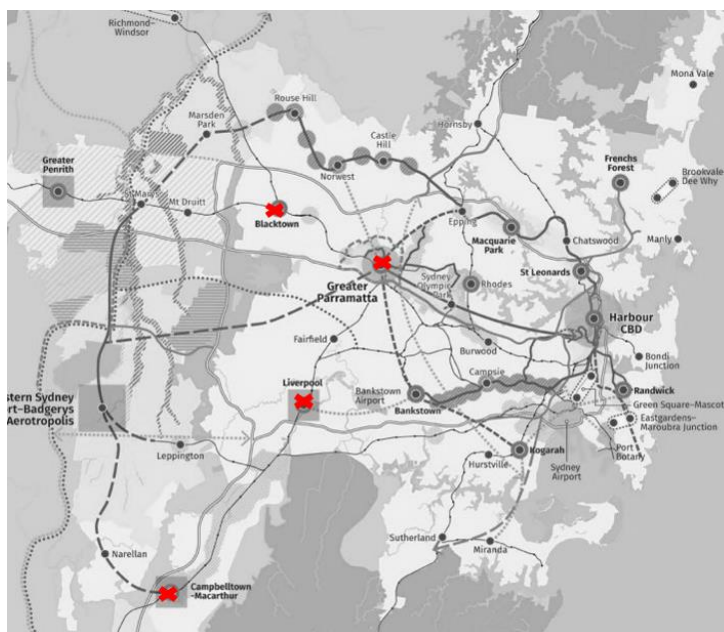
Current LEP Amendments:

Council staff are currently drafting a new Principal Local Environmental Plan. As part of this process, investigations which have resulted in recommendation to amend some controls within the City Centre. Specifically, Clause 7.5a is proposed to be amended, as follows:

- **Reduced Commercial Gross Floor Area (GFA):** Reduction of 20% GFA requirement for commercial uses to minimum of 15% GFA, to achieve the bonus height of building and Floor Space Ratio as per this clause. If the market demand enables greater than 15% for non-residential uses, this can still be achieved under this clause.
- **Inclusion of Build to Rent:** Introduction of Built 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 4.6 Exception to Development Standards, to enable flexibility where minor variations can be accommodated, for 7.5A(1) only, i.e. only site size and street frontage requirements, and not the bonus development standards.
- **New Area for Liverpool Hospital:** Introduction of a new Area 9 (Mixed Use) provision for land directly west of the Liverpool Hospital. It is noted this land is primarily strata units and would require 2 lots to be amalgamated for the bonus to occur. The Liverpool Private Hospital has recently completed a planning proposal for increased HOB and FSR (79m and 6.9:1 respectively) within this marked area. This FSR is commensurate to the Area 9 standards. Further consideration of Hospital Flight Paths, solar access and overshadowing will be required.

Examples of Health and Education Precincts throughout Sydney:

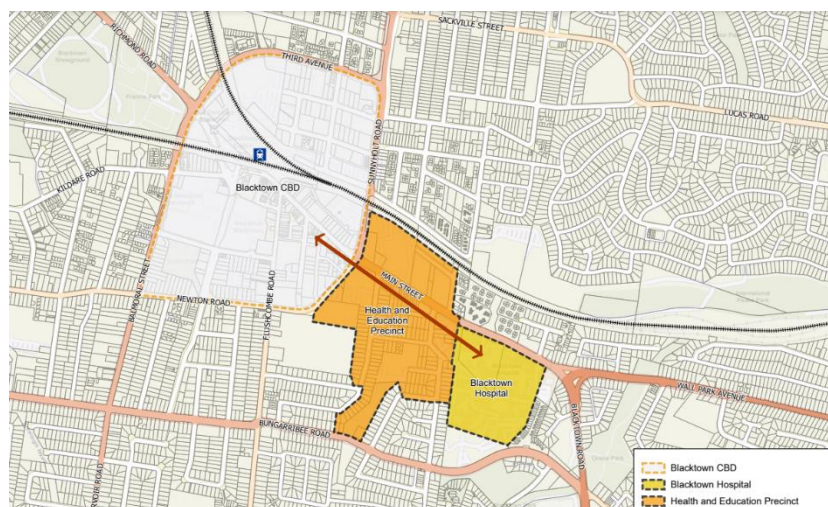
Throughout Greater Sydney, there are other Health and Education precinct which aim to facilitate similar outcomes to those aims for the Liverpool Innovation Precinct. A few examples are marked on the map and outlined below.



Map 3. Examples of similar precincts within Greater Sydney

a) Blacktown Health and Education Precinct

- i. **Location:** The Blacktown Health and Education Precinct is located between Blacktown CBD and Blacktown Hospital. The precinct is approximately 20ha in size and bounded by the Western Railway line to the north, Sunnyholt Road and Newton Road to the west, Griffiths Street, Marcel Crescent and Blacktown hospital to the east, and Bungarribee Road to the south. A map of the precinct is shown below.



Map 4: Map of Blacktown Health and Education Precinct

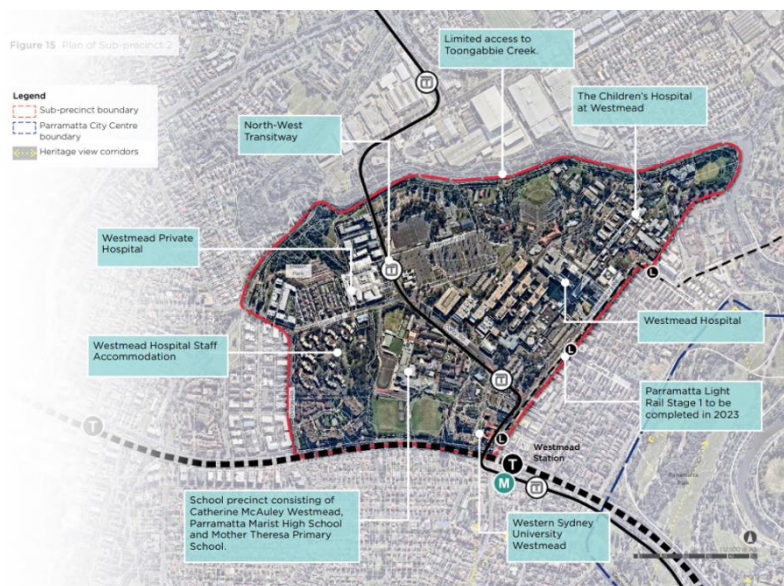
- ii. **Planning Controls:** The area was subject to a recent planning proposal which was gazetted in December 2022. The planning proposal rezoned the area and amended building heights and created additional local provisions to incentivise development. The in-force building heights and floor space ratios for the Health Precinct and surrounding CBD are outlined below.

	Blacktown LEP 2015 (in force)	Comment:
Land Use Zoning	B4 Mixed Use SP1 Special Activities (Health Service Facilities and Educational Establishment)	The zoning was recently amended as part of the planning proposal which was gazetted in December 2022.
Floor Space Ratio	N/A	Blacktown does not specify floor space ratios in the health and education precinct.
Height of Building	Varies. Between 14-32metres. Up to 44m (will be subject to design excellence being demonstrated through a design competition, and buildings having the maximum floor plate of 1,000m ²)	The Height of building was recently amended as part of the planning proposal which was gazetted in December 2022.

Table 4: Land use controls outlined in Blacktown LEP 2015

b) Westmead Health and Education Precinct

ii Location: The Westmead Place Strategy has seven sub precincts, and the Westmead Health and Innovation precinct is one of the sub-precincts. The sub-precinct is situated to the north of Westmead Station, containing health, research, innovation and education facilities. The centre core is defined by Westmead Hospital, and the Childrens hospital Westmead.



Map 5: Westmead Precinct

ii) Planning Controls Under the Parramatta LEP the following development standards apply to the precinct:

Land use		Floor Space Ratio	Maximum Building Height
MU1 Mixed use		1.5	12m
		3.0	31m
		3.5	40m
		4	48m
SP2 Special activities	Health Services Facility	n/a	n/a
	Educational Establishment	n/a	n/a
R4 High Density Residential		1.7	20m
RE1 Public Recreation			

Table 5: Land use controls outlined in Parramatta LEP 2023

c) Campbelltown / Macarthur

i) Location: Whilst the Campbelltown Macarthur example is not specifically identified as a health or education precinct. It is a useful example given it has similar anchor tenants to Liverpool. These include, a train station, shopping centre, two hospitals, and a university on the periphery. The area shown on the below is 100ah, which is of similar scale to the Liverpool Innovation Precinct. A map, and the applicable development standards a shown below.



Map 6: subject area referred to: Campbelltown

- ii) **Planning Controls** Under Campbelltown LEP, the following controls apply to the area referenced in Map 6.

Land use	Floor Space Ratio	Maximum Building Height
MU1 Mixed use	n/a	19m
	n/a	22.5m
	n/a	32m
E2 Commercial Core	n/a	32m
SP2 Health Services Facility	n/a	n/a
R4 High Density Residential	n/a	22.5 m
R3 Medium Density Residential	n/a	9m
RE1 Public Recreation	n/a	n/a

Table 6. Land use controls outlined in Campbelltown LEP

Conclusions and Recommendations

The projects identified within the Master Plan provide a comprehensive approach towards uplifting the overall character of Liverpool City Centre and supporting the growth and development of the LIP. Good Urban Design outcomes have the ability to alter the perception of a place and attract the right people and investors. With the Master Plan and the Technical Manual as key documents helping to guide the future growth and development of the LIP, Council and the community are well placed to ensure our future is prosperous.

The land-use controls within the Liverpool Innovation Precinct are very generous, especially when compared to other precincts of similar scale within Greater Sydney. Whilst land use planning is an important factor in promoting development and growth within the Liverpool Innovation Precinct, market factors are outside control of Council. Since Covid-19, the building industry has suffered from labour shortages, significant increases in the price of building materials as well as rises in interest rates. These factors are considered a bigger hinderance

on the completion of Development Applications rather than planning controls. This is especially true when considering the scale of development already permitted under the existing planning controls.

Given the information above, Strategic Planning and City Design and Public Domain Teams recommend the following:

- Prioritise the implementation of the Master Plan Projects in the Liverpool Innovation Precinct to be Fast-tracked’.
- Develop a CBD Signage Strategy as part of Council’s FY 24/25 budget;
- Implement the CBD Signage as part of Council’s FY 25/26 budget;
- Undertake additional street tree plantings in Elizabeth and George Streets as part of Council’s FY 24/25 Budget;
- Implement multi-function poles and banners in the Liverpool Innovation Precinct as part of Council’s 24/25 budget; and,
- Advocate for key investment from the State Government which will be a catalyst for private investment.

FINANCIAL IMPLICATIONS

There are no direct financial implications relating to this recommendation. However, individual recommendations have financial implications which will be raised as a separate business case in the future.

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>Facilitate economic development.</p>
Environment	<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	<p>Foster neighbourhood pride and a sense of responsibility.</p> <p>Operate a well-developed governance system that demonstrates accountability, transparency and ethical conduct.</p>
Legislative	Environmental Planning and Assessment Act 1979.
Risk	<p>The risk is deemed to be Low.</p> <p>There is no risk associated with this report.</p>

ATTACHMENTS

1. Attachment 1: Recent DAs in Liverpool City Centre

DA Number	Location	Status	Description
DA-559/2018	41 FORBES STREET LIVERPOOL NSW 2170	Approved	Construction of a 9-storey shop-top housing development comprising of 3 ground floor commercial suites. The application is lodged pursuant to the State Environmental Planning Policy (Affordable Rental Housing) 2009.
DA-625/2018	402 MACQUARIE STREET LIVERPOOL NSW 2170	Approved	Consolidation of four (4) lots, construction of a seventeen (17) storey mixed use development comprising of 145 residential apartments and 3 commercial units
DA-886/2018	22 ELIZABETH STREET LIVERPOOL NSW 2170	Approved	Construction of a 35 storey mixed use development over four levels of basement car parking.
DA-950/2018	9 NORTHUMBERLAND STREET LIVERPOOL NSW 2170	Approved	DA - integrated housing development comprising of residential apartments and boarding house accommodation for social and affordable housing, respite day care centre, Anglicare support services and a kiosk.
DA-262/2019	77 BATHURST STREET LIVERPOOL NSW 2170	Approved	Construction of a mixed use development comprising a commercial and retail podium including a two level restaurant
DA-639/2019	4 BIGGE STREET WARWICK FARM NSW 2170	Approved	Construction of an 11-storey residential flat building containing 52 apartments
DA-693/2019	23 GEORGE STREET LIVERPOOL NSW 2170	Approved	The construction of a nine (9) storey residential flat building comprising of 36 units (12 x 1-bedroom units, 20 x 2-bedroom units and 4 x 3-bedroom units) and a three level basement carpark
DA-952/2019	4 DRUMMOND STREET WARWICK FARM NSW 2170	Approved	Demolition of existing structures and the construction of an 11 storey residential flat building comprising 70 units
DA-822/2020	167 NORTHUMBERLAND STREET LIVERPOOL NSW 2170	Approved	Stage 2 of a concept DA for the construction of a 32 storey mixed use development including commercial floor space and 163 serviced apartments

DA-1080/2020	40-46 SCOTT STREET LIVERPOOL NSW 2170	Approved	Stage 2-Construction of and use of a 22 storey commercial office building, a 9 storey hotel building (tourist and visitor accommodation use)
DA-1092/2021	146 TERMINUS STREET LIVERPOOL NSW 2170	Approved	Demolition of all existing structures and the construction of an 8 storey mixed use development comprising ground floor commercial and Cafe and a 52 room boarding house including Managera Room, landscaping and associated site work
DA-28/2022	20 HUME HIGHWAY WARWICK FARM NSW 2170	Approved	Construction of a 10-storey residential flat building comprising 28 residential units. The application is submitted under the State Environmental Planning Policy (Affordable Rental Housing) 2009
DA-185/2022	9 MILL ROAD LIVERPOOL NSW 2170	Application Under Assessment	Demolition of existing structures and construction of a five-storey residential flat building comprising 12 residential units
DA-489/2023	62 COPELAND STREET LIVERPOOL NSW 2170	Application Under Assessment	Construction of a twelve (12) storey residential flat building consisting of forty-three (43) residential units and two (2) levels of basement car parking. The application is for Affordable Housing under the State Environmental Planning Policy (Housing) 2021.
DA-551/2023	31 ATKINSON STREET LIVERPOOL NSW 2170	Awaiting Information	Demolition of existing structures and the construction of a 25 unit residential flat building with basement parking

CTTE 01

**Minutes of Intermodal Precinct Committee
Meeting 08 April 2024**

Strategic Objective	Evolving, Prosperous, Innovative Maintain strong relationships with agencies, stakeholders and businesses to achieve beneficial outcomes for the city
File Ref	163513.2024
Report By	Jennifer Reynolds - Senior Officer, 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 08 April 2024.

RECOMMENDATION

That Council receives and notes the Minutes of the Moorebank Intermodal Committee Meeting held on 08 April 2024.

REPORT

The Minutes of the Moorebank Intermodal Committee Meeting held on 08 April 2024 are attached for the information of Council.

The minutes contain the following actions or Committee recommendations:

Action: National Intermodal to confirm actions which may be taken to stabilise the banks within the Georges River- tributaries offset site

Action: National Intermodal to provide a list of species/faun that have been identified in the Georges River-tributaries offset area

Action: National Intermodal to confirm the percentage of biodiversity being contained in the Liverpool LGA and how much were credits outside the LGA

Action: LOGOS to provide information on which entity and representative conducts checks on the statistics that LOGOS provides to Transport for NSW

Action: LOGOS to provide a list and potential quantity of hazardous materials stored onsite

Action: LOGOS to provide link/description of the types of hazardous materials which are and will potentially be stored onsite

Action: National Intermodal to advise how the payment in lieu of rates will be accommodated within the increase in FSR and proposed SEPP changes

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 and governance considerations.
Legislative	There are no legislative considerations relating to this report.
Risk	There is no risk associated with this report.

ATTACHMENTS

1. Minutes of the Intermodal Precinct Committee Meeting held on 08 April 2024



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

MINUTES OF INTERMODAL PRECINCT COMMITTEE MEETING 8 APRIL 2024

COUNCILLORS:

Karress Rhodes	Councillor (Chair)
Fiona Macnaught	Deputy Mayor

COMMITTEE MEMBERS PRESENT:

Ellie Robertson	Community Representative
Dianne Wills	Community Representative

GUEST ATTENDEES:

Alison Miller Swan	LOGOS
Westley Owers	National Intermodal

COUNCIL STAFF:

Jennifer Reynolds	Senior Officer Business Development
Luke Oste	Coordinator Strategic Planning
Lilyan Abosh	A/g Senior Strategic Planner
Stella Qu	Transport Planner

APOLOGIES:

Eric North	Community Representative
Carlo Di Giulio	Community Representative

OPEN:

Meeting opened at 6.08pm



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

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 05 February 2024 with alterations as per below:

4.2 title update to 'National Intermodal to provide an update on the replanting works at the Casula offset site'.

4.3 title update to 'National Intermodal to schedule a new tour for the new committee members along the biodiversity areas.

4.4 title update to 'LOGOS to provide a high-level guide of heavy vehicle usership and/or movements within the precinct'.

Moved: Diane Wills

Seconded: Deputy Mayor

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

4. BUSINESS ARISING FROM PREVIOUS MINUTES

Mr Owers made note of the title error to 4.2 which should refer to the replanting works at the Casula offset site instead of the M5 weave.

Mr Owers pointed out 4.4 title would need to be updated to reflect 'LOGOS' to provide a high-level guide of heavy vehicle ownership instead of National Intermodal

Ms Miller Swan made note of the title error to 4.3 which should reflect 'National Intermodal' to schedule a new tour instead of LOGOS.

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

Noted.



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

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

Mr Owers confirmed NI's attendance at the Environment Committee on 17th June 2024 at 6pm. Snr Officer Business Development has put the Environment Committee officers in contact with Mr Owers.

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

Ms Miller Swan has confirmed that she has invited a representative from Transport for NSW to attend the April 2024 committee meeting without success, however, will continue to seek their attendance to address the committee.

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.

Mr Owers presented biodiversity improvement works in the April 2024 meeting.

5. COUNCIL MINUTES

- John Holland Group is confirmed as QUBE's recently appointed contractor tasked with undertaking works on the Interstate terminal. An opening ceremony was held onsite with the Prime Minister recently. The interstate terminal is on track to be operational in the first half of 2024.

National Intermodal Update

- Mr Owers presented on the Moorebank Intermodal Precinct Biodiversity Offset Improvement Works which covers biodiversity preservation on 105+ ha of land.
- There are three offset sites including Casula (Hourglass), Moorebank (Georges River) and Wattle Grove (Bootland). The program of works is currently in its 3rd year of a 20yr program, centred around weed removal & fostering of native species in the area.
- Ms Qu queried whether there were any provisions within the Casula offset site for potential pedestrian and active transport access (including a bridge) to connect Casula railway station to the Intermodal precinct.
- Mr Owers responded advising that provisions have been made in the Casula offset area for a Council negotiated bike path. In terms of a bridge requirement under the approval consent, the site has been gazetted and committed to, from a biodiversity perspective, with works to remain for 20yrs or more and therefore, a bridge in that area cannot be negotiated.



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

- The work in the Georges River tributaries include clearing of weeds upstream and stabilisation works.
 - Councillor Rhodes asked NI if they had any idea on how they will stabilise the banks.
 - Mr Owers replied with the need to confirm with the contractors and site managers given some of the weeds are native.
- ACTION:** NI to confirm actions that may be taken to stabilise the banks within the Georges River-tributaries offset site
- Ms Robertson asked NI about the types of fauna have been identified in the area.
 - Mr Owers responded with birds, marsupials, brushtail possums, lorikeets. For more information on specifics Mr Owers will need to consult with the site manager.
- ACTION:** NI to provide a list of species/fauna that has been identified in the Georges River-tributaries offset area
- Eco tours for primary school students will commence towards the end of May, depending on the availability of teachers and students.
 - Ms Robertson asked if there were offset sites apart from the three listed in NI's presentation.
 - Mr Owers confirmed that 105 ha is a mix of utilising biodiversity credits located at the site and financial investments to buy credit on the market.
 - Ms Robertson asked if the amount of land destroyed by the Intermodal is being replaced on a like for like basis.
 - Mr Owers responded that the process involves actively looking into the bushland to identify and confirm the amount and types of species and plants in the area. A value is then assigned for its replacement. In some areas some species will have a different value assigned to it
 - Ms Robertson asked if any endangered frogs were affected when the Intermodal was developed.
 - Mr Owers advised that he has been on the project for 10yrs and is not aware of any endangered frogs being affected. It was noted that a flowering plant which had been considered extinct for 100yrs has been relocated to the Bootland area and that population



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

is being preserved and managed to ensure that it thrives. There have been species of particular importance that have been located which have been set aside and provided habitat for.

- Councillor Rhodes asked what percentage of biodiversity is being addressed in the Liverpool LGA and how much were credits outside the LGA.
- **ACTION:** NI to confirm the percentage of biodiversity being contained in the Liverpool LGA and how much is being purchased outside the LGA.

LOGOS UPDATE

- Two north warehouses, leased by Maersk and Sydney Tools in the Western side of the precinct should be finished in approximately 4-5 weeks. LOGOS is also about to break ground on three new warehouses in the Southwestern side of the precinct, which have been built on spec (meaning that capital is available to build without a tenant locked in)
- Councillor Rhodes asked when the three new warehouses will be ready to which LOGOS replied that they are on track however an opening date is yet to be confirmed.

PROPOSED CHANGES TO CHAPTER 6 OF THE STATE ENVIRONMENTAL PLANNING POLICY (TRANSPORT AND INFRASTRUCTURE)

- The proposed changes will enable multi-storey warehousing options including increases to the existing 850,000 m² gross floor area (GFA) limit and changes to the height limits, however what doesn't change is the impact to traffic limits.
- Currently under the SEPP the maximum traffic capacity is 10,798 heavy vehicles per day. Independent mandatory traffic audits will still be mandatory triggered by thresholds of 25%, 50% and 75% capacity to ensure ongoing monitoring of cumulative development impacts within the precinct.
- Traffic audits are independently modelled and endorsed by Transport for NSW and are not shared with LOGOS. LOGOS is obligated under consent to complete six-monthly Biannual Trip Origin Destination Reports (BTODR's) which is a framework that involves the classification and counting of heavy vehicles and articulated heavy vehicles. Additional audit requirements under the SEPP are required once the traffic load hits certain thresholds.
- Councillor Rhodes asked how this is being overseen.
- Ms Miller Swan confirmed LOGOS provides the details to Transport to NSW
- Councillor Rhodes asked if there is anyone who checks the statistics that LOGOS provides and if so, who?
- **ACTION:** LOGOS to provide information on which entity and representative conducts checks on the statistics that LOGOS provides to Transport for NSW



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

- Road and Intersection upgrades remain unaltered and are progressing.
- LOGOS took the committee through the Austroads Vehicle classification system and confirmed that any vehicles within the purple square are types of vehicles that LOGOS needs to monitor and count (including rigid heavy vehicles, heavy vehicles and articulated heavy vehicles) LOGOS is required to monitor, count, and provide information to the Department to ensure they remain under the vehicle limits.
- Approach to site lines do not change meaning that the existing development standards in schedule 13 of the SEPP will continue to apply. This includes any proposed warehouse or distribution centre that has a height greater than 21m is required to have its visual impact minimised. LOGOS will provide variation in built form by reducing height limits in the south from what has been approved. The staggering height limits reflects previously considered visual impact assessments and considerations.
- LOGOS would not increase height limits in the south from what has been approved and are more likely to improve height limits to the eastern side of the precinct behind where Piccolo Me and Catch are located (400 Moorebank Avenue, Moorebank)
- LOGOS presentation also includes a 'have your say' slide which provides details for the community to make its submission.
- Ms Robertson asked if the committee could request an extension on the submission date.
- Mr Oste replied that an extension request can be emailed to the contact on the webpage.
- Councillor Rhodes asked if the extension can be made by the committee.
- Mr Oste replied by stating that it's best if individuals request extension as Council staff will have their Council submission in on time. A copy of Council's submission will be provided via a memo to Council
- Ms Wills raised her concerns around the increase quantity and variety in hazardous materials and sought confirmation from LOGOS
- Ms Miller Swan replied that items classified as hazardous materials in 'freight language' are usually contained in aerosol containers or are normal household items but because of the way it is handled in freight, it is classified as hazardous materials.

ACTION: LOGOS to provide a list and potential quantity of hazardous materials stored onsite



This meeting was recorded for minute taking purposes. This meeting occurred on MS Teams

Minutes

- Deputy Mayor raised the chatter in the community around their concerns about hazardous substances and has sought assistance from Ms Miller Swan in pointing the Committee to a simple explanation of this to help the community be more informed about what type of items are stored.

ACTION: LOGOS to provide link/description of the types of hazardous materials which are and will potentially be stored onsite

- Councillor Rhodes referred to the Nulon Oils site at Moorebank which has closed down due to the storing of hazardous materials (mainly oil) and the danger it could potentially cause to residents.
- Councillor Rhodes referred to the Intermodal's payment in lieu of rates and questioned if the arrangements for payment in lieu or rates are being addressed with the proposed increase in FSR.

ACTION: National Intermodal to advise how the payment in lieu of rates will be accommodated within the increase in FSR and proposed SEPP changes

6. GENERAL BUSINESS

Nil

7. CLOSE

7.28pm

NEXT COMMITTEE MEETING

03 June 2024
6PM
MS Teams

CTTE 02

**Minutes of the Liverpool Local Traffic Committee
meeting held on 15 May 2024**

Strategic Objective	Liveable, Sustainable, Resilient Promote and advocate for an integrated transport network with improved transport options and connectivity
File Ref	186813.2024
Report By	Patrick Bastawrous - Team Leader Transport Management
Approved By	Lina Kakish - Director Planning & Compliance

EXECUTIVE SUMMARY

This report is tabled in order to present the Minutes of the Liverpool Local Traffic Committee Meeting held on 15 May 2024. At the meeting, the Committee considered 9 Agenda Items and 13 General Business Items.

Council is requested to adopt the recommendations of the Committee meeting. A copy of the meeting minutes along with an Attachment Booklet are included in **Attachments 1 and 2**.

RECOMMENDATION

That Council adopts the following Committee recommendations:

Item 1 - Wonga Road, in front of St Francis Xavier Primary School, Lurnea - Request for Raised Marked Pedestrian Crossing

Approves installation of a raised marked pedestrian crossing across the section of Wonga Road in front of St Francis Xavier Primary School as shown in the Attachment Booklet.

Item 2 – Sanderling Street, Hinchinbrook – Request for Traffic Calming Device

Council to investigate options for installation of either chicanes or asphaltic concrete speed humps at the proposed locations and present a design layout, with cost estimates and prioritisation, to the July 2024 Meeting.

Item 3 – Bardia Parade and Village Way intersection, Holsworthy – Proposed Roundabout

- Approves in-principle installation of a roundabout at the Bardia Parade and Village Way intersection, Holsworthy, as shown in the Attachment Booklet.
- Detailed design is to be submitted to TfNSW for their review prior to installation.

Item 4 – Craik Avenue and Sixteenth Avenue intersection, Austral – Proposed Roundabout

- Approves installation of a roundabout at the intersection of Craik Avenue and Sixteenth Avenue intersection, as shown in the Attachment Booklet.
- A copy of the detailed design is to be submitted to TfNSW for their review prior to installation.

Item 5 – Mill Road and Nagle Street, Liverpool - Proposed Intersection Treatment

- Installation of interim treatment involving:
 - Replacement of the existing Give-Way control across Nagle Street approaches with Stop Control.
 - Increase parking restriction along the Mill Road approaches from 10m to 15m.
 - Installation of edge lines along the Mill Road approaches, as shown in the Attachment Booklet.
- Detailed design of a single lane roundabout is to ensure appropriate height and the existing intersection on Mill Road to be repaired. The design is to be submitted to a future meeting.

Item 6 - Muir Road, Edmondson Park – Request for Speed Humps

Approves installation of an asphalt speed humps across the section of the street at the common property boundary in front of House Nos. 29/31.

Item 7 – Minor Traffic Facilities Applications in the Local Government Area

- Approves Installation of a Bus Zone in front of the 307 Wilson Road, Green Valley
- Approves Relocation of a Bus Zone from in front of House No. 95 to House No. 93 in Ingham Drive, Casula
- Council to notify the affected residents, prior to installations.

Item 8 – Ascot Drive, Chipping Norton - Request for Traffic Calming Device

Council to investigate options for installation of either chicanes or concrete raised thresholds (accommodating bus movements) in front of House Nos. 41/50 and present a layout, with cost estimates and prioritisation, to the July 2024 Meeting.

Item 9 – Items Approved Under Delegated Authority

Notes the above Delegated Authority applications approved by the NSW Police Force and TfNSW representatives between April 2024 and May 2024.

General Business Items

Comments on the General Business Items with recommended actions are as follows:

GB1 - Nuwarra Road/ Marshall Avenue roundabout, Moorebank – Request for installation of speed humps on the Nuwarra Road approaches to the roundabout

Council to carry out speed classification, including for heavy vehicles, next month and if required, results would be presented to a future meeting.

Council to prepare a layout to relocate the existing load limit signs closer to the intersections and remove conflicting compression breaking signs.

GB2 – Rotary Street, Liverpool - Speeding Concern

Council to carry out speed classification next month and if required, the results would be presented to a future meeting.

GB3 - Grimson Cresnet, Liverpool - Concern About Rat Running

Council to carry out traffic assessment next month and if required, the results would be presented to a future meeting.

GB4 - 39 Napier Avenue, Lurnea - Request for speed hump prior to pedestrian crossing

Council to carry out speed classification next month and if required, the results would be presented to a future meeting.

GB5 – Andalusian and Connemara Street, Austral - Request for 50km/h reminder signs

Council to discuss with TfNSW whether speed limits could be approved and installed along the two streets.

GB6 – McGirr Parade, Warwick Farm and Bundemar Street, Miller – Request for indented/verge parking bays

Council to investigate additional on-street parking in the form of indented/verge parking bays along both streets and consider inclusion the streets in its priority list for implementation.

GB7 – Walder Road and Meehan Avenue, Hammondville - Request for installation of Do Not Queue Across Intersection advisory sign

Council to install a Do Not Queue Across Intersection sign is proposed to be installed, close to the Walder Road/Meehan Road intersection.

GB8 – Tenth Avenue near St Anthony of Padua School, Austral – Request for an update on the proposed installation of a pedestrian crossing

Council to note that the consent condition for the school expansion includes installation of a raised pedestrian crossing across Tenth Avenue, and the crossing has recently been installed.

GB9 – Middleton Drive, Middleton Grange – Speeding concern in Brimsead Avenue

Council to note that recent speed classification is lower than the applicable speed limit and additional traffic calming devices are not required at this stage.

GB10 - Banks Road Carpark, Miller – Changes to carpark traffic arrangements

Council to note the changes to the existing traffic arrangements at the Banks Road Carpark.

GB11 – Kurrajong Road, Lyn Parade and Beech Road Intersection, Prestons – Request for update on the proposed installations

Council to note the design and construction update for the Kurrajong Road, Lyn Parade and Beech Road intersection upgrade with a program to complete construction by 2026.

GB12 – Lismore Street, Hoxton Park – Update on Traffic Conditions

Council to note that detailed design is being carried out for the road opening of First Avenue into Nineteenth Avenue.

GB13 – Elizabeth Hills LATM Study – Request for Update on Status

Council to note that results of the community consultation would be presented to the July Meeting to consider the stage implementation of the traffic facilities, subject to funding.

FINANCIAL IMPLICATIONS

The actions contained in the minutes will be funded as outlined in the table below:

Item	Description	Funding, Indicative Cost and Timing
1	Wonga Road, in front of St Francis Xavier Primary School, Lurnea - Request for Raised Marked Pedestrian Crossing	Funding – Council's Capital Budget Program Indicative Cost – \$100,000 Timing – Subject to consultation and funding allocation
2	Sanderling Street, Hinchinbrook – Request for Traffic Calming Device	Item to be resubmitted to a future meeting
3	Bardia Parade and Village Way intersection, Holsworthy – Proposed Roundabout	Funding – Council's Capital Budget Program Indicative Cost – \$200,000 Timing – Subject to consultation and funding allocation
4	Craik Avenue and Sixteenth Avenue intersection, Austral – Proposed Roundabout	Funding – Council's Capital Budget Program and Developer Contributions Indicative Cost – \$200,000 Timing – Subject to consultation and funding allocation
5	Mill Road and Nagle Street, Liverpool - Proposed Intersection Treatment	Funding – Council's Capital Budget Program Indicative Cost – \$40,000 Timing – October 2024
6	Muir Road, Edmondson Park – Request for a Speed Hump	Funding – Council's Capital Budget Program Indicative Cost – \$30,000 Timing – Subject to consultation and funding allocation
7	Minor Traffic Facilities Applications in the Local Government Area <ul style="list-style-type: none"> 307 Wilson Road, Green Valley - Request for Installation of Bus Zone 95 Ingham Drive to the front of 93 Ingham Drive, Casula - Request for Relocation of the Bus Zone 	Funding – Council's Block Grant Funding Indicative Cost – \$5,000 Timing – Subject to community consultation
8	Ascot Drive, Chipping Norton - Request for Traffic Calming Device	Item to be resubmitted to a future meeting
9	Items Approved Under Delegated Authority	Funding – TfNSW block grant to Council Indicative Cost – \$2,000 Timing – August 2024

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. Deliver a high-quality local road system including provision and maintenance of infrastructure and management of traffic issues.
Social	There are no social and cultural considerations.
Civic Leadership	There are no civic leadership and governance considerations.
Legislative	NSW Roads Act 1993 and Traffic Management Act
Risk	The risk is deemed to be Low.

ATTACHMENTS

1. Liverpool Local Traffic Committee Meeting Minutes - May 2024 (Under separate cover)
2. MAY 2024 LTC Meeting - Attachment Booklet (Under separate cover)

CTTE 03

**Minutes of the Tourism and CBD Committee held
23 April 2024**

Strategic Objective	Evolving, Prosperous, Innovative Maintain strong relationships with agencies, stakeholders and businesses to achieve beneficial outcomes for the city
File Ref	187530.2024
Report By	Susana Freitas - Coordinator Innovation, Grants and Partnerships
Approved By	Shayne Mallard - Director City Futures

EXECUTIVE SUMMARY

This report is tabled to present the Minutes of the Tourism and CBD Committee Meeting held on 23 April 2024.

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Tourism and CBD Committee Meeting held on 23 April 2024.
2. Endorse the recommendations in the Minutes.

REPORT

The Minutes of the Tourism and CBD Committee held on 23 April 2024 are attached for the information of Council.

The minutes contain the following actions or Committee recommendations:

- Western Sydney Airport to provide a formal update at the next Tourism and CBD Committee meeting
- Strategic Planning to attend a future Committee meeting to present what potential land opportunities are available to accommodate concert venues
- Coordinator Innovation, Grants and Partnerships to discuss with Manager Communications, Marketing and Brand to promote ticketed events on Council channels

FINANCIAL IMPLICATIONS

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

CONSIDERATIONS

Economic	<p>Further develop a commercial centre that accommodates a variety of employment opportunities.</p> <p>Facilitate economic development.</p> <p>Facilitate the development of new tourism based on local attractions.</p> <p>Culture and creative industries.</p>
Environment	<p>There are no environmental and sustainability considerations.</p>
Social	<p>Provide cultural centres and activities for the enjoyment of the arts.</p>
Civic Leadership	<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>
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. Minutes Tourism and CBD Committee 23 April 2024



This meeting was recorded for minute taking purposes.
This meeting occurred on MS Teams.

Minutes

MINUTES OF TOURISM AND CBD COMMITTEE

23 APRIL 2024

COMMITTEE MEMBERS

Karress Rhodes

Councillor (Chair)

COMMUNITY REPRESENTATION

Jessica Bono

Michelle Caruso

Navid Diwan

Marc Edwards

Fazila Farhad

Maja Georgievska

Jeff Gibbs

Belinda Thomson

Liverpool Catholic Club

Community Representative

Diwansons Collection/ Designer Palace

Club Liverpool

Southwest Sydney Tourism Taskforce NSW Inc.

Western Sydney Airport

Moorebank Sports Club

The William Inglis

COUNCIL STAFF

Emily Tinson

Susana Freitas

Jacqueline Boateng

Program Manager WSIG Program

A/Coordinator Innovation, Grants and Partnerships

Administration Assistant (minutes)

APOLOGIES

Kerrie Elliott

Mazhar Hadid

George Khoury

Fiona Macnaught

Nataly Rahme

June Young OAM

Coordinator Business Development

Councillor

Khourys & Associates

Deputy Mayor

Community Representative

Community Representative

OPEN

Meeting opened at 10:00am

1. WELCOME, ATTENDANCE, APOLOGIES AND OPENING

Councillor Rhodes opened the meeting and acknowledged the traditional custodians of the land.

2. DECLARATIONS OF INTEREST

NIL

3. CONFIRMATION OF PREVIOUS MINUTES

Motion: That is Committee endorse the previous minutes from the meeting held on 27 February 2024.



This meeting was recorded for minute taking purposes.
This meeting occurred on MS Teams.

Minutes

4. PRESENTATION

Western Sydney Infrastructure Grants Program (WSIG) update provided by Program Manager WSIG

4.1 Kayak Launch, Light Horse Park

- 4.1.1 The construction of this project is expected to be completed by June 2024
- 4.1.2 The kayak launch facility will be accessible for people in wheelchairs to utilise and get on the water
- 4.1.3 The boatshed will be in the Community Hall and the person on duty will bring the kayak's down to the river daily
- 4.1.4 Councillor Rhodes raised concerns regarding visibility when it comes to children getting onto the kayak and safety
Program Manager WSIG Program advised the design has been completed but in terms of safety, suggestions are welcome and can be considered
- 4.1.5 The carpark will be completed by 2025 but it has challenges as it was a former tip and has asbestos in the ground which is currently being remediated
- 4.1.6 Ms Farhad queried when the project will be ready and if the Council will have a launch ceremony
Program Manager WSIG Program advised the kayak launch will be ready by June 2024, and there likely will be an official opening. The entire park is scheduled to be completed by December 2026

4.2 Macquarie Street, Liverpool

- 4.2.1 There will be a decorative lighting such as:
 - o Feature lighting integrated with street light poles
 - o Integrated lighting around the street furniture
 - o Tree uplighting
 - o Footpath lighting
 - o Custom lighting under pedestrian crossing canopy
- 4.2.2 Councillor Rhodes queried if there will be any attention Macquarie Street behind Westfield
Program Manager WSIG Program advised that there will be upgrades including new pavements and lighting
- 4.2.3 Mr Diwan suggested that the buildings and shops be upgraded with neon lights and bright signage with bold colours
Program Manager WSIG Program advised that Council does not own the private buildings
A/ Coordinator Innovation, Grants and Partnerships advised that businesses could apply for programs such as The Vibrant Streets Program to upgrade shops to be attractive with neon lights, improve facades, street art or other upgrades. The program encourages businesses and landlords to improve the private domain.

5. PRESENTATION

Southwest Tourism Taskforce Update by Ms Farhad

Highlights include:

- Destination NSW reported \$15 billion visitor expenditure until December 2023 in Western Sydney including, a total of 2.2 million domestic overnight visitors during that period



This meeting was recorded for minute taking purposes.
This meeting occurred on MS Teams.

Minutes

- People are spending more in Western Sydney this year than the previous years
- Western Sydney is the 3rd largest contributing GDP region in Australia
- Taskforce Events
 - 16 May - Destination Liverpool
 - 27 June - Destination Fairfield
 - 24 October - Western Sydney Tourism Award

6. PRESENTATION

Acting Coordinator Innovation, Grants and Partnerships provided an update on Destination Australia

- Tourism Australia held their annual event in March 2024 called Destination Australia and will continue with their campaign, Ruby the Kangaroo, which is the most common souvenir that tourists purchase when visiting Australia and is being well received internationally
- Ruby the Kangaroo gets translated into multiple languages and is focused on going to the Australian Icons
- There has been an increase in wellness and adventure travel, people are interested in healing, experiencing nature, and advocating for their mental health
- Saudi Arabia is becoming an increasing competitor and has invested in tourism heavily and is competing internationally
- International air traffic - 60% are Australians leaving the country whilst only 40% international visitors incoming

7. GENERAL BUSINESS

- Mr Diwan presented an update on George Street, it has transitioned and transformed into Little India Liverpool – Sari Street
- Ms Georgievska advised that the Airport is advocating for an extension of the Metro and would like a direct line to Glenfield

Action: Western Sydney Airport to provide a formal update at the next Tourism and CBD Committee meeting.

- Mr Diwan raised the issue that there is a lack of good quality venues in Liverpool to hold international performances for around 10,000 people are being held in the city or other locations
- Mr Diwan advised that Council should include a Diwali festival in the Council events Calendar. Councillor Rhodes advised that the event will need to be sustainable to be possible and encouraged the committee to provide any potential sponsors

Action: Strategic Planning to attend a future Committee Meeting to present what potential land opportunities are available to accommodate concert venues.

Action: Coordinator Innovation, Grants and Partnership to discuss with Manager Communications, Marketing and Brand to promote ticketed events on Council channels.

CLOSE

Meeting closed at 12:04pm

CTTE 04

**Minutes of the Governance Committee meeting
held on 11 June 2024**

Strategic Objective	Visionary, Leading, Responsible Position Council as an industry leader that plans and delivers services for a growing city
File Ref	189349.2024
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 11 June 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 11 June 2024; and
2. Endorse the recommendations in the Minutes.

REPORT

The Minutes of the Governance Committee meeting held on 11 June 2024 are attached to this report.

Resolutions requiring endorsement include: -

ITEM 01 Infrastructure and Planning Committee -Development Assessment Policy

2. Endorses the draft DA Policy for public exhibition, for a period of not less than 28 days in line with the Liverpool Community Participation Plan.
3. Notes that a report will be brought back to Council post-public exhibition, summarizing submissions received, and seeking Council's endorsement on a Final DA Policy.

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

- Minutes of the Governance Committee Meeting held on 11 June 2024



MINUTES OF THE GOVERNANCE COMMITTEE MEETING HELD ON 11 JUNE 2024

PRESENT:

Mayor Ned Mannoun (Online)
 Councillor Ammoun
 Councillor Dr Green
 Councillor Hadid OAM
 Councillor Harle
 Councillor Macnaught
 Councillor Rhodes
 Mr Jason Breton, Acting Chief Executive Officer
 Mr Farooq Portelli, Director Corporate Support (arrived at 12.30pm)
 Ms Tina Bono, Director Community & Lifestyle
 Ms Lina Kakish, Director Planning & Compliance
 Ms Michelle Mcilvenny, Director Customer Experience & Business Performance
 Ms Laura Mehew, Project Officer Planning Policy and Process
 Mr William Attard, Manager Development Assessment
 Ms Elysa Dennis, Manager Library and Museum Services
 Mr Vishwa Nadan, Chief Financial Officer (arrived at 12.30pm)
 Mr Earl Paradeza, Senior Management Accountant (arrived at 12.30pm)
 Ms M'Leigh Brunetta, Manager Civic and Executive Services
 Ms Katrina Harvey, Councillor Executive and Support Officer
 Ms Melissa Wray, Councillor Executive and Support Officer

External Guests:

Ms Jan Richards, Jan Richards Consulting

The meeting commenced at 11.30am.

2**APOLOGIES**

Councillor Kaliyanda

Councillor Karnib

Councillor Goodman

Mr Peter Scicluna, Acting Director Operations

Mr Shayne Mallard, Director City Futures

DECLARATIONS OF INTEREST

Nil

3

INFRASTRUCTURE AND PLANNING COMMITTEE**ITEM NO:** ITEM 01**FILE NO:** 154999.2024**SUBJECT:** Development Assessment Policy**COMMITTEE DECISION****Motion:****Moved: Cllr Rhodes****Seconded: Cllr Ammoun**

That the Governance Committee:

1. Notes and receives this report.
2. Endorses the draft DA Policy for public exhibition, for a period of not less than 28 days in line with the Liverpool Community Participation Plan.
3. Notes that a report will be brought back to Council post-public exhibition, summarising submissions received, and seeking Council's endorsement on a Final DA Policy.

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

4

ITEM NO: ITEM 02
FILE NO: 166285.2024
SUBJECT: Development Assessment

COMMITTEE DECISION

Motion: **Moved: Cllr Hadid OAM** **Seconded: Cllr Rhodes**

That the Governance Committee receives and notes the Development Assessment report.

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

ITEMS BROUGHT FORWARD

Deputy Mayor Macnaught moved that Item 04 and Item 05 be brought forward and dealt with now.

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

STRATEGIC PERFORMANCE COMMITTEE**ITEM NO:** ITEM 04**FILE NO:** 159802.2024**SUBJECT:** Responses to Questions with Notice from the 24 April 2024 Council meeting -
Addressing Trade Skills Shortages**COMMITTEE DECISION****Motion:****Moved: Cllr Rhodes****Seconded: Cllr Ammoun**

That the Governance Committee recommends Council, receives and notes this report.

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

6

ITEM NO: ITEM 05
FILE NO: 170546.2024
SUBJECT: Library Review Program

COMMITTEE DECISION

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

That Governance Committee receives and notes the Liverpool City Library Review.

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

7

BUDGET COMMITTEE**ITEM NO:** ITEM 03**FILE NO:** 170754.2024**SUBJECT:** Review of Council's Financial progress, forecasts and assumptions**COMMITTEE DECISION****Motion:****Moved:** Cllr Ammoun**Seconded:** Cllr Rhodes

That the Governance Committee receives and notes the report.

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

GENERAL BUSINESS

Councillor Harle requested a major remediation works on Williams Park (Back of Rose Street). The Acting Chief Executive Officer will investigate the status of the park and bring a report back to the committee.

Councillor Ammoun requested another major remediation works for Brickmakers Creek, near the A1 Carwash on Hoxton Park Road. An incident was reported to Council about sighting of a snake. The sighting caused chaos and frightened constituents. The Acting Chief Executive Officer will investigate the status of Brickmakers Creek and bring a report back to the committee.

8

THE MEETING CLOSED AT 1.03PM

Name: Ned Mannoun

Title: Mayor

Date: 26 June 2024

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Governance Committee Meeting held on 11 June 2024. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

NOM 01

Elected Official Training and Development Plan

Strategic Objective	Visionary, Leading, Responsible Demonstrate a high standard of transparency and accountability through a comprehensive governance framework
File Ref	193648.2024
Author	Karress Rhodes - Councillor

BACKGROUND

The Local Government Elections are to be held on the 14 September 2024.

As Elected Officials we understand the importance of knowledge, training and understanding of Government Legislation, Regulations Policies and Procedures that provide the framework for well informed decision making, vision and strategy that benefit our City growth and local community.

It is anticipated that several current serving Councillors will retire, and several first-time candidates may be elected in the upcoming elections.

To ensure preparation of Councillors, and the continuation of sound decision making, it is imperative that suitable training and development is provided to Councillors within the Council Orientation and Development Plan, once elected and throughout the Council term.

As legislation, policies and procedures continue to evolve it is important that all elected officials continue development and training, regardless of their current term length, to ensure compliance, growth, and to support our role to serve our local communities.

This motion will ensure the incorporation of OLG induction course 'Hit the Ground Running' (or comparative orientation course name) in Councils Elected Officials Orientation/Term Training and Development Plan within the first 6 months of being elected and/or re-elected.

This motion supports good Governance of Liverpool Council now and into the future.

NOTICE OF MOTION

That Council:

1. Incorporates in the Councillor Orientation/Term Training and Development Plan that all Elected Officials (Mayor and Councillors) must attend the Office of Local Government induction course, currently named 'Hit the Ground Running' or comparative course available and
 - a. Enrolment to be within the first 6 months of being elected to Council.
 - b. Must be attended by all elected officials, Mayor and Councillors, including first time, re-elected, and/or regardless of any previous time already served.
2. Associated course costs be incorporated into the existing Councillor Orientation/Term Training and Development Plan operational budget.

ACTING CHIEF EXECUTIVE OFFICER'S COMMENT

Council can facilitate this request within the existing Councillor Orientation and Training and Development Plan, within the operational budget.

ATTACHMENTS

Nil