

NOTICE OF COUNCIL MEETING

PUBLIC AGENDA

An Ordinary Meeting of City of Parramatta Council will be held via audio / visual means on Monday, 9 August 2021 at 6.30pm.

Note: Members of the public will not be able to attend the meeting in person but will be able to view the live stream video on Council's website.

Brett Newman
CHIEF EXECUTIVE OFFICER

COUNCIL CHAMBERS

Governance
Manager

Lord Mayor
Clr Bob Dwyer

Chief
Executive
Officer

Minute Clerk

Clr Phil Bradley

Clr Sameer
Pandey

Clr Dr
Patricia Prociv

Clr Pierre Esber

Clr Donna
Davis

Clr Michelle
Garrard,
Deputy Lord
Mayor

Clr Lorraine
Wearne

Clr Andrew
Wilson

Clr Andrew
Jefferies

Clr Bill Tyrrell

Clr Benjamin
Barrak

Clr Martin
Zaiter

Clr Steven Issa

Sound

IT

Executive
Director City
Engagement &
Experience

Executive
Director
Community
Services

Executive
Director City
Planning &
Design

Group Manager
City Strategy

Executive
Director City
Assets &
Operations

Executive
Director
Corporate
Services

Executive
Director
Property and
Place

Press

Press

Public Gallery

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20.2	FOR APPROVAL: Tender 15/2021 Parramatta Road at Marsh Street, Clyde - Traffic Control Signal Upgrade <i>This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.</i>	
20.3	FOR APPROVAL: Tender 18/2021 Parramatta Food Services - Meals on Wheels Service <i>This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.</i>	
20.4	FOR APPROVAL: Tender 19/2021 Provision of Internal Audit Services <i>This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report contains information that would, if disclosed, confer a commercial advantage on a person</i>	

with whom the Council is conducting (or proposes to conduct) business; AND the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

- 20.5 FOR APPROVAL: Tender 25/2021 Alfred Street at Alice Street Harris Park – Construction of a Raised Pedestrian Crossing and Associated Work

This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

- 20.6 FOR APPROVAL: Town Hall Redevelopment, 5PS Forecourt and Budget (Deferred Item)

This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

- 20.7 FOR APPROVAL: Parramatta Aquatic & Leisure Centre (ALCP) Operating Model (Deferred Item)

This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

21 PUBLIC ANNOUNCEMENT OF RESOLUTIONS PASSED IN CLOSED SESSION

22 CONCLUSION OF MEETING

After the conclusion of the Council Meeting, and if time permits, Councillors will be provided an opportunity to ask questions of staff.

These are draft minutes and are subject to confirmation by Council at its next meeting. The confirmed minutes will replace this draft version on the website once confirmed.

PRESENT

The Lord Mayor, Councillor Bob Dwyer and Councillors Benjamin Barrak, Phil Bradley, Donna Davis, Pierre Esber, Michelle Garrard (Deputy Lord Mayor), Steven Issa, Andrew Jefferies, Sameer Pandey, Dr Patricia Prociv, Bill Tyrrell, Andrew Wilson, Lorraine Wearne and Martin Zaiter.

1. OPENING MEETING

The Lord Mayor, Councillor Bob Dwyer, opened the meeting at 6.30pm.

2. ACKNOWLEDGEMENT OF THE TRADITIONAL LAND OWNERS

The Lord Mayor, acknowledged the Burramattagal people of The Darug Nation as the traditional custodians of this land, and paid respect to their ancient culture and their elders past and present.

3. WEBCASTING ANNOUNCEMENT

The Lord Mayor, advised that this public meeting is being recorded and streamed live on the internet. The recording will also be archived and made available on Council's website.

4. OTHER RECORDING OF MEETING ANNOUNCEMENT

Nil

5. CONFIRMATION OF MINUTES

SUBJECT: Minutes of the Council Meeting held on 12 July 2021

3320 RESOLVED (Esber/Tyrrell)

That the minutes be taken as read and be accepted as a true record of the Meeting.

6. APOLOGIES/REQUESTS FOR LEAVE OF ABSENCE

3321 RESOLVED (Tyrrell/Wearne)

That the request to attend the Ordinary Council Meeting dated 26 July 2021 via remote means submitted by the following Councillors due to personal reasons, be accepted:

- Councillor Barrak
- Councillor Bradley
- Councillor Davis

- Councillor Esber
- Councillor Garrard
- Councillor Issa
- Councillor Jefferies
- Councillor Pandey
- Councillor Prociv
- Councillor Tyrrell
- Councillor Wearne
- Councillor Wilson
- Councillor Zaiter

7. DECLARATIONS OF INTEREST

There were no Declarations of Interest made at this meeting.

8. MINUTES OF THE LORD MAYOR

8.1 SUBJECT Thank You Robert Love AM

REFERENCE F2019/03630 - D08155539

REPORT OF Lord Mayor, Councillor Bob Dwyer

3322 RESOLVED (Dwyer/Bradley)

That Council thank Robert Love AM for his exceptional service and contributions to culture and the arts in Parramatta and Western Sydney as Riverside Theatres Director and wish him all the best in his future endeavours.

Note: Councillor Barrak left the meeting at 6:38pm and returned at 6:38pm during consideration of Item 8.1.

8.2 SUBJECT Congratulations Parramatta Women's Cricket Club

REFERENCE F2019/03630 - D08159015

REPORT OF Lord Mayor, Councillor Bob Dwyer

3323 RESOLVED (Dwyer/Wilson)

(a) **That** Council congratulate the 16 players from Parramatta Women's Cricket Club selected in the Cricket NSW U15, U16 and U19 Female NSW Metropolitan and Country pathway squads.

(b) **Further, that** Council note the U15's metropolitan development squads are made up of 35 players, with 11 players selected from the Parramatta area, a fantastic achievement for the Parramatta Women's Cricket Club and these talented young players.

8.3 SUBJECT 3 & 4 Parramatta Square Awarded 6 Star Green Star Ratings

REFERENCE F2019/03630 - D08159195

REPORT OF Lord Mayor, Councillor Bob Dwyer

3324 RESOLVED (Dwyer/Issa)

- (a) **That** Council note 3 Parramatta Square has been awarded a 6 Star Green Star – Design & As Built rating, and 4 Parramatta Square has been awarded a 6 Star Green Star – Interiors and 6 Star Green Star – Design & As Built rating.
- (b) **That** Council congratulate Walker Corporation on this fantastic achievement, and for their commitment to cutting-edge environmentally sustainable design.
- (c) **That** the Lord Mayor write to Walker Corporation congratulating them on this achievement.
- (d) **Further, that** Council congratulate the staff for their guidance and support for this project and its environmental provisions.

9. PUBLIC FORUM

There were no public forums submitted for this meeting.

10. PETITIONS

10.1 SUBJECT Binalong Masterplan

FROM Sameer Pandey

A petition signed by the public was tabled at the Council Meeting and reads:

“PROBLEM

Our original Forest Red Gum–trees in Binalong Park, Old Toongabbie need to be fully protected in Council's Masterplan. At present the Draft plan would destroy these landmark trees, but it doesn't have to. Add your voice to Council to change the Plan now to fix this immediately. Please see Council's Plan Here.

URGENT

The City of Parramatta Council Meeting needs to defer the Masterplan "recommended for approval" on Monday 26 July. The proposed Sports and playground facility upgrade is exciting, BUT it has fatal flaws that would kill at the last 3–4 original Forest Red Gums.

PETITION to COUNCIL:

- 1. To defer approval and to remedy the fatal flaw, by revising the Plan so as to retain the Remnant trees.*
- 2. To re-exhibit the revised Plan with equal design quality given to protect these existing original species Trees*

- with at least 3 Safety Areas around these trees, and
 - include street-edge Paperbark and Shade tree-planting, and a rain-garden strategy (Water Sensitive Urban Design).
3. Policy - noting the Plan should not increase local extinction, and not remove or compromise these trees with civil works within their root & drip-zone."

3325 RESOLVED (Pandey/Bradley)

That the petition be received and a copy of the petition be circulated to all Councillors.

11. RESCISSION MOTIONS

Nil

PROCEDURAL MOTION

MOTION (Esber/Tyrrell)

That Items 12.1, 12.3, 16.1, 16.3 and 17.1 be considered en bloc.

The motion moved by Councillor Esber and Seconded by Councillor Tyrrell was WITHDRAWN.

12. FAIR

12.1 SUBJECT FOR NOTATION: Investment Report for June 2021

REFERENCE F2021/00521 - D08133044

REPORT OF Tax and Treasury Accountant

3326 RESOLVED (Tyrrell/Esber)

That Council receive the Investment Report for June 2021.

Note:

1. Councillor Pandey left the meeting at 7:05pm and returned at 7:05pm during consideration of Item 12.1.
2. Councillor Garrard left the meeting at 7:07pm and returned at 7:08pm during consideration of Item 12.1.

12.2 SUBJECT FOR APPROVAL: Chief Executive Officer Delegations associated with the 2021 Local Government Elections

REFERENCE F2021/00521 - D08090968

REPORT OF Governance Manager

3327 RESOLVED (Tyrrell/Zaiter)

That Council defer consideration of this matter to a Council Meeting in October 2021, noting the postponement of the Local Government Elections to 4 December 2021.

12.3 SUBJECT FOR APPROVAL: Draft Sportsground Strategy and Action Plan

REFERENCE F2021/00521 - D07880378

REPORT OF Recreation Planner

3328 RESOLVED (Davis/Pandey)

(a) **That** Council endorses the public exhibition of the draft Sportsground Strategy and Action Plan (attachment 1) for not less than six weeks.

(b) **That** a consultation process be undertaken to engage with the community, and other key stakeholders, on the draft Sportsground Strategy and Action Plan. And that, upon completion of the public exhibition period, feedback and submissions are reported back to Council, together with a revised Sportsground Strategy and Action Plan, for consideration.

(c) **Further, that** the report be amended to explore the possible environmental and heat impacts of synthetic turf.

12.4 SUBJECT LATE REPORT FOR APPROVAL: Council's Response to COVID-19

REFERENCE F2021/00521 - D08141382

REPORT OF Acting Senior Project Officer

MOTION (Tyrrell/Issa)

(a) **That** Council note the progress to date of its COVID-19 Community Resilience and Economic relief Package initially adopted 7 April 2020 and revised on 9 June 2020, 13 July 2020, 12 October 2020, and 30 November 2020 (Attachment A).

(b) **That** Council note the update on current business and community support from the State and Commonwealth Government (Attachment B).

(c) **That** Council approve reinstatement of ten Action Items from the former Relief package, a new action (x.), and one new action (xii.), to respond to the changing impacts of COVID-19 on the community and businesses for a period of a maximum of three months, commencing from Saturday 26 June 2021, including:

i. (F1) Waiver of interest on late rate payments - The Council will waive interest on late payments for Council rates, where

- ratepayers satisfy the hardship criteria (as set out in the Rates Hardship Policy).
- ii. (F2) Payment Plans for Late Rate Payments - The Council will put in place payment plans for late payments for Council Rates, where ratepayers are suffering financial hardship and satisfy the hardship criteria (as set out in the Rates Hardship Policy).
 - iii. (F3) 7-day Payment of Goods – The Council will reintroduce 7-day payment processing periods for local small and medium suppliers of goods
 - iv. (F5(a)) Waiver of License and Hire Fees - The Council will waive pre-paid and ongoing licence and hire fees for outdoor dining, food stalls, temporary premises, and non-commercial advertising.
 - v. (F5(b)) Waiver of License and Hire Fees – The Council will waive pre-paid and ongoing licence and hire fees for community halls, parks, and community venues.
 - vi. (F5(c)) Waiver of Outdoor Dining Fees - License and Approvals – The Council will waive the licence and approval fees for outdoor dining licences across the LGA, including Parramatta Square.
 - vii. (F6) On Street Parking – The Council will put in place a range of measures to provide grace periods and cautions for time-limited on street parking spaces; however, Council will continue to enforce illegal parking to ensure public safety and turnover for short stay parking to support local businesses. Council will also reduce and change time limits in a number of local on street parking locations to facilitate takeaway services and support local business until occupancy reaches 80% of 2019's vehicle volumes.
 - viii. (F7a) Waiver of Rents – The Council will waive all rents for Council owned assets which are occupied by community groups, essential services and not for profit organisations.
 - ix. (F7b) Waiver of Rents – Affordable Housing Dwellings - The Council will provide rent relief for tenants of City of Parramatta Council's Affordable Housing Dwellings, if tenants qualify for financial hardship and a request is made for rent reduction.
 - x. That Council implement a park night lighting trial across the entire Local Government Area.
- (d) **That**, Council approve the reinstatement of the following action from the former Relief package, for a period of six months, commencing from Saturday 26 June 2021:
- xi. (F5(d)) Waiver of Outdoor Dining Fees - License and Approvals (Inside of Parramatta Light Rail (PLR) Corridor) – The Council will waive the licence and approval fees for outdoor dining licences inside the PLR corridor.
- (e) **Further, that** Council approve the following new proposed action, commencing from Monday 19 July 2021, until such time as the Commonwealth Government support of this measure ceases:

- xii. (F10) Waiver of Child Care Gap-Fees - The Council will waive the child care gap-fee for parents/carers on days they choose to keep their children at home due to stay-at-home orders.

AMENDMENT (Pandey/Esber)

- (a) **That** Council note the progress to date of its COVID-19 Community Resilience and Economic relief Package initially adopted 7 April 2020 and revised on 9 June 2020, 13 July 2020, 12 October 2020, and 30 November 2020 (Attachment A).
- (b) **That** Council note the update on current business and community support from the State and Commonwealth Government (Attachment B).
- (c) **That** Council approve reinstatement of ten Action Items from the former Relief package, a new action (x.), and one new action (xii.), to respond to the changing impacts of COVID-19 on the community and businesses for a period of a maximum of three months, commencing from Saturday 26 June 2021, including:
 - i. (F1) Waiver of interest on late rate payments - The Council will waive interest on late payments for Council rates, where ratepayers satisfy the hardship criteria (as set out in the Rates Hardship Policy).
 - ii. (F2) Payment Plans for Late Rate Payments - The Council will put in place payment plans for late payments for Council Rates, where ratepayers are suffering financial hardship and satisfy the hardship criteria (as set out in the Rates Hardship Policy).
 - iii. (F3) 7-day Payment of Goods – The Council will reintroduce 7-day payment processing periods for local small and medium suppliers of goods
 - iv. (F5(a)) Waiver of License and Hire Fees - The Council will waive pre-paid and ongoing licence and hire fees for outdoor dining, food stalls, temporary premises, and non-commercial advertising.
 - v. (F5(b)) Waiver of License and Hire Fees – The Council will waive pre-paid and ongoing licence and hire fees for community halls, parks, and community venues.
 - vi. (F5(c)) Waiver of Outdoor Dining Fees - License and Approvals – The Council will waive the licence and approval fees for outdoor dining licences across the LGA, including Parramatta Square.
 - vii. (F6) On Street Parking – That a report be presented to Council investigating a grant program to facilitate On Street Parking measures.
 - viii. (F7a) Waiver of Rents – The Council will waive all rents for Council owned assets which are occupied by community groups, essential services and not for profit organisations.
 - ix. (F7b) Waiver of Rents – Affordable Housing Dwellings - The Council will provide rent relief for tenants of City of Parramatta Council's Affordable Housing Dwellings, if tenants

- qualify for financial hardship and a request is made for rent reduction.
 - x. That Council implement a park night lighting trial across the entire Local Government Area.
- (d) **That**, Council approve the reinstatement of the following action from the former Relief package, for a period of six months, commencing from Saturday 26 June 2021:
 - xi. (F5(d)) Waiver of Outdoor Dining Fees - License and Approvals (Inside of Parramatta Light Rail (PLR) Corridor) – The Council will waive the licence and approval fees for outdoor dining licences inside the PLR corridor.
- (e) **Further, that** Council approve the following new proposed action, commencing from Monday 19 July 2021, until such time as the Commonwealth Government support of this measure ceases:
 - xii. (F10) Waiver of Child Care Gap-Fees - The Council will waive the child care gap-fee for parents/carers on days they choose to keep their children at home due to stay-at-home orders.

The amendment moved by Councillor Pandey and seconded by Councillor Esber on being put was declared LOST on the Lord Mayor's Casting Vote.

The motion moved by Councillor Tyrrell and seconded by Councillor Issa on being put was declared CARRIED.

3329 RESOLVED (Tyrrell/Issa)

- (a) **That** Council note the progress to date of its COVID-19 Community Resilience and Economic relief Package initially adopted 7 April 2020 and revised on 9 June 2020, 13 July 2020, 12 October 2020, and 30 November 2020 (Attachment A).
- (b) **That** Council note the update on current business and community support from the State and Commonwealth Government (Attachment B).
- (c) **That** Council approve reinstatement of ten Action Items from the former Relief package, a new action (x.), and one new action (xii.), to respond to the changing impacts of COVID-19 on the community and businesses for a period of three months (with a delegation to the Chief Executive Officer to modify if required until the new Council comes into effect), commencing from Saturday 26 June 2021, including:
 - i. (F1) Waiver of interest on late rate payments - The Council will waive interest on late payments for Council rates, where ratepayers satisfy the hardship criteria (as set out in the Rates Hardship Policy).
 - ii. (F2) Payment Plans for Late Rate Payments - The Council will put in place payment plans for late payments for Council Rates, where ratepayers are suffering financial hardship and

- satisfy the hardship criteria (as set out in the Rates Hardship Policy).
- iii. (F3) 7-day Payment of Goods – The Council will reintroduce 7-day payment processing periods for local small and medium suppliers of goods
 - iv. (F5(a)) Waiver of License and Hire Fees - The Council will waive pre-paid and ongoing licence and hire fees for outdoor dining, food stalls, temporary premises, and non-commercial advertising.
 - v. (F5(b)) Waiver of License and Hire Fees – The Council will waive pre-paid and ongoing licence and hire fees for community halls, parks, and community venues.
 - vi. (F5(c)) Waiver of Outdoor Dining Fees - License and Approvals – The Council will waive the licence and approval fees for outdoor dining licences across the LGA, including Parramatta Square.
 - vii. (F6) On Street Parking – The Council will put in place a range of measures to provide grace periods and cautions for time-limited on street parking spaces; however, Council will continue to enforce illegal parking to ensure public safety and turnover for short stay parking to support local businesses. Council will also reduce and change time limits in a number of local on street parking locations to facilitate takeaway services and support local business until occupancy reaches 80% of 2019's vehicle volumes.
 - viii. (F7a) Waiver of Rents – The Council will waive all rents for Council owned assets which are occupied by community groups, essential services and not for profit organisations.
 - ix. (F7b) Waiver of Rents – Affordable Housing Dwellings - The Council will provide rent relief for tenants of City of Parramatta Council's Affordable Housing Dwellings, if tenants qualify for financial hardship and a request is made for rent reduction.
 - x. That Council implement a park night lighting trial across the entire Local Government Area.
- (d) **That**, Council approve the reinstatement of the following action from the former Relief package, for a period of six months, commencing from Saturday 26 June 2021:
- xi. (F5(d)) Waiver of Outdoor Dining Fees - License and Approvals (Inside of Parramatta Light Rail (PLR) Corridor) – The Council will waive the licence and approval fees for outdoor dining licences inside the PLR corridor.
- (e) **Further, that** Council approve the following new proposed action, commencing from Monday 19 July 2021, until such time as the Commonwealth Government support of this measure ceases:
- xii. (F10) Waiver of Child Care Gap-Fees - The Council will waive the child care gap-fee for parents/carers on days they choose to keep their children at home due to stay-at-home orders.

Note: Councillor Prociv left the meeting at 7:43pm and returned at 7:44pm during consideration of Item 12.4.

13. ACCESSIBLE

13.1 SUBJECT FOR APPROVAL: Integrated Transport Plan to support the Parramatta CBD Planning Proposal

REFERENCE F2021/00521 - D08067098

REPORT OF Senior Project Officer Transport Planning; Transport Planning Manager

3330 RESOLVED (Esber/Garrard)

- (a) **That** Council notes the community feedback received during exhibition of the *draft Parramatta CBD Integrated Transport Plan*.
- (b) **That** Council approve further investigation of the following changes to the CBD Planning Proposal recommended by the Integrated Transport Plan:
 - 1 Remove LRA on O'Connell St / Victoria Rd
 - 2 Remove LRA on Smith St between George St and Macquarie St (east)
 - 3 Remove LRA on Smith St north of Phillip St (west side)
 - 4 Remove LRA on Wilde Ave / Victoria Rd
 - 5 Remove LRA southern side George Street
 - 6 Remove LRA on Marsden Street between George St and Campbell St east side
 - 7 Change residential parking rates to 'B' rates for locations over 800 m from Parramatta Train Station, planned Parramatta Metro Station and over 400 m from the Harris Park Train Station,and that these be added to list of items in the Changes that have merit for further investigation (via Decision Pathway 3 - Orange) in Group 1, as resolved by Council on 15 June 2021 (Item 17.1) for the CBD Planning Proposal and noting that further consultation with Transport for NSW will occur as part of any statutory requirement associated with the LEP amendment process.
- (c) **That** Council endorses the revised *Parramatta CBD Integrated Transport Plan* provided at Attachment 1, and forward it to the Department of Planning Industry and Environment to support finalisation of the CBD Planning Proposal.
- (d) **That** Council delegate authority to the Chief Executive Officer to make any minor amendments and corrections of a non-policy and administrative nature that may arise during the finalisation of the *Parramatta CBD Integrated Transport Plan*.
- (e) **Further, that** Council write The Minister for Transport and the Local Member of the NSW Legislative Assembly to seek support for Council's request to collaborate on the implementation of the

Integrated Transport Plan, and to jointly produce an Access Strategy for the Parramatta CBD.

Note: Councillors Barrak and Wilson requested that their names be recorded as having voted against the decision taken on this item.

14. GREEN

14.1 SUBJECT FOR APPROVAL: Adoption of the Arthur Phillip Park Masterplan

REFERENCE F2021/00521 - D08031744

REPORT OF Place Manager

3331 RESOLVED (Pandey/Esber)

- (a) **That** Council adopts the Arthur Phillip Park Masterplan as amended (Attachment 1 - Final Arthur Phillip Park Masterplan 2021) in response to submissions received during the June 2021 public exhibition period.
- (b) **That** copies of the adopted Arthur Phillip Park Masterplan 2021 be made available to the public at the City of Parramatta Library, the Constitution Hill Branch Library and on Council's website.
- (c) **Further, that** all those who provided submissions during the public exhibition period be advised of Council's decision and thanked for their contribution to the development of the Masterplan.

14.2 SUBJECT FOR APPROVAL: Adoption of the Binalong Park Masterplan

REFERENCE F2021/00521 - D08031774

REPORT OF Place Manager

3332 RESOLVED (Bradley/Zaiter)

- (a) **That** Council adopts the Binalong Park Masterplan as amended (Attachment 1 - Final Binalong Park Masterplan 2021) in response to submissions received during the June 2021 public exhibition period.
- (b) **That** copies of the adopted Binalong Park Masterplan 2021 be made available to the public at the City of Parramatta Library, the Constitution Hill Branch Library and on Council's website.
- (c) **That** all those who provided submissions during the public exhibition period be advised of Council's decision and thanked for their contribution to the development of the Masterplan.

- (d) **That** a tree survey and additional site and spatial investigations be undertaken to inform the development of the detailed draft concept design.
- (e) **Further, that** once sufficient s.7.11 funding for the park upgrade is collected, Council conducts additional public consultation regarding the draft concept design and publishes the tree survey, and site and spatial investigation findings as part of this public consultation.

15. WELCOMING

Nil

16. THRIVING

16.1 SUBJECT FOR APPROVAL: Adoption of Granville Square Masterplan

REFERENCE F2021/00521 - D07966048

REPORT OF Place Manager

3333 RESOLVED (Wilson/Issa)

- (a) **That** Council adopts the Granville Square Masterplan as amended (Attachment 1 - Final Granville Square Masterplan) in response to submissions received during the June 2021 public exhibition.
- (b) **That** Council adopts the Granville Place Plan as amended (Attachment 2 – Final Granville Place Plan) in response to submissions received during the May 2021 public exhibition.
- (c) **That** copies of the adopted Granville Square Masterplan and the Granville Place Plan be made available at the City of Parramatta Library and on Council's website.
- (d) **Further, that** all those who provided submissions during the public exhibition be advised of Councils decision and thanked for their contribution to the development of the Masterplan.

PROCEDURAL MOTION

3334 RESOLVED (Dwyer/Esber)

That the meeting be adjourned for five (5) minutes.

Note: The meeting was adjourned at 8:11pm for a short recess.

PROCEDURAL MOTION

3335 RESOLVED (Dwyer/Esber)

That the meeting resume.

The meeting resumed at 8:18pm with the following Councillors in attendance: The Lord Mayor, Councillor Bob Dwyer and Councillors Benjamin Barrak, Phil Bradley, Donna Davis, Pierre Esber, Michelle Garrard (Deputy Lord Mayor), Steven Issa, Andrew Jefferies, Sameer Pandey, Dr Patricia Prociv, Bill Tyrrell, Andrew Wilson and Martin Zaiter.

16.2 SUBJECT FOR APPROVAL: Phillip Street Smart Street Stage 2 Works

REFERENCE F2021/00521 - D08012236

REPORT OF Place Manager

MOTION (Zaiter/Issa)

- (a) **That** Council approve the Phillip Street Smart Street - Stage 2 detailed concept plan at Attachment 1.
- (b) **That** Council approve the project budget of \$4,321,508 from the CBD Infrastructure Special Rate and Internal CBD Infrastructure Reserve and \$750,000 from 'Your High Street' grant funding (only applicable to this project) for a total project budget of \$5,071,508 as detailed in paragraph 9.
- (c) **Further, that** Council approve the accompanying project delivery plan for completion in December 2022 as outlined in Attachment 2.

AMENDMENT (Davis/Esber)

That Council defer consideration of this matter for a period of two (2) weeks for further information.

The amendment moved by Councillor Davis and seconded by Councillor Esber on being put was declared CARRIED.

The amendment then became the motion.

The motion moved by Councillor Davis and seconded by Councillor Esber on being put was declared CARRIED.

3336 RESOLVED (Davis/Esber)

That Council defer consideration of this matter for a period of two (2) weeks for further information.

Note:

- 1. **Councillor Jefferies left the meeting at 8:20pm and returned at 8:21pm during consideration of Item 16.2.**
- 2. **Councillor Jefferies left the meeting at 8:24pm and returned at 8:25pm during consideration of Item 16.2.**
- 3. **Councillor Wilson left the meeting at 8:33pm during consideration and voting of Item 16.2.**

16.3 SUBJECT FOR APPROVAL: Naming of 5 Parramatta Square Building

REFERENCE F2021/00521 - D07935341

REPORT OF Place Manager

3337 RESOLVED (Wearne/Garrard)

That Council defer consideration of this matter for up to four (4) weeks for those interested Councillors to have a Councillor Workshop to discuss the naming of the 5 Parramatta Square building.

Note: Councillor Wilson returned to the meeting at 8:39pm during consideration of Item 16.3.

17. INNOVATIVE

17.1 SUBJECT FOR APPROVAL: Phase 3B LED and Smarts Major Road Lighting Upgrade Project

REFERENCE F2021/00521 - D08133848

REPORT OF Project Officer Environmental Outcomes

3338 RESOLVED (Esber/Issa)

- (a) **That** Council note the final business case and addendum for the Phase 3b LED & Smarts major roads lighting upgrade project (Attachments 1 and 2 respectively) prepared as per recommendation 18.1(c) 13 July 2020 Council meeting.
- (b) **That** Council notes the Phase 3a LED residential street lighting upgrade (Ausgrid network) project is 95% complete (as per Council Resolution 18.1(b) 13 July 2020), and that forth coming annual energy savings of \$54,054 and the one off Energy Saving Certificate estimated income of \$30,000 are expected in 2021/22.
- (c) **That** Council notes the success of securing \$4,019,788 from the Federal Local Roads and Community Infrastructure (LRCI) Program to implement the Phase 3b LED & Smarts major roads lighting upgrade project (scenario 4a average, Attachment 2) on an estimated 3,372 lights located on local and regional major roads within the Endeavour Energy network.
- (d) **That** Council notes Endeavour Energy's Phase 3b LED & Smarts major roads lighting upgrade project preliminary quotes of \$2,927,475 - \$3,537,891 ex GST, Options 1 and 2 respectively, to upgrade an estimated 3,384 streetlights with LED and smart photoelectric (PE) cells on the local and regional major roads within their network area, saving Council between \$6.3 and \$8.2 million over the life of the asset (Attachment 3).

- (e) **That** Council notes Ironbark Sustainability's Phase 3b LED & Smarts major roads lighting upgrade project preliminary quote of \$417,608 ex GST, to provide LED & Smart lighting technical, design, auditing, and project management expertise (Attachment 4).
- (f) **That** Council approve an exemption from tender for Endeavour Energy and Ironbark Sustainability pursuant to section 55(3)(i) of the *Local Government Act* 1993 due to the unavailability of competitive tenderers. Council is convinced that a satisfactory result will not be achieved by inviting tenders.
- (g) **That** Council delegate authority to the Chief Executive Officer to negotiate and accept Endeavour Energy and Ironbark Sustainability final quotes and any variations in accordance with the project's objectives.
- (h) **That** Council notes that the emission savings from the Phase 3b LED & Smarts major roads lighting upgrade project will generate an approximate income for Council of \$442,000 - \$795,000 through the NSW Energy Saving Scheme and its Energy Saving Certificates (ESC), adding to the \$627,095 ESC income already received from Phases 1 and 2 of the Light Years Ahead LED street lighting projects.
- (i) **Further, that** Council delegate authority to the Chief Executive Officer to negotiate, finalise and execute all documents in connection with this matter.

17.2 SUBJECT FOR APPROVAL: Gateway Request: Planning Proposal for land at 24 and 26 to 30 Parkes Street, Harris Park

REFERENCE F2021/00521 - D07610024

REPORT OF Project Officer Land Use

MOTION (Tyrrell/Wearne)

- (a) **That** Council endorse for the purposes of seeking a Gateway Determination under the *Environmental Planning and Assessment Act* 1979 from the Department of Planning, Industry and Environment (DPIE), a Planning Proposal for land at 24 Parkes Street, 26 – 30 Parkes Street and 114 – 116 Harris Street, Harris Park which seeks an exemption from the FSR sliding scale requirements of *Parramatta Local Environmental Plan 2011* in relation to the subject sites.
- (b) **That** the Planning Proposal at Attachment 1 be forwarded to the DPIE to request the issuing of a Gateway Determination, after being amended as follows:
 - i. Remove references pertaining to an exemption from the site size requirements for High Performing Buildings.

- ii. Reformat and re-edit to reflect Council's assessment into Council's Planning Proposal template.
- (c) **That** a draft site-specific Development Control Plan (DCP) for the subject sites be prepared and reported back to Council prior to its public exhibition. The draft DCP should address, at a minimum:
 - i. Built form and massing;
 - ii. Building setbacks;
 - iii. Flooding;
 - iv. Traffic and parking issues; and
 - v. Road widening.
- (d) **That** the Planning Proposal and DCP are concurrently exhibited.
- (e) **That** Council advises the DPIE that the Chief Executive Officer (CEO) will be exercising the plan-making delegations for this Planning Proposal as authorised by Council.
- (f) **That** Council write to DPIE to advise that Council no longer supports the progression of the existing site-specific Planning Proposal for 114-118 Harris Street (which has already received a Gateway determination).
- (g) **That** Council delegate authority to the Chief Executive Officer to correct any minor anomalies of a non-policy and administrative nature that may arise during the Planning Proposal and/or DCP processes.
- (h) **Further, that** Council note that the Parramatta Local Planning Panel's advice to Council (Attachment 2) is consistent with the recommendations of this report.

The motion moved by Councillor Tyrrell and seconded by Councillor Wearne on being put was declared CARRIED on the Lord Mayor's Casting Vote.

3339 RESOLVED (Tyrrell/Wearne)

- (a) **That** Council endorse for the purposes of seeking a Gateway Determination under the *Environmental Planning and Assessment Act 1979* from the Department of Planning, Industry and Environment (DPIE), a Planning Proposal for land at 24 Parkes Street, 26 – 30 Parkes Street and 114 – 116 Harris Street, Harris Park which seeks an exemption from the FSR sliding scale requirements of *Parramatta Local Environmental Plan 2011* in relation to the subject sites.
- (b) **That** the Planning Proposal at Attachment 1 be forwarded to the DPIE to request the issuing of a Gateway Determination, after being amended as follows:
 - i. Remove references pertaining to an exemption from the site size requirements for High Performing Buildings.

- ii. Reformat and re-edit to reflect Council's assessment into Council's Planning Proposal template.
- (c) **That** a draft site-specific Development Control Plan (DCP) for the subject sites be prepared and reported back to Council prior to its public exhibition. The draft DCP should address, at a minimum:
 - i. Built form and massing;
 - ii. Building setbacks;
 - iii. Flooding;
 - iv. Traffic and parking issues; and
 - v. Road widening.
- (d) **That** the Planning Proposal and DCP are concurrently exhibited.
- (e) **That** Council advises the DPIE that the Chief Executive Officer (CEO) will be exercising the plan-making delegations for this Planning Proposal as authorised by Council.
- (f) **That** Council write to DPIE to advise that Council no longer supports the progression of the existing site-specific Planning Proposal for 114-118 Harris Street (which has already received a Gateway determination).
- (g) **That** Council delegate authority to the Chief Executive Officer to correct any minor anomalies of a non-policy and administrative nature that may arise during the Planning Proposal and/or DCP processes.
- (h) **Further, that** Council note that the Parramatta Local Planning Panel's advice to Council (Attachment 2) is consistent with the recommendations of this report.

DIVISION A division was called, the result being:-

AYES: Councillors Dwyer, Garrard, Issa, Jefferies, Tyrrell, Wearne and Zaiter

NOES: Councillors Barrak, Bradley, Davis, Esber, Pandey, Prociv and Wilson

17.3 SUBJECT FOR APPROVAL: Public exhibition – Draft Parramatta CBD Local Infrastructure Contributions Plan 2021

REFERENCE F2019/04041 - D08128406

REPORT OF Land Use Planning Manager

3340 RESOLVED (Esber/Tyrrell)

- (a) **That** Council approve the "Draft Parramatta CBD Local Infrastructure Contributions Plan 2021" (Draft Plan) at Attachment 1 for the purposes of public exhibition for a minimum period of 42 days.

- (b) **That** a report on the outcomes of the public exhibition be provided to Council prior to finalisation of the Draft Plan.
- (c) **Further, that** Council authorise the Chief Executive Officer to make minor non-policy and/or administrative changes to the Draft Plan, if needed, prior to it being placed on public exhibition.

DIVISION A division was called, the result being:-

AYES: Councillors Barrak, Davis, Dwyer, Esber, Garrard, Issa, Jefferies, Pandey, Prociv, Tyrrell, Wearne, Wilson and Zaiter

NOES: Councillor Bradley

18. NOTICES OF MOTION

18.1 SUBJECT NOTICE OF MOTION: Smart Progressive Divestment from Fossil Fuel Investing Financial Institutions

REFERENCE F2021/00521 - D08143514

FROM Councillor Bradley

MOTION (Bradley/Wilson)

That in addition to the comments received from Council's investment adviser, a report be received by a September Council Meeting on the following restricted partial divestment proposal:

- (a) **That** Council amend its investment policy if necessary, to enable progressive divestment of its term investment portfolio from fossil fuel investing financial institutions.
- (b) **That** as Council's current term investments expire with fossil fuel investing financial institutions, that these funds are re-invested only with non-fossil fuel investing financial institutions with the following conditions if possible:
 - (i) the investment is compliant with Council's investment policy,
 - (ii) the investment rate of interest is comparable or better than those offered by fossil fuel investing financial institutions.
- (c) **Further, that** six-monthly reports be provided to Council on this divestment progress, including the percentage of term deposits still exposed to fossil fuel investing institutions, assisted by the marketforces.org.au evaluation of banks.

The motion moved by Councillor Bradley and seconded by Councillor Wilson on being put was declared LOST.

18.2 SUBJECT NOTICE OF MOTION: Tree Removal at 52 Essex Street, Epping

REFERENCE F2021/00521 - D08143199

FROM Councillor Davis

3341 RESOLVED (Davis/Wearne)

- (a) **That** Council:
- i. acknowledges the advocacy of long time Epping resident Margaret McCartney who brought to the attention of Councillors and council officers the illegal removal of 22 trees and the carrying out of demolition and construction activities without tree protection structures in place on land at 52 Essex St, Epping,
 - ii. welcomes the decisions in City of Parramatta Council v Grand Epping Pty Ltd [2020] NSWLEC 70 and the penalty imposed on the respondent,
 - iii. welcomes the decisions in City of Parramatta Council v Sydney Trees Excavation and Demolition Pty Ltd [2021] NSWLEC 71 and the penalty imposed on the respondent,
 - iv. allocates the \$155,000 received in fines towards planting public trees in streets within the East Epping Heritage Conservation Area that have not received trees in the recent street tree planting program as well as on any other suitable Council controlled land within the Epping Town Centre.
- (b) **That** the Council's efforts thus far to publicise the outcome of the NSW Land and Environment Court hearings be commended but that further publicity be conducted including, but not limited to, publication in the next edition of The Pulse, on the City of Parramatta website and on social media.
- (c) **Further, that** the Lord Mayor write to the Epping Civic Trust advising of the outcome of this motion.

18.3 SUBJECT NOTICE OF MOTION: Protection of the Roxy Theatre

REFERENCE F2021/00521 - D08143236

FROM Councillor Davis

3342 RESOLVED (Davis/Issa)

- (a) **That** the Lord Mayor write to the Minister for Heritage, The Hon. Don Harwin MLC, and that the letter includes:
- i. a request that the Minister take steps within the provisions of the Heritage Act (1977) and other relevant state legislation and regulations, to prevent further deterioration of the internal and external fabric of the NSW State Heritage Listed Roxy Theatre,
 - ii. advice that on at least two separate occasions in the past twelve (12) months the City of Parramatta Council has contacted the owner of the Roxy regarding damage to the

- building (including a broken window and an unsecured entry at ground level),
- iii. advice that there is evidence of trespassers entering the building and fears that the Roxy could be further vandalized or even be the target of arson if better protections and a plan to restore the building are not given the highest priority, and
- iv. a link to the YouTube video posted by Adventures with Marley of urban explorers inside the Roxy in February 2021. The video clearly shows the current condition of the building's interior and evidence of squatters.

- (b) **Further, that** all Councillors and the CEO be furnished with a copy of the letter to the Minister and the response(s) from the Minister and/or a third party.

Note: Councillor Jefferies requested that his name be recorded as having voted against the decision taken on this item.

18.4 SUBJECT NOTICE OF MOTION: Lack of Mobile Service in Wentworth Point

REFERENCE F2021/00521 - D08143173

FROM Councillor Prociv

3343 RESOLVED (Prociv/Issa)

- (a) **That** the Lord Mayor write to the Chief Executive Officers of Telstra Corporation, Singtel Optus and TPG Community, seeking updated information on their planned and existing Australian Mobile Network Base Stations, as listed on the RFNSA website, at Wentworth Point as follows:
- (i) Telstra Corporation Limited, seeking information on their current and future construction and activation plan for their Australian Mobile Network base station opposite 47 Hill Rd, RFNSA number 2127032, at Wentworth Point.
 - (ii) TPG Community, seeking information on their current and future construction and activation plans for their Australian Mobile Network base stations, on the road reserves at 6 Baywater Drive and 19 Hill Rd, RFNSA numbers 2127051 and 2127055, at Wentworth Point.
 - (iii) Singtel Optus, seeking information on any current and/or future plans to upgrade the 3G network at 45 Hill Rd, RFNSA site 2127034, Wentworth Point.
- (b) **Further, that** the Lord Mayor write to the NSW Department of Planning, Infrastructure and the Environment, including a copy of this motion, requesting the Smart Cities Plan currently being developed as part of the Greater Parramatta and Olympic Park Smart Cities Plan, include activation of Mobile Base Stations at Wentworth Point.

18.5 SUBJECT NOTICE OF MOTION: Parliamentary Petition requesting an increase in public transport services between the suburbs of Wentworth Point, Newington and Lidcombe

REFERENCE F2021/00521 - D08143192

FROM Councillor Prociv

3344 RESOLVED (Prociv/Issa)

- (a) **That** Council supports the Parliamentary Petition asking for an increase in public transport services between the suburbs of Wentworth Point, Newington and Lidcombe with an immediate extension of Route 401 to include stops in Newington and Wentworth Point.
- (b) **Further, that** the Lord Mayor write to the Minister for Transport and Roads, The Hon. Andrew Constance, expressing Council's support for the Parliamentary Petition calling for the extension of the 401 bus route to increase public transport services between the suburbs of Wentworth Point, Newington and Lidcombe.

Note: Councillors Barrak, Jefferies and Wearne requested that their names be recorded as having voted against the decision taken on this item.

19. QUESTIONS WITH NOTICE

19.1 SUBJECT QUESTIONS WITH NOTICE: Questions Taken on Notice from Council Meeting - 12 July 2021

REFERENCE F2021/00521 - D08143028

FROM Governance Manager

QUESTIONS TAKEN ON NOTICE FROM THE COUNCIL MEETING OF 12 JULY 2021

Item	Subject	Councillor	Question	Response	Executive Director
8.2	Lord Mayoral Minute – Development of a Flag Raising Ceremony Policy	Barrak	What is the per ceremony cost of flag raising ceremonies?	1. Historically, Council's Flag Raising ceremonies have cost between \$5,000 to \$8,000 per ceremony. This is for ceremonies where appropriate infrastructure is in place, including flag poles, such as ceremonies previously delivered in Centenary Square with the use of	Acting Executive Director, City Engagement & Experience

				<p>Parramatta Town Hall.</p> <p>2. The current requirement for COVID-safe management requires additional budget of approximately \$2,000 per ceremony to ensure compliance.</p> <p>3. Further, if additional event infrastructure is needed, in particular due to the lack of flag poles at the event location, this would require further budget of approximately \$2,000 to \$3,000 per ceremony.</p> <p>4. At the Council meeting of 24 February 2020, Council endorsed the suspension of the Flag Raising Ceremony program as well as the re-allocation of the budget in full to the Ward Family Fun Days. This budget allocation totalled \$25,000 per year to deliver approximately four ceremonies per year.</p>	
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20. CLOSED SESSION

3345 RESOLVED (Tyrrell/Esber)

That members of the press and public be excluded from the meeting of the Closed Session and access to the correspondence and reports relating to the items considered during the course of the Closed Session be withheld. This action is taken in accordance with Section 10A(s) of the Local Government Act, 1993 as the items listed come within the following provisions:-

- 1 FOR APPROVAL: Tender 07/2020 Provision of Security Services - Multiple Panels. (D08038488) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a*

commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

- 2 FOR APPROVAL: Tender 30/2020 Sturt Park, Telopea – Major Landscape Upgrade. (D08037202) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 3 FOR APPROVAL: Tender 17/2021 Peggy Womersley Reserve, Felton Road, Carlingford - Sporting Pavilion Upgrade. (D08011668) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 4 FOR APPROVAL: Tender 20/2021 Hunts Creek Bridge Construction - North Rocks Road, North Parramatta. (D08012362) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 5 FOR APPROVAL: Tender 22/2021 Good & Bridge Street, Granville - Streetscape Upgrade - Good Street between Parramatta Road and Bridge Street & Bridge Street between Rowells Street and Bold Street. (D08024403) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 6 FOR APPROVAL: Electricity Procurement for Council Owned Assets. (D08116753) - *This report is confidential in accordance with section 10A (2) (d) of the Local Government Act 1993 as the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 7 FOR APPROVAL: 12-22 Langston Place, Epping - Granting of Easements and Transfer of Land (Deferred Item). (D08141353) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who*

- supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 8 FOR APPROVAL: Parramatta Square - Sydney Water Basement Connection. (D08068455) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 9 FOR APPROVAL: Town Hall Redevelopment, 5PS Forecourt and Budget. (D08082724) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 10 FOR APPROVAL: Parramatta Aquatic & Leisure Centre (ALCP) Operating Model. (D08083343) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 11 FOR APPROVAL: 2021 Riverside Theatres Redevelopment Concept Proposal. (D08134918) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.*
- 12 LATE REPORT FOR APPROVAL: Proposed Acquisition of 9 Wentworth Street Parramatta. (D08091620) - *This report is confidential in accordance with section 10A (2) (c) (d) of the Local Government Act 1993 as the report 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 the report contains commercial*

information of a confidential nature that would, if disclosed (i) prejudice the commercial position of the person who supplied it; or (ii) confer a commercial advantage on a competitor of the Council; or (iii) reveal a trade secret.

PROCEDURAL MOTION

3346 RESOLVED (Tyrrell/Esber)

That Items 20.2, 20.3, 20.4, 20.5, 20.7, 20.8 and 20.11 be resolved en bloc.

20.1 SUBJECT FOR APPROVAL: Tender 07/2020 Provision of Security Services - Multiple Panels

REFERENCE F2021/00521 - D08038488

REPORT OF Community Crime Prevention Officer

3347 RESOLVED (Tyrrell/Garrard)

(a) **That** Council approve the appointment of the preferred proponents for Panel 1 – Video Surveillance System (VSS) – Installation and cost outlined in paragraph 12 of the report.

(b) **That** Council approve the appointment of the preferred proponents for Panel 2 – Video Surveillance System (VSS) – Maintenance and cost outlined in paragraph 21 of the report.

(c) **That** Council approve the appointment of the preferred proponents for Panel 4 – Rapid Deployment Camera Installation and Maintenance and cost outlined in paragraph 30 of the report

(d) **That** Council approve the appointment of the preferred proponent for Panel 5 – Fibre Optic Cable Installation, Repair and Testing and cost outlined in paragraph 38 of the report.

(e) **That** Council approve the appointment of the preferred proponents for Panel 6 – Electronic Security System Installation and cost outlined in paragraph 52 of the report.

(f) **That** Council approve the appointment of the preferred proponents for Panel 7 – Electronic Security System Maintenance and cost outlined in paragraph 64 of the report

(g) **Further, that** Council delegate authority to Chief Executive Officer to finalise and execute all necessary documents.

Note: Councillors Barrak and Bradley requested that their names be recorded as having voted against the decision taken on this item.

- 20.2 SUBJECT FOR APPROVAL: Tender 30/2020 Sturt Park, Telopea
– Major Landscape Upgrade
- REFERENCE F2020/03212 - D08037202
- REPORT OF Manager Capital Projects
- 3348 RESOLVED (Tyrrell/Esber)
- (a) **That** Council approve appointment of the preferred proponent for the landscape, civil and building works proposed for Sturt Park, Sturt Street, Telopea for the contract sum as outlined in paragraph 10 of this report.
- (b) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (c) **Further, that** Council delegate authority to the Chief Executive Officer to finalise and execute all necessary documents.
- 20.3 SUBJECT FOR APPROVAL: Tender 17/2021 Peggy Womersley Reserve, Felton Road, Carlingford - Sporting Pavilion Upgrade
- REFERENCE F2021/00709 - D08011668
- REPORT OF Manager Capital Projects
- 3349 RESOLVED (Tyrrell/Esber)
- (a) **That** Council approve the appointment of the preferred proponent for the construction of a new sporting pavilion at Peggy Womersley Reserve, Felton Road, Carlingford for the contract sum as outlined in paragraph 14 of this report.
- (b) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (c) **Further, that** Council delegate authority to the Chief Executive Officer to finalise and execute all necessary documents.
- 20.4 SUBJECT FOR APPROVAL: Tender 20/2021 Hunts Creek Bridge Construction - North Rocks Road, North Parramatta
- REFERENCE F2021/00768 - D08012362
- REPORT OF Manager Capital Projects
- 3350 RESOLVED (Tyrrell/Esber)
- (a) **That** Council be advised no tender submissions were received for Tender 20/2021 Hunts Creek Bridge Design & Construction at North Rocks Road, North Parramatta.

- (b) **Further, that** in accordance with The Local Government (General) Regulation 2005 – Regulation 178, fresh tenders are not called and that Council approve:
 - a. entering into negotiation for separate procurements for the design via pre-approved panels of suitably qualified consultants; and
 - b. then a public tender for the construction of the new bridge as detailed in paragraphs 11 and 12 of this report.

20.5 SUBJECT FOR APPROVAL: Tender 22/2021 Good & Bridge Street, Granville - Streetscape Upgrade - Good Street between Parramatta Road and Bridge Street & Bridge Street between Rowells Street and Bold Street

REFERENCE F2021/01234 - D08024403

REPORT OF Manager Capital Projects

3351 RESOLVED (Tyrrell/Esber)

- (a) **That** Council approve appointment of the preferred proponent for the Good and Bridge Streets Granville Streetscape Upgrade for the contract sum as outlined in paragraph 12 of this report.
- (b) **That** all unsuccessful tenderers be advised of Council's decision in this matter.
- (c) **Further, that** Council delegate authority to the Chief Executive Officer to finalise and execute all necessary documents.

20.6 SUBJECT FOR APPROVAL: Electricity Procurement for Council Owned Assets

REFERENCE F2021/01728 - D08116753

REPORT OF Manager Sustainability & Waste

3352 RESOLVED (Issa/Tyrrell)

- (a) **That** Council approve the Council entering into a contract with the preferred tenderer from the Southern Sydney Regional Organisation of Councils (SSROC) Tender for the purchase of electricity for Council's large and small tariff sites including public street lighting, as outlined in Table 1 of this Report.
- (b) **Further, that** Council delegate to the CEO:
 - 1 to accept final pricing after the issue of the Stage 2 Best and Final Offers based on the indicative pricing in Tables 3 & 4 of this Report and within the following parameters:
 - i. That the final price does not exceed the current budgeted electricity cost by more than 7.5%;

		<ul style="list-style-type: none"> ii. That Council endorse that 100% Renewable Energy be acquired for all electricity, provided its within the above price tolerance; iii. If 100% Renewable Energy cannot be achieved within the above price tolerance, then reduce the level of Renewable Energy to a level within the above price tolerance.
	2	to enter into the relevant contract with the preferred tenderer, in accordance with this Report.
20.7	SUBJECT	FOR APPROVAL: 12-22 Langston Place, Epping - Granting of Easements and Transfer of Land (Deferred Item)
	REFERENCE	DL/635/2021 - D08141353
	REPORT OF	Manager Property Plan & Program
3353	RESOLVED	(Tyrrell/Esber)
	(a)	That Council grant an Easement for Overhang over part of Lot 1 DP1219064 in favour of that part of the future subdivision of Lot 20 DP877567 benefitted by the easement, and being part of 12-22 Langston Place, Epping.
	(b)	That Council grant an Easement for Right of Public Access over Lot 5 DP249822 in favour of Lot 20 DP877567, being 12-22 Langston Place, Epping.
	(c)	<p>That the developer of Lot 20 DP877567, transfer proposed Lot 5, being a re-subdivision of Lot 20 DP877567, to Council for nil compensation and subject to the following:</p> <ul style="list-style-type: none"> 1. An Easement for Right of Access; and 2. A Restrictive Covenant that the FSR from proposed Lot 5 has been utilised within the development.
	(d)	That Council delegate authority to the Chief Executive Officer to finalise and execute any documents required for the completion of this matter.
	(e)	Further, that proposed Lot 5, being a re-subdivision of Lot 20 DP877567, be classified as Operational Land, in accordance with section 31(2) of the Local Government Act 1993.
20.8	SUBJECT	FOR APPROVAL: Parramatta Square - Sydney Water Basement Connection
	REFERENCE	F2021/00521 - D08068455
	REPORT OF	Development Manager
3354	RESOLVED	(Tyrrell/Esber)

- (a) **That** Council lodge a Development Application for a breakthrough connection between the Parramatta Square and Sydney Water basements.
- (b) **That** Council proceed with the design development of the breakthrough works.
- (c) **That** Council negotiate a 4 Parramatta Square Breakthrough Agreement with Walker and engage Walker to deliver the breakthrough works.
- (d) **That** Council amend the Sydney Water Interface Deed, as contemplated in the Heads of Agreement.
- (e) **That** Council approve the Budget 2021/22 be adjusted to include an increase of \$225,000 for a total of \$2.525 million for the Parramatta Square Sydney Water basement breakthrough works.
- (f) **That** Council complete the Parramatta Square Sydney Water basement breakthrough works.
- (g) **Further, that** Council delegate authority to the Chief Executive Officer to negotiate, sign and execute all documents in relation to this matter.

20.9 SUBJECT FOR APPROVAL: Town Hall Redevelopment, 5PS Forecourt and Budget

REFERENCE F2019/01435 - D08082724

REPORT OF Project Manager

MOTION (Esber/Wilson)

That Council defer consideration of this matter for a period of two (2) weeks for the matter to be presented a special meeting of the Finance Committee.

AMENDMENT (Issa/Tyrrell)

- (a) **That** Council not proceed with the “Activate Parramatta” proposal that was endorsed by the chamber at a Council Meeting on 11th May 2015.
- (b) **That** Council approve the design concept for the 7 Parramatta Square Project (7PS) at Attachment 1.
- (c) **That** Council approve a total budget of \$20M to deliver the current design concept for 7PS as detailed at paragraph 15 of this report.
- (d) **That** Council delegate authority to the Chief Executive Officer to lodge Development Applications and all related applications for the 7PS, consistent with the design provided at Attachment 1.

- (e) **That** Council approve the current concept for the 5 Parramatta Square forecourt, as at Attachment 2.
- (f) **That** Council approve the increase in the 5 Parramatta Square project budget by an additional \$5,900,000 to supplement project contingency as detailed at paragraph 24 of this report.
- (g) **Further, that** Council delegate authority to the Chief Executive Officer to negotiate, execute contracts and sign all necessary documentation required for the design and construction for the 5 & 7 Parramatta Square Project to maximum value of \$156m allocated from the Property Reserve as detailed at paragraph 33 of this report.

The amendment moved by Councillor Issa and seconded by Councillor Tyrrell on being put was declared LOST.

The motion moved by Councillor Esber and seconded by Councillor Wilson on being put was declared CARRIED.

3355 RESOLVED (Esber/Wilson)

That Council defer consideration of this matter for a period of two (2) weeks for the matter to be presented a special meeting of the Finance Committee.

20.10 SUBJECT FOR APPROVAL: Parramatta Aquatic & Leisure Centre (ALCP) Operating Model

REFERENCE F2021/00521 - D08083343

REPORT OF Client Side Senior Project Manager

3356 RESOLVED (Esber/Wilson)

That Council defer consideration of this matter for a period of two (2) weeks for the matter to be presented a special meeting of the Finance Committee.

20.11 SUBJECT FOR APPROVAL: 2021 Riverside Theatres Redevelopment Concept Proposal

REFERENCE F2021/00521 - D08134918

REPORT OF Business Manager -Riverside

3357 RESOLVED (Tyrrell/Esber)

- (a) **That** Council note the 2021 Riverside Theatres Redevelopment Concept Proposal, as presented at the Councillor Workshop of 5 July 2021 and included as an attachment to this report.

- (b) **That** Council approve the next stages of the Concept Proposal validation work, specifically;
 - 1 To engage appropriate design consultants to provide an architecturally validated version/s of the proposed 'block and stack' design.
 - 2 To engage appropriate technical, theatre and project consultants to provide an updated detailed functional specification for the project which aligns and informs the updated design.
 - 3 To engage a qualified Quantity Surveyor to provide a validated project cost plan estimate for the updated 'block and stack' design.
- (c) **That** Council allocate funding to the sum of \$100,000 to engage the required specialist consultants to undertake the validation work required to progress the development of the 2021 Riverside Theatres Redevelopment Concept Proposal.
- (d) **That** Council confirm the existing \$100M funding proceeds from the sale of land for the Powerhouse Parramatta site to be maintained within the Property Reserve exclusively for the Riverside Redevelopment site until 30th June 2022.
- (e) **Further, that** Council Officers explore available funding options to bridge the funding gap between the \$100M partitioned funds and the anticipated \$140-150M project budget for the 2021 Riverside Theatres Redevelopment Concept Proposal.

20.12 SUBJECT LATE REPORT FOR APPROVAL: Proposed Acquisition of 9 Wentworth Street Parramatta

REFERENCE F2020/01973 - D08091620

REPORT OF Development Manager Property Development;
Development Manager Property Development Group

3358 RESOLVED (Tyrrell/Issa)

That Council resolve in accordance with the confidential recommendation as outlined in the report, subsequently amended as per correspondence circulated to Councillors on 23 July 2021.

PROCEDURAL MOTION

3359 RESOLVED (Tyrrell/Esber)

That the meeting resume into open session.

21. REPORTS OF RESOLUTIONS PASSED IN CLOSED SESSION

The Chief Executive Officer read out the resolutions for Items 20.1 to 20.12.

22. CONCLUSION OF MEETING

The meeting terminated at 9:55 pm.

THIS PAGE AND THE PRECEDING 29 PAGES ARE THE MINUTES OF THE
ORDINARY COUNCIL MEETING HELD ON MONDAY, 26 JULY 2021 AND
CONFIRMED ON MONDAY, 9 AUGUST 2021.

Chairperson

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FAIR

09 AUGUST 2021

12.1	FOR NOTATION: Major Projects Advisory Committee (MPAC) Annual Report	40
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FAIR

ITEM NUMBER	12.1
SUBJECT	FOR NOTATION: Major Projects Advisory Committee (MPAC) Annual Report
REFERENCE	F2014/00413 - D08129752
REPORT OF	Business Governance Officer

WORKSHOP/BRIEFING DATE: Nil

PURPOSE:

To note the Major Projects Advisory Committee (MPAC) Annual Report for 2020/21 financial year.

RECOMMENDATION

That the Major Projects Advisory Committee (MPAC) Annual Report 2020/21 at **Attachment 1** be received and noted.

BACKGROUND

1. Council, in 2012, established a Major Projects Advisory Committee (MPAC).
2. MPAC is an advisory committee that provides Council independent assurance in relation to risk identification and risk management (as a property owner and not a statutory authority) for any critical, significant or major property projects involving Council that are referred to MPAC by Council or the Chief Executive Officer (being "Major Projects").
3. The MPAC Charter cl 6.4 stipulates that the Chair of MPAC in consultation with other members must prepare an annual report that includes
 - a. Summary of the work performed by the MPAC to discharge its duties over the past financial year;
 - b. Details of the number of meeting held during the year and the attendance of each member over the past financial year; and
 - c. Such other information that the MPAC thinks fit having regard to its duties.
4. The report at **Attachment 1** was received by the Chief Executive Officer and the Executive Director Property & Place in July 2021 by Acting Chair, Gavin Zimmerle.

ISSUES/OPTIONS/CONSEQUENCES

5. The report considers the following:
 - a. Changes to the MPAC Charter and new refined scope of MPAC's role and responsibility.
 - b. Membership of the MPAC during the 2020/2021 financial year and beyond.
 - c. Summary of business conducted in 2020/2021 financial year:
 - i. Quarterly MPAC Meetings and attendance
 - ii. Independent Project Assurances

d. Audit Risk and Improvement Committee attendance

CONSULTATION & TIMINGStakeholder Consultation

6. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
Nil				

Councillor Consultation

7. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
Nil				

LEGAL IMPLICATIONS FOR COUNCIL

8. There is no legal implication associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

9. If Council resolves to approve this report in accordance with the proposed resolution, there is no financial impact on the budget.

	FY 21/22	FY 22/23	FY 23/24	FY 24/25
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result	Nil	Nil	Nil	Nil
Funding Source				
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX	Nil	Nil	Nil	Nil
Funding Source				

Sahar Shahin
Business Governance Officer

Michael Tzimoulas
Executive Director Corporate Services

Bryan Hynes
Executive Director Property & Place

Brett Newman
Chief Executive Officer

ATTACHMENTS:

1 [!\[\]\(950a62bbddad88d64435fd35607dfc42_img.jpg\)](#) MPAC Annual Report 2020/21 7 Pages

REFERENCE MATERIAL

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**CITY OF
PARRAMATTA**

Major Projects Advisory Committee

Report Reference: MPACORRGZ1113

MPAC Annual Report

For period from 1 July 2020 to 30 June 2021

Prepared by the City of Parramatta Council
Major Projects Advisory Committee

1 July 2021

Not to be distributed outside the City of Parramatta Council

Private and Confidential

**CITY OF
PARRAMATTA****Major Projects Advisory Committee**

Report Reference: MPACORRGZ1113

1 Executive Summary

This is the MPAC Annual Report for the year ending 30 June 2021 which is required to be prepared by the MPAC Chairman in accordance with the MPAC Charter.

As required by the MPAC Charter, the report summarises the work performed by MPAC to discharge its duties over the course of the year; details the number of meetings held during the year and the attendance of each member; and includes such other information as MPAC thinks fit having regard to its duties.

The report contains details of the following key matters relating to MPAC's role for the relevant year:

- a. **MPAC Charter:** The revision to the MPAC Charter and the reduced scope of MPAC's activities.
- b. **Membership:** The current MPAC membership and the status of appointing a 3rd member following the resignation of Michael Filo.
- c. **Meetings:** Attendance of MPAC members at the Quarterly MPAC Meetings and the MPAC Chairman at the Quarterly ARIC Meetings.
- d. **Assurances:** Summary of the assurances provided by MPAC on the following 3 major projects:
 - i. 6&8 Parramatta Square.
 - ii. Aquatic Centre.
 - iii. Horwood Place.

2 Background

The current Major Projects Advisory Committee (MPAC) was established by a resolution of the City of Parramatta Council (Council) in 2018.

This report represents the third annual report of MPAC and covers the period from 1 July 2020 to 30 June 2021.

This annual report is required under Clause 6.4 of the MPAC Charter to:

- a. Summarise the work performed by MPAC to discharge its duties over the past financial year.
- b. Detail the number of meetings held during the year and the attendance of each member over the past financial year.
- c. Include such other information that MPAC thinks fit having regard to its duties.

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**CITY OF
PARRAMATTA****Major Projects Advisory Committee**

Report Reference: MPACORRGZ1113

3 MPAC Charter

The objectives, authority, composition, responsibility, reporting obligations and administrative arrangements of MPAC are set out in the MPAC Charter. For the period from 1 July 2020 to 27 October 2020, MPAC operated in accordance with the MPAC Charter ("**Previous MPAC Charter**") adopted by Council on 26 February 2018.

On 27 October 2020, Council resolved to update the MPAC Charter (and various other related governance documents). From this date to 30 June 2021, MPAC have operated under this new Charter ("**Current MPAC Charter**").

The Current MPAC Charter significantly reduces - and more accurately defines - the scope of MPAC's roles and responsibilities. The key changes are:

- a. Under the Previous MPAC Charter, MPAC's objective was to provide:
 - i. independent assurance in relation to risk identification and management,
 - ii. advice on all aspects of property development to maximise community and financial returns to Council; and
 - iii. assistance with Council decision making (as property owner and not as statutory authority).

Under the Current MPAC Charter, MPAC's objective is limited to the first limb (i.e. providing assurance only).

- b. Under the Previous MPAC Charter, MPAC's role extended to any major project with a total value over \$10 Million and/or any other projects referred to MPAC by Council or the Council CEO. Under the New MPAC Charter, MPAC's assurance role is confined to only those major projects specifically referred to MPAC by Council or the Council CEO.
- c. The following projects were specifically noted in the Council resolution as projects requiring MPAC assurance:
 - i. 5 Parramatta Square.
 - ii. 6&8 Parramatta Square.
 - iii. Parramatta Square Public Domain.
 - iv. Aquatic & Leisure Centre Parramatta.
 - v. Dence Park Pool.
 - vi. Horwood Place.
 - vii. Civic Link.
 - viii. George Kendall Reserve.

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**CITY OF
PARRAMATTA**

Major Projects Advisory Committee

Report Reference: MPACORRGZ1113

- d. Under the Previous MPAC Charter, MPAC was required to participate and provide advice in respect of each Gateway Review for major projects. This requirement has been removed.
- e. Various administrative matters relating to the operation of MPAC and meetings were amended.

Considering these changes, the activities of MPAC are now broadly as follows:

- a. **Quarterly MPAC Meetings (Clause 6 of MPAC Charter):** MPAC members are to attend a quarterly meeting and review a quarterly report prepared by PDG in respect of major projects which are managed by PDG.
- b. **Independent Project Assurances (Clause 2.1 of MPAC Charter):** MPAC is required to provide independent assurances in relation to risk identification and risk management for those major projects referred to MPAC by Council or the CEO of Council.
- c. **Quarterly ARIC Meetings (Clause 5.2(f) of MPAC Charter):** The Chairman of MPAC is to attend and provide a quarterly update of MPAC's activities to the Audit Risk and Improvement Committee.
- d. **PDG Property Projects Workshop (Clause 5.2(g) of MPAC Charter):** The Chairman of MPAC is to attend the monthly/bi-monthly workshops and assist Council in decision making on "as required" basis only.
- e. **Annual Report (Clause 5.2(e) of MPAC Charter):** The Chairman of MPAC is to prepare an annual report for Council.

4 Membership

Under Clause 4.1 of the MPAC Charter, MPAC is to be comprised of a minimum of three independent external members. A quorum for a meeting is at least two MPAC members or, where there are more than four MPAC members, a quorum is at least a majority of the MPAC members entitled to attend that meeting.

As of 1 July 2020, the members of MPAC were as follows:

- a. Michael Filo (Chair).
- b. Gavin Zimmerle; and
- c. Charles Fortin.

As part of the MPAC Charter revision, Council also resolved to revise the Service Agreements which Council has with MPAC Members. Gavin Zimmerle and Charles Fortin have both signed the revised Service Agreements provided by Council. However, Michael Filo elected not to sign the revised Service Agreement and hence resigned from MPAC, effective from 4 December 2020.

Accordingly, since that date, the members of MPAC have been:

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**CITY OF
PARRAMATTA****Major Projects Advisory Committee**

Report Reference: MPACORRGZ1113

- a. Gavin Zimmerle (Acting Chair); and
- b. Charles Fortin.

Responsibility for the appointment of MPAC Members rests with Council. To comply with the requirements of Clause 4.1 of the MPAC Charter to have a minimum of 3 members, at the 15 June 2021 meeting, Council approved an expression of interest for the appointment of the vacant position for MPAC. It is anticipated this 3rd member will be appointed by September 2021.

At the same 15 June 2021 meeting, Council agreed to extend the membership of Gavin Zimmerle until 1 September 2024.

5 Summary of Work and Business Conducted

The following summarises the work undertaken by MPAC from 1 July 2020 to 30 June 2021.

5.1 Quarterly MPAC Meetings

Under the Current MPAC Charter, the purpose of the Quarterly Reviews is for PDG to provide to MPAC a quarterly report which sets out project dashboards and risk registers for all major projects managed by the Property Development Group (PDG).

MPAC Members are required to attend a meeting with PDG in which they are allowed to ask questions to discharge their duties.

Minutes of each MPAC quarterly meeting are tabled at the next quarterly meeting for confirmation. Minutes that have been confirmed are then to be circulated to all Councillors as soon as practicable as part of the next monthly PDG Workshop.

Quarterly Meetings were held as follows, with minutes of each meeting provided to the Council CEO in accordance with the MPAC Charter:

- a. 11 August 2020: Gavin Zimmerle, Charles Fortin, Michael Filo in attendance.
- b. 1 December 2020: Gavin Zimmerle, Charles Fortin, Michael Filo in attendance.
- c. 22 February 2021: Gavin Zimmerle, Charles Fortin in attendance.
- d. 21 May 2021: Gavin Zimmerle, Charles Fortin in attendance.

5.2 Independent Project Assurances

MPAC was asked to provide Assurances to Council in respect of the following matters.

a. 8 Parramatta Square

MPAC were requested to provide assurance in respect of a Confirmation Deed proposed to be entered into with Walker Corporation to confirm several matters relating to Annexure Y of the PDA for 8 Parramatta Square.

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**CITY OF
PARRAMATTA****Major Projects Advisory Committee**

Report Reference: MPACORRGZ1113

MPAC consider the proposed confirmations would clarify some important matters between Council and Walker Corporation in respect of the Annexure Y process. MPAC considered if Council could continue to progress this matter in accordance with the proposed confirmations this would be a fair and reasonable outcome for all parties. An assurance dated 3 September 2020 was provided to Council on this basis.

PDG have subsequently advised that Walker have decided not to proceed with finalizing and entering the Confirmation Deed.

b. Aquatic Centre

MPAC were requested to provide assurance to Council in respect of the process for the selection of a builder for the construction of the Aquatic and Leisure Centre within the May's Hill precinct of Parramatta Park.

MPAC considered 9 key areas it would be prudent for Council to consider before entering a contract based on this selection process. MPAC provided the relevant assurance, noting Council needed to be satisfied of 2 points (i) the financial standing of the preferred tender given their comparatively low credit assessment score; and (ii) the ongoing financial profitability of the Aquatic Centre, given it was yet to be fully assessed and determined at the time of the assurance.

MPAC note Council has subsequently entered a building contract with the preferred contractor.

c. Horwood Place

MPAC have been requested to provide assurance to Council in respect of the compulsory acquisition process which has been instigated by Sydney Metro in respect of the Horwood Place property.

As at the date of this report, Council is waiting on a valuation from the Valuer-General's office before being able to consider this matter further and MPAC's assurance is on hold, pending receipt of this valuation.

5.3 Audit Risk and Improvement Committee (ARIC) Meetings

The Chair of MPAC has attended the quarterly meetings of the Audit Risk and Improvement Committee and provided an update of MPAC's activities in accordance with Clause 5.2(f) of the MPAC Charter, as follows:

- a. 30 July 2020 - Michael Filo, Chairman.
- b. 26 November 2020 – Michael Filo, Chairman.
- c. 25 February 2021 – Gavin Zimmerle, Acting Chairman.
- d. 20 May 2021 – Gavin Zimmerle, Acting Chairman.

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**CITY OF
PARRAMATTA**

Major Projects Advisory Committee

Report Reference: MPACORRGZ1113

5.4 PDG Property Projects Workshop

The Chairman of MPAC has not been asked or required to attend any monthly/bi-monthly workshops during the year.

6 Conclusion

MPAC considers that - on the basis set out in this report - it has fulfilled its duties and responsibilities under the MPAC Charter.

Kind Regards

A handwritten signature in cursive script that reads "G. W. Zimmerle".

Gavin Zimmerle

MPAC – Acting Chair

1 July 2021

FAIR

ITEM NUMBER	12.2
SUBJECT	FOR APPROVAL: Council Meeting Schedule for September - December 2021
REFERENCE	F2021/00521 - D08162316
REPORT OF	Governance Manager

WORKSHOP/BRIEFING DATE: Nil

PURPOSE:

The purpose of this report is to determine Council Meeting dates and locations from September through to December 2021, noting the Local Government Elections have been postponed to 4 December 2021.

RECOMMENDATION

- (a) **That** Council adopt the revised schedule of Ordinary Council Meeting dates from September through to December 2021 as follows:

Date	Notes
Monday, 13 September	New
Monday, 27 September	New
Monday, 11 October	Existing
Monday, 25 October	Existing
Monday, 8 November	Existing
Monday, 22 November	Existing
Monday, 6 December	Cancel
Monday, 13 December	Cancel

- (b) **That**, in the event that *stay at home orders* are lifted and in person face to face meetings can resume, the above Council Meetings be held at St Patrick's Cathedral, 1 Marist Place, Parramatta.
- (c) **Further, that** notice be provided to the public of all Council Meetings, including Extraordinary Meetings, in accordance with Part B, Section 3.5 of Council's Code of Meeting Practice.

BACKGROUND

- On 30 November 2020, Council resolved the dates and venues of Council Meetings for the 2021 year.
- In determining the Council Meeting dates for 2021, consideration was made for the upcoming Local Government Elections, originally scheduled for 4 September 2021.
- Following the announcement by the Minister for Local Government on 24 July 2021 that the Local Government Elections will be postponed to Saturday, 4 December 2021, Council is requested to consider a revised Council Meeting schedule for the remainder of 2021.

ISSUES/OPTIONS/CONSEQUENCES

4. To align with Council's Code of Meeting Practice, the following schedule of Ordinary Council Meetings is proposed for the period September to December 2021:

Date	Notes
Monday, 13 September	New
Monday, 27 September	New
Monday, 11 October	Existing
Monday, 25 October	Existing
Monday, 8 November	Existing
Monday, 22 November	Existing
Monday, 6 December	Cancel
Monday, 13 December	Cancel

5. Having regard to the escalating outbreak of the Delta variant of the COVID-19 virus in Greater Sydney, Council meetings have been held via audio-visual means, in response to the current *stay at home orders* issued by the NSW Government.
6. Should Council be in a position to hold Council Meetings in person face to face it is recommended that the location of the Council Meetings for the remainder of 2021 be at St Patrick's Cathedral, 1 Marist Place, Parramatta.

CONSULTATION & TIMING

Stakeholder Consultation

7. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
NA				

Councillor Consultation

8. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
NA				

LEGAL IMPLICATIONS FOR COUNCIL

9. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

10. If Council resolves to approve this report in accordance with the proposed resolution, there will be no additional financial impact as the cost to hold Council Meetings is provided for within the current adopted budget.

	FY 21/22	FY 22/23	FY 23/24	FY 24/25
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result	Nil			
Funding Source	NA			
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX	Nil			
Funding Source	NA			

Patricia Krzeminski
Governance Manager

Michael Tzimoulas
Executive Director Corporate Services

Brett Newman
Chief Executive Officer

ATTACHMENTS:

There are no attachments for this report.

REFERENCE MATERIAL

FAIR

ITEM NUMBER	12.3
SUBJECT	FOR APPROVAL: Minutes of the Aboriginal and Torres Strait Islander Advisory Committee
REFERENCE	F2021/00521 - D08112485
REPORT OF	Community Capacity Building Officer

WORKSHOP/BRIEFING DATE: NIL

PURPOSE:

The Aboriginal and Torres Strait Islander Advisory Committee met on 27 April and 25 May 2021. This report provides a precis of the minutes of these meetings.

RECOMMENDATION

- (a) **That** Council note the minutes of the Aboriginal and Torres Strait Islander Advisory Committee Meetings held on 27 April and 25 May 2021.
- (b) **That** Council delegate authority to the Chairperson of the Aboriginal and Torres Strait Islander Advisory Committee to make representation by sending a letter to the Museum of Art and Applied Sciences conveying the Committee's resolution in support of the rights of the traditional custodians of the Parramatta area, the Dharug people, to have a voice in whatever happens on the Willow Grove land and the area around it.
- (c) **That** Council note the Committee's endorsement of the renaming of the 'Sorry Day Garden' in Lake Parramatta to the 'Marcia Donovan Sorry Day Garden'.
- (d) **Further, that** Council note the Committee's resolution to congratulate and commend the Council and its officers on its achievements in Reconciliation over the past term of Council.

BACKGROUND

- 1. Council's Aboriginal and Torres Strait Islander Advisory Committee meets monthly (February-November) and currently comprises eight members.
- 2. Due to the COVID-19 pandemic, all Council Advisory Committee meetings were cancelled from March 2020 until August 2020. Remote meetings took place from June 2020 until the meeting of March 2021, when a hybrid in-person/online format was introduced.
- 3. The Committee met on 27 April and 25 May 2021. The minutes of these meetings can be found at Attachments 1 and 2.

ISSUES/OPTIONS/CONSEQUENCES

The Cultural Significance of Willow Grove

- 4. The Committee invited Aunty Julie Jones of the Dharug Strategic Management Group (DSMG) to the April meeting to speak on the cultural significance of

Willow Grove (43 Phillip Street, Parramatta) and the surrounding land. Aunty Julie spoke of the significance of this land to the Dharug people and to their history and story, to which the river is central. She expressed concerns that development on this site represents a further loss of Aboriginal culture.

5. Aunty Julie indicated that DSMG had agreed a Memorandum of Understanding with the Museum of Applied Arts and Sciences (MAAS) and that DSMG is not against a 'Powerhouse in Parramatta', but against the construction of a museum on this particular site. She expressed her disappointment that, having had the DSMG make its views known, their concerns have not been heard through the MAAS development process. Aunty Julie also expressed disappointment in the Community Reference Group that had been established and described the experience of First Nations People with the project to be one of frustration.
6. Aunty Julie asked that the Committee be a voice in favour of Traditional Custodians having their cultural authority acknowledged in such matters.
7. The Committee noted that the MAAS is a development of State Significance and recalled that the MAAS team had engaged directly with the Committee several times, the last being in February 2020. However, that engagement had related only to the operation of the Museum rather than the Willow Grove matter. On all cultural matters, the Committee deferred to the Dharug community.
8. Following discussion, the Committee resolved:

That the Aboriginal and Torres Strait Islander Advisory Committee of the City of Parramatta Council send a Statement to the City of Parramatta Council, the MAAS Project, and the Willow Grove Project, to the effect that our Committee supports the right of the traditional custodians of the Parramatta area, the Darug (aka Dharug) people, to have a voice in whatever happens on the Willow Grove land and the area around it.

9. It is recommended that Council authorise the Chairperson of the Committee to send a letter to this effect to the Museum of Arts and Applied Sciences.

WARAMI Program 2021

10. The City Events and Festivals team updated the Committee on plans for the WARAMI Program 2021, which was upcoming at the time, and highlighted the excellent reach of the online program in 2020, despite the challenges of the COVID-19 pandemic.
11. Council officers noted that the program encompasses Sorry Day, Reconciliation Week and NAIDOC Week events from 26 May to 12 July 2021. The theme for 2021 is 'Good to see you'. It was confirmed that Burramatta NAIDOC day is planned for Sunday 11 July with capacity for approximately 5000 attendees to participate in this event that celebrates the culture and achievements of Aboriginal and Torres Strait Islander people.
12. Officers also informed the Committee that Council had been successful in its application for a Creative Music Grant. These funds will enable Council to showcase Indigenous youth culture.

Officer note: The Burramatta NAIDOC Day planned for Sunday 11 July had to be cancelled due to the public health orders relating to temporary movement and gathering restrictions.

Marcia Donovan Sorry Day Garden

13. Pursuant to Council's resolution of 26 April 2021 'That Council approve the renaming of the 'Sorry Day Garden' in Lake Parramatta to the 'Marcia Donovan Sorry Day Garden', subject to the endorsement from the Aboriginal and Torres Strait Islander Advisory Committee (Committee)', at the April meeting the Committee resolved:

That the Committee endorse the renaming of the 'Sorry Day Garden' in Lake Parramatta to the 'Marcia Donovan Sorry Day Garden'.

Update on Terms of Reference Review

14. At the 25 May meeting, Council Officers provided an update to the Committee on the review of the Terms of Reference for the Committee. The Committee were advised that a request for quotation had been released to the market for a suitably qualified First Nations consultant to conduct a review of the Terms of Reference for the Committee prior to the end of term.
15. Officers noted many frustrations expressed by Committee members in relation to Committee and Council processes. The Committee were advised that one of the consultant's deliverables was to speak with the current membership as part of the consultation process, as well as other Councils and other First Nations community members. The feedback will inform the review of all Advisory Committees of Council. It was noted that at the end of the Council term, the Committee will be dissolved and expressions of interest reopened for Committee Membership. A report on Council Committees will be reported to one of the first meetings of the new term of Council.

Legacy of the Stretch Reconciliation Action Plan 2017-2020

16. Council Officers reported on the achievements of the Stretch Reconciliation Action Plan 2017-2020, including the following highlights:
- Cultural awareness training over three (3) years – 60% of Council staff participated in non-mandatory cultural awareness training;
 - An increase of 6% in procurement from Indigenous businesses across the area. This figure does not include the fit-out of the Wentworth Point Community Centre and Library, which was undertaken by an Indigenous business, as this major project would skew overall figures;
 - First Nations programming included across Council, particularly in Early Learning Centres, Recreation, Riverside, events and Parramatta Artists' Studios;
 - Elevation and rebranding of signage and interpretation;
 - Capacity building of business forums and Indigenous businesses.
17. More work was identified to be undertaken in the space of partnerships, in engagement, leading and inspiring Reconciliation. In relation to cultural infrastructure, the following status update was provided:

- Complete: Memorial to Indigenous Service Personnel (launch event forthcoming);
 - In delivery: 5 Parramatta Square – Keeping Place and Dharug Room;
 - In planning: First Nations Cultural Walk as part of CBD public art project incorporating Civic Link;
 - In planning by other entities: National First Nations Science Centre;
 - Further investigation: Feasibility and future funding opportunities across Western Sydney and Sydney.
18. The next steps were presented to the Committee, following internal consultation already undertaken with Councillors and the Executive Team. These include the following options:
- 1) Do nothing.
 - 2) Develop another RAP under the Reconciliation Australia Framework.
 - 3) Develop a unique City of Parramatta Council First Nations Strategy that incorporates similar actions as the Reconciliation Australia Framework, but makes this unique to Parramatta.
19. The Committee confirmed their support for Option 3 and resolved:
- That the Committee congratulate and commend the Council and officers on its achievements in Reconciliation over the past term of Council.
20. During the discussion, the Committee suggested that Councillors be encouraged to attend more Committee Meetings. After further discussion, the Committee requested that the CEO be specifically invited to attend Committee meetings. It was suggested that members raise their views on Committee engagement with Councillors and the CEO during consultations for the upcoming review of the Committee Terms of Reference.

Working Group on Aboriginal Deaths in Custody

21. In May, members of the Working Group on Aboriginal Deaths in Custody (a sub-group of the Advisory Committee formed in February 2021) reported that they had met twice and were preparing a report for consideration by the broader Committee at the meeting of 22 June 2021, with a view to presenting the report to Council.

CONSULTATION & TIMING

Stakeholder Consultation

22. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
22 June 2021	Aboriginal and Torres Strait Islander Advisory Committee	Minutes of this meeting will be presented to a future Council meeting.	N/A	N/A

Councillor Consultation

23. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
19 April 2021	Lord Mayor Councillor Bob Dwyer, Councillors Bradley, Davis, Esber, Pandey, Wearne and Wilson	Councillor workshop on the Legacy of the Reconciliation Action Plan 2017-2021. Support for Option 3 discussed in paragraph 18 of this report.	Following Councillor workshop, a similar presentation was made to the May meeting of the Advisory Committee as recorded in Attachment 2.	Group Manager, Social and Community Services
27 April 2021	Councillor Phil Bradley	The minutes reflect Councillor Bradley's participation in the Advisory Committee meetings.	N/A	N/A

LEGAL IMPLICATIONS FOR COUNCIL

24. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

25. Items reported to the Committee related to WARAMI and the review of the Committee's Terms of Reference are all sufficiently funded from existing approved budgets.
26. In the long-term financial plan, an annual amount of \$100,000 has been allocated for the First Nations Strategy within the Social and Community Services Unit budget. The intention is that the development of the strategy and associated consultation will determine what those funds will be allocated to. Any costs of development will be sourced within existing staff costs and budgets.
27. The table below summarises the financial impacts on the budget arising from approval of this report.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				

Total Operating Result		Nil		
Funding Source				
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX				
Funding Source				

Tarina Rubis
Community Capacity Building Officer

Rodrigo Gutierrez
Community Capacity Building Manager

David Moutou
Group Manager Social and Community Services

Michael Tzimoulas
Executive Director Corporate Services

Jon Greig
Executive Director Community Services

Brett Newman
Chief Executive Officer

ATTACHMENTS:

- | | |
|---|---------------------------------------|
| <p>1 <u>↓</u> Aboriginal and Torres Strait Islander Advisory Committee meeting
 27 April 2021 - Final Minutes</p> <p>2 <u>↓</u> Aboriginal and Torres Strait Islander Advisory Committee meeting
 25 May 2021 - Final Minutes</p> | <p>6
Pages</p> <p>5
Pages</p> |
|---|---------------------------------------|

REFERENCE MATERIAL



MINUTES

Meeting Name	Aboriginal & Torres Strait Islander Advisory Committee	F2017/00358
Date	Tuesday 27 April 2021 (DRAFT MINUTES)	Time 6.00pm
Venue	Remote – Microsoft Teams	QUORUM 5
Participants	John Robertson (Chairperson) Bruce Gale (Deputy Chairperson) Lyn Leerson OAM Phil Russo OAM Mick Scarcella Elizabeth Sheppard	
Present	COUNCILLORS (CITY OF PARRAMATTA) Councillor Phil Bradley STAFF (CITY OF PARRAMATTA) David Moutou (Group Manager Social and Community Services) Rodrigo Gutierrez (Community Capacity Building Manager) Stephen Pearson (Administration Support Officer) Tarina Rubis (Community Capacity Building Officer) Steven Ross (Community Capacity Building Officer – First Peoples Engagement & Strategy) Jeffrey Stein (City Events & Festivals Manager) Miah Wright (Senior Event Officer) OTHER Aunty Julie Jones, Dharug Strategic Management Group	
Chaired by	John Robertson	

1. Confirming Access to Microsoft Teams with participants

2. Welcome and Acknowledgement of the Traditional Custodians – The Darug People

John Robertson welcomed everyone to the meeting.

John made an Acknowledgement of Country, recognising that participants may be coming to the meeting from different lands but that the land upon which the meeting is usually held is Burrumattagal and he paid his respects to Darug Elders past, present and emerging, and to Aboriginal and Torres Strait Islander members of the Committee.

3. Introductions and Apologies

A brief introduction of all attendees was held.

A late apology was received from Committee Member Donna-Lee Astill following the meeting.

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4. Conflict of Interest Declarations

Nil

5. The Cultural Significance of Willow Grove

Guest Speaker: Aunty Julie Jones, Strategic Management Group

At the invitation of the Committee, Aunty Julie Jones, Dharug Strategic Management Group, addressed the Committee in relation to the cultural significance of Willow Grove (43 Phillip Street, Parramatta) and the surrounding land. She indicated that the Dharug Strategic Management Group has a Memorandum of Understanding with the Museum of Applied Arts and Sciences (MAAS) and that their Group is not against a 'Powerhouse in Parramatta', but against the construction of a museum on this particular site.

Aunty Julie spoke of the significance of this land to the Dharug people and to their history and story, which the river is central to. She spoke of the gradual denial of access to the river through the effects of colonisation in Parramatta.

Aunty Julie expressed her concern about what this development means – a further loss of Aboriginal culture. She said that history, storying and reconciliation need reminders of the past. It doesn't mean that everything has to be taken down and replaced by everything new. It is the Dharug Strategic Management Group's wish to retain every bit of Aboriginal culture that is still left in Parramatta. They are of the view that once this development happens, it will happen on other cultural sites in Parramatta.

Aunty Julie has expressed her disappointment that the Strategic Management Group has made its feelings known, but it has not been heard. She said that although a Community Reference Group was established, meaningful consultation is not happening, and decisions have already been made based on pre-determined choices. There has been no transparency and the Museum project is forging ahead, ignoring other processes that are taking place. She said that the Strategic Management Group has had to address untruths by sending a submission to the relevant Senate Inquiry. Aunty Julie said that it has been a very frustrating process for First Nations People.

Aunty Julie said that it is very important that the stories of reconciliation be told. She said that it is not just about the Willow Grove home but the ground on which it sits. At the very least, the Group advocates for retention of the front section of Willow Grove for incorporation into a more sensible design. They also expect that a considerable quantity of artefacts will be found on the site if the development goes ahead, which needs to be preserved.

John Robertson, Chairperson, thanked Aunty Julie for her attendance and said that the Committee appreciated to hear what she had to say. Noting that the MAAS is a development of State Significance, he asked what was sought of the Committee.

Aunty Julie sought that the Committee be a loud voice to Council representing the custodians of the land (the Dharug people), pointing out that cultural authority needs to lie with Traditional Custodians.

The Committee generally discussed this matter, and it was noted that MAAS has engaged with the Committee several times, the last being in February 2020, but only on the operation of the Museum rather than the Willow Grove matter. On cultural matters, the Committee deferred to the Dharug community and the Community Reference Group.

Attention was also drawn to past statements by members regarding City of Parramatta giving consideration to the Uluru Statement from the Heart.

RESOLUTION (Sheppard/Leerson)

That the Aboriginal and Torres Strait Islander Advisory Committee of the City of Parramatta Council send a Statement to the City of Parramatta Council, the MAAS Project, and the Willow Grove Project, to the effect that our Committee supports the right of the traditional custodians of the Parramatta area, the Darug (aka Dharug) people, to have a voice in whatever happens on the Willow Grove land and the area around it.

It was reported to the Committee that the North Parramatta Residents' Action Group (NPRAG) has sought an injunction to halt any works taking place on Willow Grove pending a full hearing of claims before the Land and Environment Court, including insufficient consultation. The hearing will take place on 24 May 2021. If the action is successful, it could delay a start on the museum's construction.

Aunty Julie Jones thanked the Committee for the opportunity of attending the meeting and hearing her perspective.

6. WARAMI Program 2021

City of Parramatta staff, Jeffrey Stein (City Events & Festivals Manager) and Miah Wright (Senior Event Officer) attended the meeting for this item and they addressed the Committees in relation to the WARAMI Program for 2021.

They reported that 2020 was a challenging year for events due to the COVID-19 pandemic situation. City of Parramatta did however deliver some successful online events.

Jeffrey and Miah gave a presentation to the Committee 2021 covering the following:

- the Warami program extends from 26 May to 12 July 2021 and takes in Sorry Day, Reconciliation Week and NAIDOC Week
- the theme for 2021 is 'good to see you'
- Sorry Day commemorations will take place on 26 May at the Parramatta Female Factory and Institutions Precinct from 11am-3pm (which site is celebrating its 200th Anniversary this year)
- this event will comprise a history of the Factory and organisations that work with the Stolen Generation

Note: the Committee suggested that commemorations could incorporate tree planting in the Sorry Day Garden at Lake Parramatta.

ACTION:

Tarina Rubis to send information on to Miah Wright about the Sorry Day Garden at Lake Parramatta.

YUIN BYALLA – TRUTH TELLING IN BURRAMATTA

- this will be held at Parramatta Riverside Theatres
- this event will bring together First Nations experts and community leaders to discuss this year's themes of 'More Than A Word. Reconciliation Takes Action' for Reconciliation Week 2021, and 'Heal Country!' in the lead up to NAIDOC Week
- this event will include a Darug Panel and performances and entertainment by Darug people
- it is hoped that this event will be filmed

Note: the Committee questioned as to whether any activities are planned to celebrate MABO Day on 3 June. Council staff advised that appropriate recognition would be given to Mabo Day in the event programming.

BURRAMATTA NAIDOC DAY

- this will be held on 11 July at Parramatta Park from 10am to 4pm
- this event celebrates the culture and achievements of Aboriginal and Torres Strait Islander people
- it is expected that there will be capacity for about 5,000 people to attend this event
- a COVID Management Plan will be prepared, with attendees required to register their attendance with a QR Code

Note: the Committee questioned the reason as to why this event concludes at 4pm. Council staff advised that the earlier finish allows people to get home before the sun goes down and the weather gets colder.

PUBLICITY MATERIAL

- various publicity material for Warami, NAIDOC Week, National Reconciliation Week and Burramatta was previewed

REPORT AND RESULTS FROM WARAMI 2020

- a table of reporting on targets and results from Warami 2020 was presented
- it was noted that the targets have been exceeded

Note: the Committee questioned as to whether any storytelling will be included in the events. Council staff indicated that storytelling will take place at Council's libraries.

Jeffrey concluded by informing the Committee that Council has been successful in its application for a Creative Music Grant. He indicated that the funds will enable Council to showcase indigenous youth culture.

Miah Wright, Jeffrey Stein and Steven Ross left the meeting at this stage, the time being 7.25pm.

7. Confirmation of Previous Minutes: Tuesday 23 March 2021**RESOLUTION (Russo OAM/Gale)**

That the Minutes of the Aboriginal and Torres Strait Islander Advisory Committee Meeting held on Tuesday 23 March 2021 be received and noted as a true record of the meeting.

8. Business Arising from Previous Minutes**Item 11 – Marcia Donovan Memorial Garden**

It was indicated in the Minutes that a report was to be brought to Council in late April or early May.

Tarina Rubis, Community Capacity Building Officer, reported that this matter was considered by Council on 26 April 2021 when Council resolved as follows:

- That** Council approve the renaming of the 'Sorry Day Garden' in Lake Parramatta to the 'Marcia Donovan Sorry Day Garden', subject to the endorsement from the Aboriginal and Torres Strait Islander Advisory Committee (Committee).
- Further, that** in the event that the Committee does not endorse the name, that the matter be brought back to Council for further consideration.

RESOLUTION (Gale/Sheppard)

That the Committee endorse the renaming of the 'Sorry Day Garden' in Lake Parramatta to the 'Marcia Donovan Sorry Day Garden'.

Note: All members present at the meeting unanimously passed this Resolution.

9. Report of Steven Ross, Community Capacity Building Officer – First Peoples Engagement and Strategy

Nil

10. General Business**a. Item 6.1 Committee Minutes Tuesday 23 February 2021 – Former Committee Members**

Tarina Rubis, Community Capacity Building Officer, reported that letters of thanks have been forwarded to previous Committee members, Kody Boney and Kathleen Summers.

b. Item 10B Committee Minutes Tuesday 23 February 2021 - Memorial to Indigenous Service Personnel

The Committee asked for advice of the date for the proposed official opening of the Memorial to Indigenous Service Personnel. David Moutou, Group Manager Social and Community Services indicated that he will provide the Committee with an update as soon as possible.

c. Musical Pieces composed by Committee Member, Elizabeth Sheppard

Committee Member, Elizabeth Sheppard reported to the Committee that:

- she has been commissioned to write the main musical pieces for an Uluru Statement from the Heart project which will take place in October/November 2021;
- she was commissioned to arrange the third movement of her Kooranginy Suite (2017) for flute and harp which arrangement was performed at the NSW Art Gallery's 150th Anniversary Resonate Concert on Sunday 18 April 2021; and
- she has written a piece about the Blue Mountains which will be performed at the Blue Mountains Choral Festival later this year (Elizabeth is a Blue Mountains based First Nations composer).

d. May Day March – 1 May 2021 – Willow Grove, 43 Phillip Street, Parramatta

Committee Member, Phil Russo OAM reported on a planned May Day March to take place on Saturday 1 May 2021 in support of the Willow Grove Green Ban. The purpose of the March is to protest against the dismantling of Willow Grove and its relocation in favour of the construction of a second site of the Museum of Applied Arts and Sciences.

Phil advised that people need to assemble at 11.00am at Prince Alfred Square, Parramatta, with the March proceeding at 12noon.

e. Gallipoli Art Exhibition – Merrylands RSL Club

John Robertson (Chairperson), noted that the Gallipoli Art Exhibition is currently taking place at the Merrylands RSL Club from 15 April to 17 May. The art exhibition is held annually to commemorate the legacy of those heroes who fought on the Gallipoli Peninsula in 1915. John is President of the Gallipoli Memorial Club and one of the judges of the prize.

f. Aboriginal Children's Memorial Garden

Committee Member, Mick Scarcella reported that The Children's Hospital at Westmead has unveiled its refurbished Aboriginal Children's Memorial Garden. The Garden was relaunched on National Close the Gap Day, 18 March 2021. Mick advised that he has been approached by the Kinchella Boys Home Aboriginal Corporation with a request for the boys to view the garden on Wednesday 2 June 2021.

11. Requests for upcoming agenda items

Nil

12. Next Meeting

6:00pm Tuesday 25 May 2021

The Meeting closed at 7.38pm.



MINUTES

Meeting Name	Aboriginal & Torres Strait Islander Advisory Committee	F2017/00358
Date	Tuesday 25 May 2021 (DRAFT MINUTES)	Time 6.15pm
Venue	Level 12 Boardroom, Council Office, 126 Church Street, Parramatta & Microsoft Teams	QUORUM 5
Participants	John Robertson (Chairperson) Doug Desjardines (6:20pm) Lyn Leerson OAM Phil Russo OAM Mick Scarcella Elizabeth Sheppard	
Apologies	Donna-Lee Astill Councillor Phil Bradley	
Present	STAFF (CITY OF PARRAMATTA) Jon Greig (Executive Director Community Services) David Moutou (Group Manager Social and Community Services) Rodrigo Gutierrez (Community Capacity Building Manager) Tarina Rubis (Community Capacity Building Officer) Patricia Krzeminski (Governance Manager)	
Chaired by	John Robertson	

1. Confirming Access to Microsoft Teams with participants
2. Welcome and Acknowledgement of the Traditional Custodians – The Darug People

John Robertson welcomed everyone to the meeting.

John made an Acknowledgement of Country, recognising that participants may be coming to the meeting from different lands but that the land upon which the meeting is usually held is Burrumattagal and he paid his respects to Darug Elders past, present and emerging, and to Aboriginal and Torres Strait Islander members of the Committee.

3. Introductions and Apologies

RESOLUTION (Sheppard/Leerson OAM)

That the apologies received from Committee Member Donna-Lee Astill, Councillor Phil Bradley and Staff Member Steven Ross be received and accepted.

4. Conflict of Interest Declarations

There were no declarations of interest made at this meeting.

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5. WARAMI Program 2021

Tarina Rubis, Community Capacity Building Officer, provided an update on behalf of the City Events team, of the WARAMI Festival being held from 27 May through to 11 July 2021. Tickets to the Yuin Byalla event at the Riverside theatre are available for all Committee Members. Invitations to the event will be provided to the Committee following the meeting.

6. Confirmation of Previous Minutes: Tuesday 27 April 2021

RESOLUTION (Russo OAM/Leerson OAM)

That the Minutes of the Aboriginal and Torres Strait Islander Advisory Committee Meeting held on Tuesday 27 April 2021 be received and noted as a true record of the meeting.

7. Business Arising from Previous Minutes

Item 6 Meeting 27 April 2021 – WARAMI Program 2021

The Committee noted that Sorry Day commemorations could incorporate tree planting in the Sorry Day Garden at Lake Parramatta. It was noted that Miah Wright had been in contact with John Robertson to discuss speaking at the Sorry Day Event on 26 May 2021, with possible reference to the Sorry Day Garden.

8. Report of Steven Ross, Community Capacity Building Officer – First Peoples Engagement and Strategy

Nil

9. Update on Terms of Reference Review

David Moutou, Group Manager Social and Community Services, provided an update to the Committee on the review of the Terms of Reference for the Committee.

The Committee were advised that a request for quotation has been released to the market for a suitably qualified and connected consultant to conduct a review of the Terms of Reference for the Committee, with specific regard to best practice principles in engaging both generally but specifically with First Nations communities. It is noted that a provider has been shortlisted and Council officers are undertaking the final checks. The review will get underway soon.

The Committee were advised that one of the deliverables was to speak with the Committee (prior to the Committee being wound up) as part of the consultation process, as well as other Councils and other First Nations community members. The feedback will feed into the review of all advisory committees of Council. It is noted that at the end of the Council term, the Committee will be dissolved and expressions of interest reopened for Committee Membership. A report on Council Committees will be reported to one of the first meetings of the new term of Council.

Staff noted the frustrations experienced by the Committee, and noted that those frustrations were not limited to this Committee. It was further noted that as part of the review, the question of creating value to Committee Members will be explored.

ACTION:

The Committee to advise Tarina Rubis of any known examples of best practice First Nations Committees that can be part of the consultation phase of the Committee Review.

10. Legacy of the Stretch Reconciliation Action Plan 2017-2020

David Moutou, Group Manager Social and Community Services, provided a presentation on the Legacy of the Stretch Reconciliation Action Plan 2017-2020.

The Action Plan, endorsed by Council in 2017, was developed at the same time as the Cultural Plan for the Parramatta CBD. As the two documents were developed, they spoke to each other. Reflections during this process by Council, and those who Council worked with, identified that there was a need to strengthen the way that Council acknowledged First Nations communities and the Dharug People. As such, this acknowledgement and respect now features throughout key strategic documents of Council.

Overall, 106 actions were identified in the Reconciliation Action Plan, of which 80% have been completed. It is noted that 16% remain in progress (including business as usual and ongoing) and 3% of the actions were delayed due to Council relying on someone / something else. Key highlights of the Action Plan include:

- Cultural awareness training over three (3) years – 60% of Council staff participated in non-mandatory cultural awareness training;
- An increase of 6% in procurement from Indigenous businesses across the area. This figure does not include the fit-out of the Wentworth Point Community Centre and Library, which was undertaken by an Indigenous business, as this major project would skew overall figures;
- First Nations programming included across Council, particularly in Early Learning Centres, Recreation, Riverside, events and Parramatta Artists' Studios;
- Elevation and rebranding of signage and interpretation;
- Capacity building of business forums and Indigenous businesses.

It was noted that the NAIDOC event continues to grow each year, with pre-COVID numbers reaching 12,000 people. Additionally, the celebrations associated with National Reconciliation Week introduced the Warami Program incorporating National Sorry Day.

More work was identified to be undertaken in the space of partnerships, in engagement, leading and inspiring Reconciliation. Council has sought to work with other organisations including the Parramatta Eels and the Westmead Redevelopment.

In relation to cultural infrastructure, the following was noted:

- Complete: Memorial to Indigenous Service Personnel (launch event forthcoming);
- In delivery: 5 Parramatta Square – Keeping Place and Dharug Room;
- In planning: First Nations Cultural Walk as part of CBD public art project incorporating Civic Link;
- In planning by other entities: National First Nations Science Centre;
- Further investigation: Feasibility and future funding opportunities across Western Sydney and Sydney.

Next Steps

The next steps were presented to the Committee, following internal consultation already undertaken with Councillors and the Executive Team. These include:

1. Option 1: Do nothing.
2. Option 2: Develop another RAP under the Reconciliation Australia Framework.
3. Option 3: Develop a unique City of Parramatta Council First Nations Strategy that incorporates the RAP (under the Reconciliation Australia Framework), but makes this unique to Parramatta.

Councillors and the Executive Team have provided support for Option 3. The Committee were requested to provide their feedback.

RESOLUTION (Russo OAM/Sheppard)

That the Committee congratulate and commend the Council and officers on its achievements in Reconciliation over the past term of Council.

The Committee were advised that the Community Strategic Plan will be endorsed by the new term of Council in June 2022.

The Committee provided the following feedback:

- the Committee has repeatedly invited an Aboriginal Community Liaison Officer from Parramatta Local Area Command to attend a Committee Meeting, which has not taken place to date.
- the Committee sought an update / answer on whether the Aboriginal artefacts along the northern side of the Riverbank will be restored. It was noted that the relevant Council team had recently presented to the Committee on the River Foreshore Strategy and the presentation from that meeting could be re-sent to members.
- the Committee provided their support for Option 3: development of a unique City of Parramatta Council First Nations Strategy that incorporates the RAP, but makes this document unique to Parramatta.
- the Committee recommended that Council look into the Federal Grants System including Arts Council of Australia, to ensure that applicants to City of Parramatta's Grants Program were not precluded from applying for both. It was noted that this should be possible and this issue could be taken up outside of Committee business.
- the Committee praised the achievement of staff cultural awareness training and asked why the training was not mandatory. It was explained that the 60% positive achievement was of people choosing to come to the training of their own volition, rather than being made to do so under mandatory training requirements.
- the Committee suggested that Councillors be encouraged to attend more Committee Meetings. After further discussion, the Committee requested that the CEO be specifically invited to attend Committee meetings. It was suggested that members raise their views on Committee engagement with Councillors and the CEO during consultations for the upcoming review of the Committee Terms of Reference.

ACTION:

Tarina Rubis, Community Capacity Building Officer, to:

1. explore the option of inviting an Aboriginal Community Liaison Officer from the Parramatta Local Area Command to address the Committee;
2. circulate to the Committee the previous presentation on the River Foreshore Strategy; and
3. provide the Committee with information on Council grants available for application.

11. General Business

National Sorry Day

Noting National Sorry Day is imminent, the question was raised as to whether Council will acknowledge the significance of Parramatta as one of the first areas where children were removed from their families as part of the Stolen Generations. It was noted that Council recognises this history and has already issued an apology in this regard in 1997.

ACTION:

Tarina Rubis, Community Capacity Building Officer, to re-send the invitation to the Sorry Day activities to the Committee following the meeting, and to check that all Committee Members have been noted as attendees.

Parramatta Park – Car Park Construction

The Committee noted with concern for the heritage implications, that they had observed construction activity is taking place in the area of the carpark at the Westmead end of Parramatta Park. The Committee inquired whether Council will make representations to Parramatta Park Trust on behalf of the Committee.

ACTION:

Tarina Rubis, Community Capacity Building Officer, to contact Parramatta Park Trust in relation to the works taking place in the vicinity of the carpark at the Westmead end of Parramatta Park and report back to the Committee.

Aboriginal Deaths in Custody (ADIC) Working Group

It was reported that the Aboriginal Deaths in Custody Working Group has met on two occasions and is compiling a draft report on the issue for consideration by the Committee to be presented at the 22 June 2021 Meeting.

12. Requests for upcoming agenda items

The following were requested as upcoming agenda items:

1. Invite CEO to future Committee Meetings;
2. Invite Aboriginal Community Liaison Officer from the local Police to attend a future Committee Meeting.

13. Next Meeting

6:00pm Tuesday 22 June 2021

The Meeting closed at 7.20pm.

FAIR

ITEM NUMBER	12.4
SUBJECT	FOR APPROVAL: Aboriginal Deaths in Custody: Report of the Aboriginal and Torres Strait Islander Advisory Committee
REFERENCE	F2021/00521 - D08125049
REPORT OF	Community Capacity Building Officer

WORKSHOP/BRIEFING DATE: Nil

PURPOSE:

For Council to review and consider the report of the Aboriginal and Torres Strait Islander Advisory Committee on Aboriginal deaths in custody.

RECOMMENDATION

- (a) **That** Council notes the report prepared by the Aboriginal and Torres Strait Advisory Committee on Aboriginal Deaths in Custody and the recommendations contained within that report.
- (b) **That** Council thanks Advisory Committee members for their ongoing concern on this matter and effort in preparing the report.
- (c) **That** Council acknowledges with sadness the ongoing tragedy of Aboriginal deaths in custody and disproportionate rates of incarceration and offers our condolences to those families and communities experiencing trauma or otherwise impacted by these deaths.
- (d) **That** Council notes the work underway to develop a First Nations Strategy as part of the development and consultation on a new Community Strategic Plan within which the report's recommendations will be considered.
- (e) **Further, that** Council submit the following motion proposed by the Aboriginal and Torres Strait Islander Advisory Committee to the 2021 LGNSW Annual Conference:

That Local Government NSW calls on the NSW Government to adopt / implement all cross-jurisdictional reform recommendations contained within the Royal Commission into Aboriginal Deaths in Custody Report that seek to prevent Aboriginal Deaths in Custody and the resultant family trauma.

BACKGROUND

1. The issue of Aboriginal Deaths in Custody has been a long-held concern of Council's Aboriginal and Torres Strait Islander Advisory Committee. Given the consistency with which the matter has been raised by the Committee, at the November 2020 meeting members agreed to establish a working group to focus on this issue. The group, comprising five committee members, first met in March 2021 and has since prepared a report and recommendations for consideration by Council.

2. In the Parramatta LGA, nearly 1% of the population identifies as Aboriginal and Torres Strait Islander. About 540 First Peoples workers travel to Parramatta for employment each day, and the City services 20,000 Aboriginal and Torres Strait Islander people across Western Sydney. The Parramatta LGA houses the Parramatta Justice Precinct (including the Children's Court of New South Wales and its Koori Court) and the Silverwater Correctional Facility (where 21% of the LGA's Aboriginal and Torres Strait Islander population reside).

ISSUES/OPTIONS/CONSEQUENCES

3. The report, entitled *A Call to Action: Prevention of Aboriginal Deaths in Custody in the Parramatta LGA* (Attachment 1), was endorsed by the Advisory Committee and submitted to Council Officers on 28 June 2021.
4. The report outlines the Committee's position that Aboriginal incarceration and deaths in custody are a matter of significant concern and impact to the Parramatta community and its residents, with resultant ongoing Aboriginal cultural and psychological community trauma.
5. The report concludes with the strong recommendation by the Committee that Council adopt the following motions:
 - 1) That the City of Parramatta Council through its Local Government Conference, recommend the cross-jurisdictional reforms (contained within the final report of the Royal Commission) to the NSW State Government that would prevent Aboriginal Deaths in Custody and resultant family trauma.
 - 2) That the City of Parramatta Council affirm its unqualified support for the Royal Commission into Aboriginal Deaths in Custody recommendations and their urgent implementation within the NSW criminal justice system and that this be included in the revised Reconciliation Action Plan.
6. The recommendations to this report provide avenues for actioning these requests from the Committee.
7. The Committee understands the jurisdictional challenges posed by consideration of the matter of Aboriginal deaths in custody in a local government context. Members have thus endeavored to highlight local family and community impacts of the national problem of disproportionate incarceration of First Nations people, and young people in particular.
8. Local Government NSW does not take a policy position on the specific issue of Aboriginal deaths in custody. However, in related matters of drug rehabilitation and the disproportionate incarceration of First Nations peoples, its Annual Conference 2019 did resolve:

That Local Government NSW:

Recognises and supports social justice committees across all councils with a specific outcome of meeting the demand for residential rehabilitation services, regional Drug Courts, Youth & Adult Koori Courts and Justice Reinvestment

Initiatives.

9. The 2021 Local Government Conference is due to place on 28-30 November 2021. The deadline for submission of Conference motions is 27 September 2021.
10. Recommendation 2 in the Advisory Committee report makes reference to Council's revised Reconciliation Action Plan. Councillors have received a briefing on the approach being taken to building on the legacy of the Stretch Reconciliation Action Plan 2017-2020 by developing a unique City of Parramatta Council First Nations Strategy. This document is in the early development phase and there will be opportunity for Council to make a statement on the recommendations of the Royal Commission into Aboriginal Deaths in Custody should it be agreed.

CONSULTATION & TIMINGStakeholder Consultation

11. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
16 March 2021	Working Group on Aboriginal Deaths in Custody	The Report of the Advisory Committee states the views of the Working Group	N/A	N/A
13 April 2021	Working Group on Aboriginal Deaths in Custody	The Report of the Advisory Committee states the views of the Working Group	N/A	N/A

Councillor Consultation

12. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
23 March 2021	Councillor Phil Bradley	No specific comment however Advisory Committee meeting minutes reflect Councillor Bradley's presence when	N/A	N/A

		the work of the Working Group was discussed.		
19 April 2021	Lord Mayor Councillor Bob Dwyer, Councillors Bradley, Davis, Esber, Pandey, Wearne and Wilson	Councillor workshop on the Legacy of the Reconciliation Action Plan 2017-2021. Noted process for development of First Nations Strategy.	Continue development of First Nations Strategy within Community Strategic Plan development.	Group Manager, Social and Community Services
27 April 2021	Councillor Phil Bradley	No specific comment however Advisory Committee meeting minutes reflect Councillor Bradley's presence when the work of the Working Group was discussed.	N/A	N/A
28 July 2021	Scheduled Councillor Workshop	Briefing on this report to be presented.	N/A	N/A

LEGAL IMPLICATIONS FOR COUNCIL

13. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

14. In the long-term financial plan, provision has been made for the delivery of agreed actions under an endorsed First Nations Strategy. The intention is that the development of the strategy and associated consultation will determine what those funds will be allocated to. Any costs of development will be sourced within existing staff costs and budgets.
15. There are no financial impacts on the budget arising from the approval of this report.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result				
Funding Source	Nil			

CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX				
Funding Source				

Tarina Rubis
Community Capacity Building Officer

Rodrigo Gutierrez
Community Capacity Building Manager


David Moutou
Group Manager Social and Community Services

Michael Tzimoulas
Executive Director Corporate Services

Jon Greig
Executive Director Community Services

Brett Newman
Chief Executive Officer

ATTACHMENTS:

- | | | |
|---|---|------------|
| 1  | Aboriginal Deaths in Custody: Report of the Aboriginal and Torres Strait Islander Advisory Committee - 28 June 2021 | 3
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|---|---|------------|

REFERENCE MATERIAL

A Call to Action : Prevention of Aboriginal Deaths in Custody in Parramatta LGA

The Royal Commission into Aboriginal Deaths in Custody (the Commission) (1987–1991), also known as the Muirhead Commission, was appointed by the Australian Government in October 1987 to Federal Court judge James Henry Muirhead, QC. The terms of reference for the Commission were to inquire into and report on the deaths of Indigenous people in police or prison custody or in any other place of detention between 1 January 1980 and 31 May 1989. There had been 99 deaths in custody in the referenced period.

The Commission's Final Report was issued on April 1991 and made 339 recommendations across a wide range of policy areas. The largest number of recommendations relate to policing, criminal justice, incarceration and deaths in custody. The Commission also made recommendations relating to health, education and self-determination in recognition of the breadth of factors leading to the high rates of incarceration of Aboriginal and Torres Strait Islander people, particularly for young people.

As at August 2018 across all recommendations for all jurisdictions, only 64% have been implemented in full. (This figure has been disputed as being over generous.)

At the time of the final report Aboriginal people's rate of imprisonment was 14.3%.

The Royal Commission found that child removal (later dubbed the Stolen Generations) as correlating highly with later likelihood of imprisonment. Other contributing factors were matters such as the economic position, health indicators, inadequate housing, access, or lack of it, to land and employment, poor education; and the part played by alcohol and other drugs.

As at June 2020 the incarceration rate of Aboriginal people was 29%. In the 30 years since the report there have been 474 Aboriginal people who have died in custody. Not only has the rate of imprisonment doubled, the rate of death has also increased. Imprisonment rates for Aboriginal women are also increasing.

Further, Aboriginal children are substantially over-represented in custody. Aboriginal children constitute 48% of the youth detention population and are 17 times more likely to be incarcerated than non- Aboriginal children.

In our previous recommendations to the Council, September 2018, we objected to the excessive incarceration of Aboriginal youth due to inappropriate imposition of guilty pleas as an unjust condition of access to remedial Youth Justice NSW (formerly NSW Juvenile Justice) services. This followed the Area Manager of Youth Justice, consulting with our Committee. He advised that Youth Justice can provide their services to vulnerable youth only after they have pleaded or have been found guilty.

The Silverwater Correctional Complex is located with the Rose Hill Ward of the City of Parramatta Local Government Area. It comprises four separate facilities including Silverwater Correctional Centre (a minimum security prison for males); Silverwater Women's Correctional Centre (a maximum security institution for women and the major reception centre for female offenders in NSW); the Metropolitan Remand & Reception Centre (a maximum security correctional facility for males); and the Dawn de Loas Correctional Centre

(a minimum security correctional centre for males). The Complex has a total capacity of approximately 2800 inmates.

Current statistics would indicate that over 800 of these are Aboriginal.

People in prison within the Parramatta LGA include Aboriginal residents.

City of Parramatta has a valued reputation as a safe, healthy City. It has a good cultural reputation, which is strongly identified with Dharug, Burramattagal Aboriginal culture, and a positive Reconciliation process.

Aboriginal families, children, neighbours, and extended family, are all culturally, socially and psychologically impacted by the devastating effects of escalating Aboriginal incarceration and deaths in custody in particular.

Strategies that may reduce Aboriginal incarceration, lessen the likelihood of Aboriginal Deaths in Custody, and support affected families, should therefore be discussed as a matter of concern to Council, especially in relation to Council's stated Reconciliation Action Plan (RAP) policies, and the plea for remediation and a Treaty process, in the 2017 Uluru Statement from the Heart.

Senator Patrick Dodson, is a Yawuru Aboriginal Elder and was non-legal Commissioner on the Royal Commission. In an interview with the ABC in April 2021 he said that he has not seen any meaningful change 30 years after the Royal Commission into Aboriginal Deaths in Custody. He said that there has been no National leadership. Government credibility in Aboriginal communities is at an all-time low, people are frustrated and very angry, and mass protest marches are demanding action. He urged all Australians to redress this awful blight on our Australian national credibility.

He emphasised the requirements for officers and public servants who have responsibility for people in their custody to exercise duty of care and compliance with their own regulations, especially the provision of medical care and recognition of the immediacy of the situation.

He talked of the essential relationship between the Aboriginal community and the Government as being critical, and the need for an agreement about the seminal matters going forward.

Of the unresolved recommendations of the Royal Commission he said that there was now an urgent requirement to implement the decriminalisation of public drunkenness, the use of advisory bodies, and the removal of hanging points. He called on the Prime Minister to require the States to urgently report on their progress and quality of their implementation of positive actions to:

- keep Aboriginal people out of custody
- decrease the number of women in custody
- establish youth programs

He stated that there were two aspects to the problem:

1. the underlying issues as identified by the Royal Commission (Health, Education Etc.)
2. the Criminal Justice system itself.

Better coronial enquiry support for Aboriginal families is still badly needed. He cited a program in Burke as a positive example of cooperation at all levels. It is a justice reinvestment scheme that has been successful, in reducing arrest rates and recidivism.

The Advisory Committee and its Aboriginal Deaths in Custody Working Group express our unqualified support for Senator Dodson's principled and just "Call to Action" to prevent deaths in custody.

Imprisonment is difficult for most, but the effect of imprisonment on Aboriginal families continues to be disproportionate.

NSW State Government in cooperation with Local Councils, assures residents of community safety, security, and cultural services. For Parramatta residents this joint duty of care is conscientiously fulfilled in most instances. Parramatta Council's budget offers assistance and remediation through community health and cultural events programs.

However, Aboriginal incarceration and deaths in custody place a burdensome impact on Aboriginal families and result in ongoing Aboriginal cultural and psychological community trauma.

The City of Parramatta Council Aboriginal and Torres Strait Islander Advisory Committee strongly recommend that Council adopt the following motions:

- 1. That the City of Parramatta Council through its Local Government Conference, recommend the cross-jurisdictional reforms (contained within the final report of the Royal Commission) to the NSW State Government that would prevent Aboriginal Deaths in Custody and resultant family trauma.***
- 2. That the City of Parramatta Council affirm its unqualified support for the Royal Commission into Aboriginal Deaths in Custody recommendations and their urgent implementation within the NSW criminal justice system and that this be included in the revised Reconciliation Action Plan.***

on behalf of City of Parramatta Aboriginal and Torres Strait Islander Advisory Committee.

John Robertson

Chairperson

28 June 2021

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ACCESSIBLE

09 AUGUST 2021

13.1	FOR APPROVAL: Response to Notice of Motion - Celebration of International Day of People with Disability	80
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ACCESSIBLE

ITEM NUMBER	13.1
SUBJECT	FOR APPROVAL: Response to Notice of Motion - Celebration of International Day of People with Disability
REFERENCE	F2021/00521 - D08054910
REPORT OF	Community Capacity Building Officer, Community Capacity Building

PURPOSE:

This report provides a response to the Notice of Motion – Celebration of International Day of People with Disability dated 12 April 2021, with recommendations for a suite of activities for Council’s consideration.

RECOMMENDATION

- (a) **That** Council endorse the following activities to acknowledge the International Day of People with Disability (IDPwD) on 3 December 2021:
1. Develop a social media campaign, with the Access Advisory Committee, coinciding with IDPwD 2021 to raise awareness of the Committee, its role in Council, and draw attention to the achievements of the Committee in contributing to more inclusive services and facilities in Parramatta, and that calls for other members of the community with disability to contribute their stories of achievement to the campaign.
 2. Deliver a Discovering Parramatta Week through the Heritage Centre to coincide with IDPwD 2021, to raise awareness of accessible activities offered by the Heritage Centre and increase participation in programs.
 3. Deliver an Inclusion at Parramatta month (December) of Library based activities and opportunities to raise awareness and participation in inclusive programs of the Library, including education opportunities to increase knowledge of NDIS and facilitate links to relevant support services.
 4. Implement a Celebrating Inclusion at Riverside campaign to coincide with IDPwD 2021 to promote Riverside’s year-round accessible and inclusive services. Explore the delivery of a Concert and Panel Discussion event as a focal point for this campaign.
 5. Council makes a public statement in support of people with disability and the need to address key challenges faced at this time with:

“The City of Parramatta Council calls upon services and all the community to keep the needs and interests of people with disabilities at the centre of each person’s support and participation, as everyone is an individual, with individual needs, challenges and goals. There is no single experience of disability.”

BACKGROUND

1. International Day of People with Disability is marked by Council each year. The scale of activities to mark the occasion has varied over the last eight years, with the current focus being a major theme of programming at Council's libraries, Riverside Theatre and Over 55s Leisure and Learning.
2. Prior to 2013 a larger event was held in what is now Centenary Square. The scale of that event was reduced following an event and in consultation with the Access Advisory Committee at the time. Since that time there has been a film competition held, photographic exhibition and community awareness campaigns around that time of year.
3. Current activities to mark the day make use of existing budgets for programming. There is no allocated budget for a larger scale event.
4. In line with changing attitudes within the community sector and feedback from people who live with disability, greater focus and effort goes towards ensuring that inclusion is achieved throughout the whole year, rather than just one day. Council's Disability Inclusion Action Plan contains a number of actions that aim to improve the visibility of people with disability throughout the whole year and actions that aim to increase the inclusivity of all Council events and community life in general. Within Council, International Day of People with Disability is marked in internal communications and at Council locations to increase awareness of the commitments made by Council in the Disability Inclusion Action Plan and inspire inclusion in all Council operations and programs.
5. At the 12 April 2021 meeting of Council Notice of Motion was passed requesting:

That a report be brought back within 8 weeks with ideas on organising an event on 3 December 2021, to promote and acknowledge the achievements and contributions of people with disability on the International Day of People with Disability, with the aim of:

- i. Celebrating the achievements of People with Disability*
- ii. Provide an opportunity to educate people on issues around disability.*
- iii. Promote Parramatta as an accessible and inclusive City*
- iv. Connect service providers with People with Disability*
- v. involving local disability organisations in the planning and running of the event, including such organisations as NSW Deaf Society, Vision Australia, Northcott Parramatta, Muscular Dystrophy Assoc of NSW, Multicultural Disability Advocacy Association, Physical Disability Council of NSW, Paraplegic and Quadriplegic Association of NSW, and other interested disability organisations.*

ISSUES/OPTIONS/CONSEQUENCES

6. Following consultation with the Community Services and City Engagement teams, several project ideas have been developed for consideration by Council, with details provided below. Together, the project ideas seek to address the aims identified in the Notice of Motion and meet the needs of the community at this time within the role and capacity of Council.

7. For several years up until 2015, Council ran a Services Expo in Centenary Square to align with IDPwD. Due to a review of the activity indicating this approach did not meet the Expo's aims for the community under changing conditions in the service system and local sector, following years sought to implement activities that addressed community needs and Council's role in the community. Activities since 2015 have included the public launch of Access for Business guidelines and a photo exhibition project. More recently, activities have been guided by the aims of Council's Disability Inclusion Action Plan, with a focus on internal capacity building of Council including training and awareness raising for all staff.
8. In light of current conditions and the breadth of aims identified, a singular large-scale event is not recommended. This includes consideration of risks still related to COVID-19, of particular concern to people with disability, as well as the needs of people with disabilities and issues identified with the current support service delivery system for people with disability.
9. In support of all projects that are delivered, a dedicated webpage will be created where confirmed IDPwD 2021 related activities will be listed and links to relevant services and booking sites will be provided.
10. Members of Council's Access Advisory Committee were provided with the opportunity to provide feedback on project ideas developed, and comments received are reflected in the project details provided. All project ideas received support from Members that provided feedback, but particular support was provided for activity ideas Two, Three and Five.
11. **Activity Idea One – Social Media Campaign, Access Committee**
 - Council to develop a social media campaign, with Access Committee Members, with messages that use Committee Members as subjects to speak to: the individual's disability, the Access Committee, its role in improving communications between the disability community and council, and its contributions to the development of accessible facilities – to highlight Ollie Web playground and the Aquatic Centre plans. These will link back to a dedicated webpage, where key messages will appear together.
 - Messages will be accompanied by a hashtag, such as #IDPwDParramatta, calling on community members with disability to contribute their stories of achievement using the nominated hashtag.
 - It is to be noted that this will require the interest and commitment of sufficient Committee Members in participating, and the need to draw upon Members of the current Committee. All Committees will be dissolved together with Council later this year, and the acceptance of Committee Terms of Reference and appointment of new Committee Members rests with the newly elected Council. Committee Members did not indicate if they were willing to be message subjects when providing their feedback on IDPwD project ideas.
 - It is estimated that this activity will cost \$300 and can be contained within existing 2021/2022 budget without impacting on service delivery.

12. **Activity Idea Two – Discovering Parramatta Week, Heritage Centre**

- A “week” of inclusive activities, to both draw attention to what the Heritage Centre has to offer and also understand demand for more accessible activities planned into standard programming. For example, provision of Auslan interpreters in addition to being physically accessible for wheelchair users.
- Activities include accessible nature walks, workshops and cultural engagement with Dharug elders, including with Auslan interpreters, as well as an online Parramatta trivia social session.
- Activities can also include a call to the community to share access barriers experienced at Parramatta heritage sites, so that the Heritage Centre and Council can seek to address in programming and works where possible.
- It is estimated that these activities will cost \$3,000. However, as this involves taking an established budgeted activity and will focus on a particular audience demographic, it can be contained within existing 2021/2022 budget.

13. Activity Idea Three – Inclusion at the Library (December)

- A range of activities offered over December designed to raise awareness of the Library’s accessible facilities and programs and explore ways to improve current services.
 - Run a survey to people with disabilities what they expect to see from the library through eNewsletter in September;
 - Information stall from NDIS at Epping, Wentworth Point or other branches;
 - Hearing aid service to provide free hearing check and government information;
 - Invite a speech pathologist to the Library’s story time to meet parents at Parramatta and some branches;
 - Promote Home Library Service to eligible residents and nursing homes;
 - Displays across all branches to raise community awareness on information and technology at the Library;
 - Information session on where to get help from NDIS for CALD communities in their own language;
 - A library tour for Special Education needs students, including exploring collaboration with the local Department of Education in their plans for students with disability on IDPwD.
- It is estimated that these activities will not be associated with additional budget implications for 2021/2022 as are part of planned programs and activities can be organised at no additional cost.

14. Activity Idea Four – Celebrating inclusion at Riverside (week of IDPwD)

- Promotional campaign to generate awareness for Riverside’s year-round access and inclusion activity, such as Audio Description, Auslan interpreted performances, relaxed performances and Riverside’s Beyond the Square Drama program.
- Concert with Panel Discussion in COVID-19 safe delivery format. This event is estimated to require a budget of \$9,000, as it unlikely to cover costs through ticket sales. Funding has been identified as a result of programming interruptions due to the COVID-19 lockdown that will enable

this project to proceed with costs met from the current 2021/22 Riverside budget.

- Riverside will seek feedback and advice on content for a Concert and Panel Discussion event from Access Advisory Committee Members.

-

15. **Activity Idea Five – Council Position Statement (Formal statement in Media Release)**

- Council's NDIS services unit (delivered by Community Care) exists to provide support to the most vulnerable people with disability in our community who have been failed by other services and are typically experiencing a point of crisis. The team seeks to address market failures and industry gaps in ensuring that people receive the tailored support they identify and need as individuals.
- The experiences of participants who come to our NDIS registered services for assistance demonstrate that the system and services frequently fall short in treating people as individuals and receiving the support that is right for them and their specific circumstances. As people with disability, this can have serious impacts on their health and wellbeing, and for some this risk can be life threatening.
- In addition to drawing attention to contributions of the Access Advisory Committee and other community members to creating a more accessible and inclusive city, it is recommended that Council show its support for People with Disability in the community and raise awareness around what services need to prioritise, by making the following public statement on the International Day of People with Disability,

“The City of Parramatta Council calls upon services and all the community to keep the needs and interests of people with disabilities at the centre of each person’s support and participation, as everyone is an individual, with individual needs, challenges and goals. There is no single experience of disability.”

CONSULTATION & TIMING

Stakeholder Consultation

16. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
3 May 2021	Council Officer, Community Capacity Building	Provided project idea for consideration by Council	Project idea provided to Access Committee Members for feedback and included in Report	Community Capacity Building, Social & Community Services.
3 May 2021	Council Officers, Media and Communications	Provided input into social media	Tanya Owen to remain in contact with Media and	Community Capacity Building, Social

		campaign idea regarding potential angle for a media release using the hashtag element to draw attention to the campaign.	Communications following Council resolution and in the lead up to IDPwD regarding a potential media release.	& Community Services
3 May 2021	Council Officer, Digital Marketing	Provided feedback and advice on use of hashtag for social media campaign, indicating useful for content aggregation and need to be unique	Advice will guide the creation of an appropriate hashtag to be associated with the social media campaign project	Community Capacity Building, Social & Community Services
3 May 2021	Council Officers, NDIS Services, Community Care	Provided project idea for consideration by Council	Project idea provided to Access Committee Members for feedback and included in Report	Community Capacity Building, Social & Community Services
4 May 2021	Council Officer, Heritage Centre	Provided project idea for consideration by Council	Project idea provided to Access Committee Members for feedback and included in Report	Community Capacity Building, Social & Community Services
17 May 2021	Council Officer, Riverside Theatres	Provided project idea for consideration by Council	Project idea provided to Access Committee Members for feedback and included in Report	Community Capacity Building, Social & Community Services
17 May 2021	Council Officer, Library	Provided project idea for consideration by Council	Project idea provided to Access Committee Members for feedback and	Community Capacity Building, Social & Community Services

			included in Report	
21 May 2021	Access Advisory Committee Members (John Moxon, Mark Kunach, Timothy Hartau)	Supported all ideas provided, in particular Project Ideas 2, 3 & 5. Suggested additions to activities: role of Access Committee in improving communication between community & Council be added to social media campaign; Heritage Centre could add a call out for members of public to indicate barriers to access at particular Parramatta Heritage Sites; Library could reach out to local Department of Education to merge with some of their IDPwD activities for students with disability, including Library tour; indicated interest in providing advice and feedback on Riverside Concert event.	Feedback to relevant units provided for comment, to be incorporated into this Report or explored when project ideas are progressed.	Community Capacity Building, Social & Community Services

Councillor Consultation

17. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
20 July 2021	Councillor Pandey	Briefed on project concepts. Supportive of all of them. Keen to see a funding opportunity identified for the Riverside concept.	Programming funds identified from across the Social and Community Services team as a result of programs cancelled due to COVID lock down.	Group Manager Social and Community Services

LEGAL IMPLICATIONS FOR COUNCIL

18. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

19. Four of the five project and activity ideas can be contained within existing 2021/2022 budgets:
- Activity One: Estimated cost of \$300 that is contained within existing Community Capacity Building budget
 - Activity Two: Estimated cost of \$3,000 that is contained within existing Heritage Centre and Community Capacity Building budgets.
 - Activity Three: No estimated additional cost, programming is contained within exiting Library budget.
 - Activity Four: Estimated budget of \$9,000 will be funded through the reallocation of funds from the 2021/2022 budget from planned programming.
 - Activity Five: No estimated cost.
20. The COVID-19 related lockdowns of July 2021 has presented an opportunity to gather funds from disrupted programming across the Social and Community Services unit to fund the Riverside Theatre activity. These funds will be reallocated in the next Quarterly Review process.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result	Nil			
Funding Source	NA			
Programming expenses reallocated across Social and Community Services				
CAPEX				

CAPEX				
External				
Internal				
Other				
Total CAPEX	Nil			
Funding Source	NA			

Tanya Owen

Community Capacity Building Officer, Community Capacity Building

Rodrigo Gutierrez

Community Capacity Building Manager

David Moutou

Group Manager Social and Community Services

Michael Tzimoulas

Executive Director Corporate Services

Jon Greig

Executive Director Community Services

Brett Newman

Chief Executive Officer

ATTACHMENTS:

There are no attachments for this report.

REFERENCE MATERIAL

THRIVING

09 AUGUST 2021

16.1	FOR APPROVAL: Works on Private Land - Bungaree Road Shops Better Neighborhood Project	90
16.2	FOR APPROVAL: Phillip Street Smart Street Stage 2 Works (Deferred Item)	97
16.3	FOR APPROVAL: Naming of 5 Parramatta Square Building (Deferred Item)	123

THRIVING

ITEM NUMBER	16.1
SUBJECT	FOR APPROVAL: Works on Private Land - Bungaree Road Shops Better Neighborhood Project
REFERENCE	F2021/00521 - D08124993
REPORT OF	Place Manager

WORKSHOP/BRIEFING DATE: Nil

PURPOSE:

To seek approval to undertake works on private land at the Bungaree Road Shops in Toongabbie under the Better Neighbourhood Program in accordance with Section 67 of the *Local Government Act 1993*.

RECOMMENDATION

That Council approve works to be carried out on private land at Bungaree Road Shops, Toongabbie, in accordance with the Concept Plan shown at **Attachment 1**.

BACKGROUND

1. \$150,000 has been allocated to upgrade the local centre at Bungaree Road Shops, Toongabbie, under the Better Neighbourhood Program.
2. The centre is located on Bungaree Road, Toongabbie at the corner of Bethel Street. It comprises six retail shops and nine off-street car parking spaces.
3. Proposed upgrades at the centre under the Concept Plan (see **Attachment 1**) include new paving, street furniture, tree planting on Bethel Street, signage and disabled car parking.
4. A significant proportion of this centre is under private ownership, including the public domain between the shopfronts and the car park. Council's ownership generally pertains to the area between the building and Bethel Street continuing to Bungaree Road. Ownership of the site is demonstrated on the Site Plan at **Attachment 2**.

ISSUES/OPTIONS/CONSEQUENCES

5. Works to the value of approximately \$45,000 are proposed on private land including paving, one bin, one seat and upgrade of Telstra pit lids as per the Concept Plan for the site at **Attachment 1**.
6. Council officers have negotiated an agreement with the private property owner that equates to a private contribution of 30% of the total cost of upgrade works undertaken on private land to be provided in-kind.
7. In-kind works include painting the building façade and providing universal access to two out of the six tenancies. These outcomes were considered acceptable by Council Officers based on these items being raised by the community during consultation.

8. Verbal agreement has been reached with the landowner that the draft agreement is acceptable to progress the project. Any amendments to the draft agreement will require further negotiation with the private property owner, delaying the delivery of the project.

CONSULTATION & TIMING

Stakeholder Consultation

9. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
3 February 2020 – 21 February 2021	Community	<p>Phase One consultation including:</p> <ul style="list-style-type: none"> • Conversations held with each of the retailers and property owner • Onsite consultation session, held between 2.00pm – 4.00pm on 6 February 2020 • Online survey, live from 3 February 2020 – 21 February 2020 • Promotion of the online survey and consultation session, including letterbox drop of project flyer to approximately 150 households, flyers and advertising collateral distributed to businesses, social media marketing and promotion on Council's 'Our Say' engagement platform. <p>Key themes raised in the consultation included the need to improve traffic safety, provide universal access, provision of</p>	Feedback incorporated into concept plan design.	Place Services

		tree planting and shopfront improvements.		
11 March – 24 March 2021	Community	<p>Phase Two consultation, including:</p> <ul style="list-style-type: none"> • Conversations held with each of the retailers and property owner; • Online survey, live from 11 March – 24 March 2021 • Promotion of the online survey, including letterbox drop of project flyer to approximately 150 households, flyers and advertising collateral distributed to businesses, social media marketing and promotion on Council's 'Our Say' engagement platform. <p>Feedback received was generally supportive of the Concept Plan, however, highlighted the need to address universal access into each individual shop.</p>	Feedback incorporated into concept plan design.	Place Services

Councillor Consultation

10. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
Monthly throughout 2020 and 2021.	Parramatta Ward Councillors	Project discussed at Ward Briefings. Feedback provided included request for a bicycle rack and	Feedback incorporated into Concept Plan Design and informing	Place Services

		discussions regarding how to improve disability access.	negotiations with landowner.	
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LEGAL IMPLICATIONS FOR COUNCIL

11. This report has been prepared to fulfill the requirements as stipulated in section 67 of the Local Government Act. This section stipulates the circumstances in which Council can undertake works on private land. In this circumstance, the decision to carry out the work and the proposed fee to be charged is determined by resolution of the council at an open meeting before the work is carried out.
12. It is noted that Council's Legal Services Unit has drafted the Agreement. In this regard, Council's Group Manager Legal Services has confirmed that the contract is ready for execution, following approval by Council.

FINANCIAL IMPLICATIONS FOR COUNCIL

13. If Council resolves to approve this report in accordance with the proposed resolution, no additional budget is required.
14. The total budget for the Better Neighbourhood Program is \$150,000 which is included in the 2020/21 and 2021/22 budgets. The 2021/22 budget includes \$70K for this project.
15. Works on private land (as per this paper) would total \$45K with a further \$25K of work to be competed on public land.
16. The table below summarises the financial impacts on the budget arising from approval of this report.

	FY 21/22	FY 22/23	FY 23/24
Operating Result			
External Costs			
Internal Costs			
Depreciation			
Other			
Total Operating Result	NIL	NIL	NIL
Funding Source			
CAPEX			
CAPEX			
External			
Internal			
Other			
Total CAPEX	NIL	NIL	NIL
Funding Source			

Christopher Patfield
Place Manager

Bruce Mills

Group Manager Place Services

Ian Woodward

Group Manager Legal Services

Michael Tzimoulas

Executive Director Corporate Services


Bryan Hynes


Executive Director Property & Place

Brett Newman

Chief Executive Officer

ATTACHMENTS:

1  Attachment 1 - Concept Plan 1 Page

2  Attachment 2 - Site Plan 1 Page

REFERENCE MATERIAL



Site Plan



THRIVING

ITEM NUMBER	16.2
SUBJECT	FOR APPROVAL: Phillip Street Smart Street Stage 2 Works (Deferred Item)
REFERENCE	F2021/00521 - D08160836
REPORT OF	Place Manager

This matter was deferred at the Council Meeting of 26 July 2021 for a period of two (2) weeks.

PURPOSE:

To report to Council the detailed concept plan, funding opportunities and project delivery plan for the Phillip Street 'Smart Street' - Stage 2 project per Council's Resolution of 30 November 2020, and to seek approval to proceed with detailed design, procurement, and delivery of the physical works.

RECOMMENDATION

- (a) **That** Council approve the Phillip Street Smart Street - Stage 2 detailed concept plan at **Attachment 1**.
- (b) **That** Council approve the project budget of \$4,321,508 from the CBD Infrastructure Special Rate and Internal CBD Infrastructure Reserve and \$750,000 from 'Your High Street' grant funding (only applicable to this project) for a total project budget of \$5,071,508 as detailed in paragraph 9.
- (c) **Further, that** Council approve the accompanying project delivery plan for completion in December 2022 as outlined in **Attachment 2**.

BACKGROUND

1. On 30 November 2020, Council resolved as follows:

16.1 FOR APPROVAL: Response to Notice of Motion: Phillip Street Smart Street

RESOLVED (Zaiter/Issa)

- (a) That Council allocate \$325,000 from the C.I.S.R. to fund to detailed design of the Phillip Street 'Smart Street' Stage 2 project between Smith and Charles Streets, southern side.
- (b) That Council allocate a further \$4,321,508 from the CBD Infrastructure Special Rate (or the equivalent in rates collection in the 2021/22 and 2022/23 financial years in the event that Council adopts changes to enable harmonisation of Council rates) to ensure capital funding for the future construction of this project, subject to Council endorsing the report in item (c).
- (c) Further, that a report outlining detailed scope, funding opportunities and project delivery plan for the next stages of this project is submitted to Council for consideration of an approval to proceed with

project delivery, including but not limited to learnings from Stage 1 implementation and delivery.

2. The Phillip Street precinct, particularly between the northern side of Phillip Street and the Parramatta River, is going through significant change. The Phillip Street precinct will soon be home to 3,000 new residents. It will also be the city's gateway to thousands of museum visitors, stadium attendees, and ferry arrivals - a major link to the CBD Foreshore, the museum, and the new sporting and entertainment precinct. As, such, the street is identified as a key CBD east-west connector in Council's 'Walk Parramatta' strategy. This project reclaims up to 1.5m of roadway to create an expanded pedestrian/activation/outdoor dining space following-on from PLR works in the Church Street 'Eat Street' precinct where local economic forces see a desire for expansion. Council has approved two expanded Outdoor Dining areas in Stage 1 of the project thus far.
3. Stage 2 of the Phillip Street 'Smart Street' project is about enhancing community and customer satisfaction by integrating a key streetscape with large private and public developments in the precinct, enhancing connectivity, expanding a popular outdoor dining precinct, while also making the city smarter, safer and more sustainable.
4. Per Attachment 1, Stage 2 of the Phillip Street 'Smart Street' project includes the following areas:
 - The southern side of Phillip Street between Smith and Charles Streets;
 - Footpath and kerb line on corner of Charles Street - interfacing with Charles Street Square and Council's Charles Street Square upgrade project;
 - A small section between PLR boundary (Church & Phillip Street intersection) and Stage 1 boundary of works (near Erby Place).
5. The Stage 2 scope is an extension of Stage 1 works, integrating two core components:
 - a. Installation of the infrastructure needed to support technologies for a smart street (smart poles and optical fibre, etc), enabling seamless integration of 'smart' technologies into the streetscape. The roll-out of fibre-optic cable will future-proof the street by allowing new digital services as technology evolves, and provide 'blank canvas' for the city to test new smart technologies. Installed in first instance are, 'smart' irrigation, landscape lighting installations, digital wayfinding, smart street furniture, smart bins, additional CCTV, and temperature, humidity and air quality sensors connected to a water misting system to cool the street, along with customer-facing digital display screens reporting on the 'health' of the street and other relevant data such as upcoming ferry arrivals/departures. Due to Council's successful application for the NSW State Government's '*Your High Street*' grant for this project, Stage 2 works will include the installation of kinetic pavers, generating power for the USB chargers built into the street furniture.
 - b. Streetscape Improvements to deliver on the Phillip Street vision of vibrant street level green 'urban forest' promenade that will link Parramatta Quay to the new stadium and, ultimately, the Parramatta Museum of Arts and Applied Sciences (MAAS). Due to Council's successful application for the NSW State Government's '*Your High Street*' grant for this project, Stage 2

works will include the creation of a new activated arrival gateway directly opposite Parramatta Wharf, similar to the existing Erby Place pocket park. This integration with Council's existing Charles Street Square upgrade project will create a high-quality, vibrant streetscape in this important precinct.

6. The physical works will commence in March 2022 upon receipt of approvals and are scheduled for completion by December 2022 as outlined in Attachment 2. This schedule falls in line with the milestones outlined in the signed NSW State Government's 'Your High Street' grant agreement.

ISSUES/OPTIONS/CONSEQUENCES

7. The aim of this project is to deliver streetscape upgrade works. The project has two funding sources: \$750,000 in 'Your High Street' grant funding (only applicable to this project), and \$4,321,508 funding from the CBD Infrastructure Special Rate and Internal CBD Infrastructure Reserve (previously reserved by Council in the 2021/22 Budget and Delivery Plan).

*"The income raised by the levy of the CBD Infrastructure Special Rate will provide resources for the improvements to Infrastructure that will attract and is directly related to increasing business to the Parramatta CBD area. Services funded will include streetscape upgrades, street paving, security, street furniture, street lighting, and a focus on important area such CBD river foreshore, Church Street and **our east west main streets (Phillip, George and Macquarie Streets).**" - extract from rates notice*

8. Council's 'Place Score' pre-intervention research shows that CBD residents, workers and visitors want more outdoor dining, vibrancy, cafes, shade and seating along Phillip Street, with the 'Top 3' customer preferences (in order) for 'Cleanliness', 'Safety', and introducing 'Elements of the Natural Environment'. This project addresses all of these customer preferences which will enhance Council's overall Customer Satisfaction score. Further details about the project, including the data-driven investigations used to establish the need and location for the project, are provided at **Attachment 3**.
9. This project will provide the infrastructure needed to support technologies for a 'Smart City'. The roll-out of fibre-optic cable will future-proof the street by allowing new digital services as technology evolves, and provide 'blank canvas' for the city to test new smart technologies. Installed in first instance are 'smart' street lighting installations, 'smart' screens, 'smart' bins, additional CCTV, and temperature, humidity and air quality sensors connected to a water misting system to cool the street.
10. The project team includes Future Cities to ensure that sensors (air quality, temperature, humidity, people and vehicle counters, and digital screens) are integrated Council's communication network (TTN and GeoScada) providing full access and ongoing maintenance of the data.
11. Tree planting addresses customer preference, and supports a vibrant street level green 'urban forest' with 35% canopy cover when mature in alignment with Environmental Sustainability Strategy and Greater Sydney Commission target of 40%, and supporting customer preference.

12. The Phillip Street 'Smart Street' project is identified as a key Strategic Project on page 133 of the Delivery Program and Operational Plan (DPOP) 2019-20 and identified in the DPOP capital projects budget list.

"The aim of this project is to implement Parramatta's first smart street in Phillip Street within the CBD. The project will deliver infrastructure needed to support technologies for a smart street and streetscape improvements that will help to form the wider Phillip Street vision of being the promenade that will link Parramatta Quay to the new stadium."

13. Key Lessons Learned from 'Stage 1' of this project include:
- a. Prior to 'Stage 1' of the Phillip Street 'Smart Street' project, the transformation of Church Street Mall into Centenary Square was the previous significant project funded by the CBD Infrastructure Special Rate. A key learning from that project was that CBD workers, visitors and residents place a high satisfaction rating on 'transformational' projects that change the 'eye-level' lived experience of this City and what it means to be a part of this City, as opposed to multiple, smaller projects.
 - b. The 'smart' infrastructure included in this project should become 'Business As Usual' for streetscape projects delivered in the Parramatta CBD and other key precincts. This is already in place for the \$8.7M 'Good and Bridge Street' project in Granville. This will be Council's second project using this streetscape upgrade methodology and is scheduled to commence construction in November 2021.
 - c. The permits required to undertake heritage testing took significantly longer to receive than forecasted in the project schedule. This risk will be mitigated in Stage 2 works by providing an expanded approval process and commencing the approval process at the commencement of the project cycle.
 - d. Design and procurement of 'smart' elements should occur earlier in the process. To address this, an overlay of smart elements is included in the detailed concept plan to accelerate the procurement and installation of 'smart' elements.
14. The Project Team will continue to work 'hand-in-glove' with Council project teams delivering the Charles Street Square and Civic Link projects to ensure seamless integration with the delivery of this project. This liaison occurred as part of 'Stage 1' works.
15. Metro West construction is south of George Street does not pose a risk to this project. This was validated in 'Stage 1' works.
16. There is a reputational and economic risk if the remaining section of the street is not upgraded.
17. The benefits that drive investment in this project include:
- a. The reduction and re-allocation of cleansing resourcing due to installation of smart bins.
 - b. New and expanded outdoor dining applications due to the extension of the footpath and increased patronage along Phillip Street.
 - c. The generation of power via kinetic pavers to power on-street USB chargers.

- d. Decrease in temperature levels and increased on-street thermal comfort due to the installation of waters misters and planting of mature street trees.
- e. The integration of customer-facing digital display screens reporting on the 'health' of the street, and other relevant data such as upcoming ferry arrivals/departures and Council events and messages, drives a powerful perception change about a new 'modern' Parramatta.

CONSULTATION & TIMING

Stakeholder Consultation

18. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
20 October 2020	Smart Cities Advisory Committee	Recommended that there be other visual additions ('smart screens') to display the impact of the misters on the temperature on the street and transport data. It was discussed that this could be done through API from Transport for NSW. It was also recommended that air quality data be included.	Feedback considered and incorporated in Stage 1 & 2 scope of works.	Place Services / Property & Place / Place Manager
29 October 2020	Project Review Committee	Endorsement given for <u>initial phase</u> to proceed to undertake detailed Design, Scoping and Costing analysis with	Feedback accepted.	Place Services / Property & Place / Group Manager Place Services & Place Manager

		Heritage work and investigation to be done in parallel. Physical works, if endorsed pursuant to a future Council report, would take place over two financial years.		
18 May 2021	City Design - Charles Street Square Project owners	Endorsement provided for proposed works along footpath interfacing Charles Street Square.	Both project owners to collaborate with detailed design plans for this space.	Place Services / Property & Place / Place Manager
7 June 2021	City Planning & Design - Universal Design & Access	Proposed detailed concept plans meet universal accessible standards.	Present detailed concept plans to Council's Access Committee for feedback once the project is endorsed.	Place Services / Property & Place / Place Manager
7 June 2021	City Strategy Unit - Future Cities & Environmental Outcomes teams	Identifying recommended sensor locations for Stage 2 and to integrate these smart elements into Council's communication network (TTN and GeoScada) providing full access and ongoing maintenance of the data.	Advice has been integrated into the project scope (including design and delivery plans).	Place Services / Property & Place / Place Manager

Councillor Consultation

19. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
24 June 2021	Parramatta Ward Briefing with Councillors Bradley, Pandey and Zaiter	Satisfied with the proposed scope of works	Nil comments required	Place Services / Property & Place / Group Manager Place Services

LEGAL IMPLICATIONS FOR COUNCIL

20. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

21. In a signed Deed of Agreement, Council has committed to expending \$750,000 Department of Planning Industry and Environment (DPIE) 'Your High Street' grant funding by 31 May 2022.
22. The delivery of Stage 2 works will be funded from existing CBD Infrastructure Special Rate and Internal CBD Infrastructure Reserve (\$4,321,508 over two financial years previously reserved by Council for this project as outlined in Attachment 4) and \$750,000 DPIE 'Your High Street' grant funding (only applicable for this project). There are no unbudgeted financial implications for Council's budget.
23. As identified in the CBD Infrastructure Special Rate Report attachment, a number of other projects are committed to be funded from the 2 CBD Infrastructure reserves, including the Phillip Street Smart Street Stage 2 works.
24. The 2 CBD Infrastructure reserves will (by FY2025) have an uncommitted closing balance of \$6.7M available to fund further CBD infrastructure works.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result	Nil	Nil	Nil	
Funding Source				
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX	Nil	Nil	Nil	
Funding Source				

Eva Farlow
Place Manager

Bruce Mills
Group Manager Place Services

Michael Tzimoulas
Executive Director Corporate Services

Bryan Hynes
Executive Director Property & Place

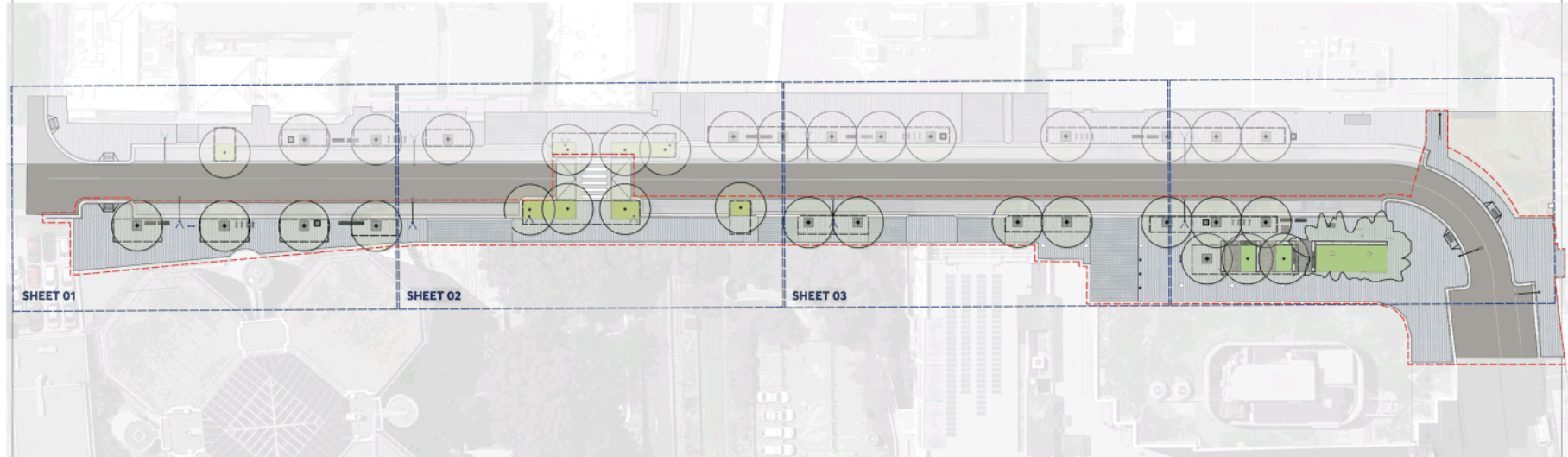
Brett Newman
Chief Executive Officer

ATTACHMENTS:

- | | | |
|--------------------|--|---------|
| 1↓ | Phillip Street Smart Street Stage 2 - Detailed Concept plan | 9 Pages |
| 2↓ | Philip Street Smart Street Stage 2 - Project Delivery Plan | 3 Pages |
| 3↓ | Phillip Street Smart Street Stage 2 - Background Information | 5 Pages |
| 4↓ | CBD Infrastructure Special Rate Report | 1 Page |

REFERENCE MATERIAL

SHEET LAYOUT PLAN



NOTE:
ADDITIONAL WORKS TO BE INCLUDED IN STAGE 2 SCOP OF WORKS:
PAVED SECTION BETWEEN PARRAMATTA LIGHTRAIL EXTENT OF WORKS
AND COMPLETED STAGE 1 WORKS.
INCLUDES: PAVING, REPLACEMENT STREET SIGNS, MULTIFUNCTION POLE
FOR CCTV.



CAPITAL PROJECTS
110 Victoria Road
Parramatta, NSW 2150
Australia
T 02 9906 5643
F 02 9906 1003

DRAWING STATUS
FOR INFORMATION

DATE	REVISION	AMENDMENTS

CLIENT
Place Services

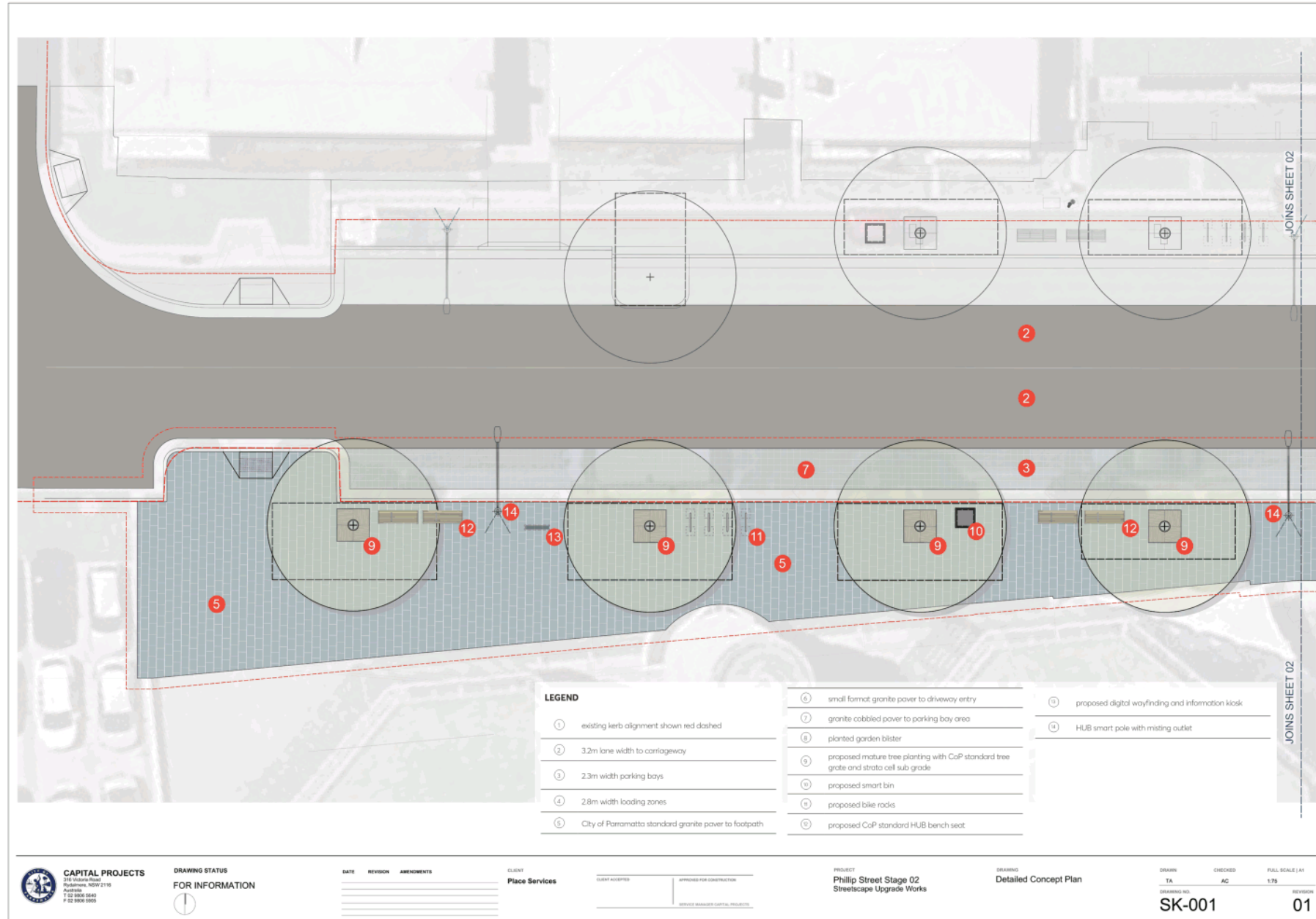
CLIENT ACCEPTED
APPROVED FOR CONSTRUCTION
SERVICE MANAGER CAPITAL PROJECTS

PROJECT
**Phillip Street Stage 02
Streetscape Upgrade Works**

DRAWING
Detailed Concept Plan

DRAWN
TA
CHECKED
AC
DESIGNATION NO.
SK-000

FULL SCALE (A1)
1:75
REVISION
01



CAPITAL PROJECTS
 210 Victoria Road
 Parramatta, NSW 2150
 Australia
 T 02 9500 0540
 F 02 9500 1000

DRAWING STATUS
FOR INFORMATION

DATE **REVISION** **AMENDMENTS**

CLIENT
Place Services

CLIENT ACCEPTED **APPROVED FOR CONSTRUCTION**

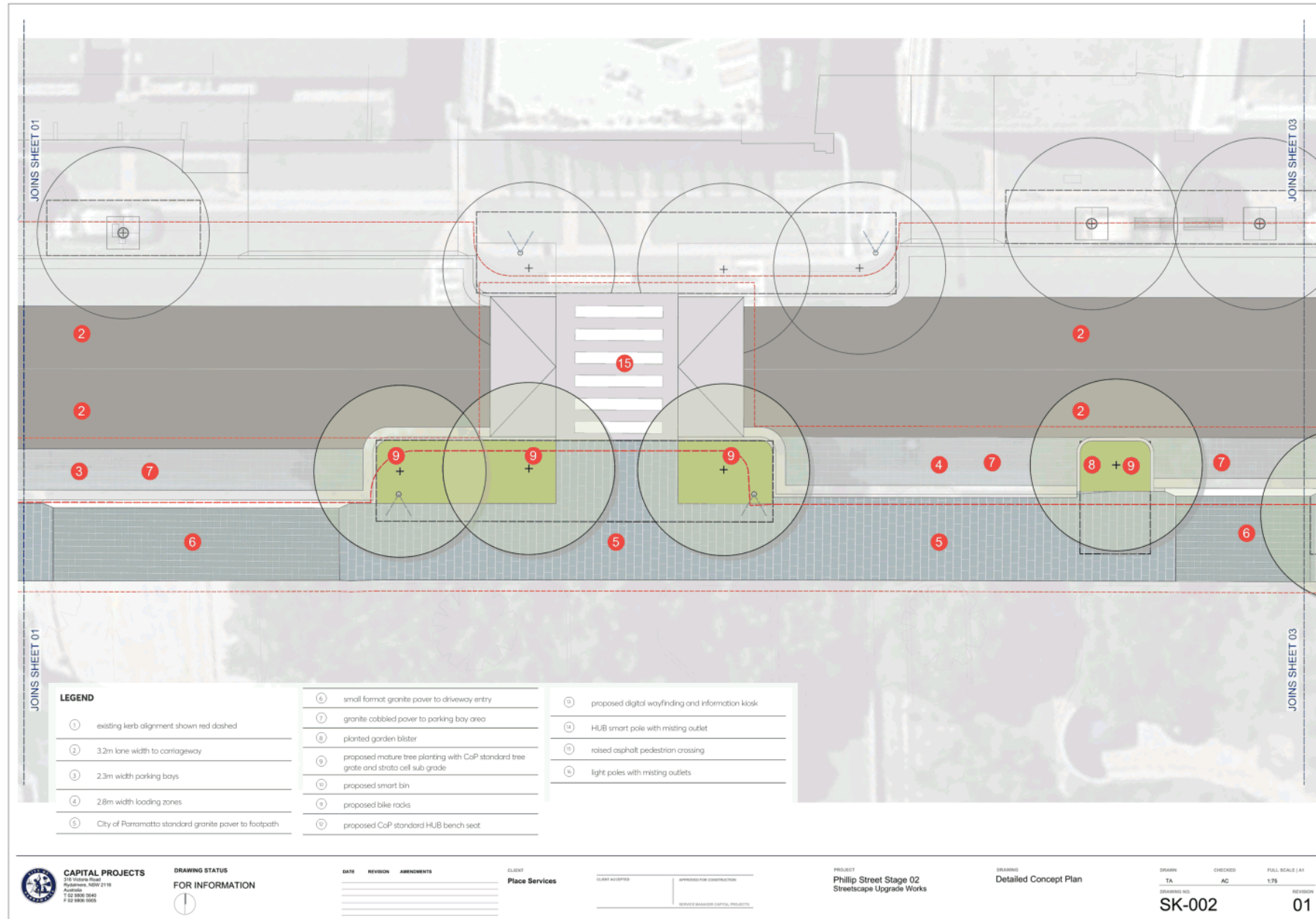
 SERVICE MANAGER CAPITAL PROJECTS

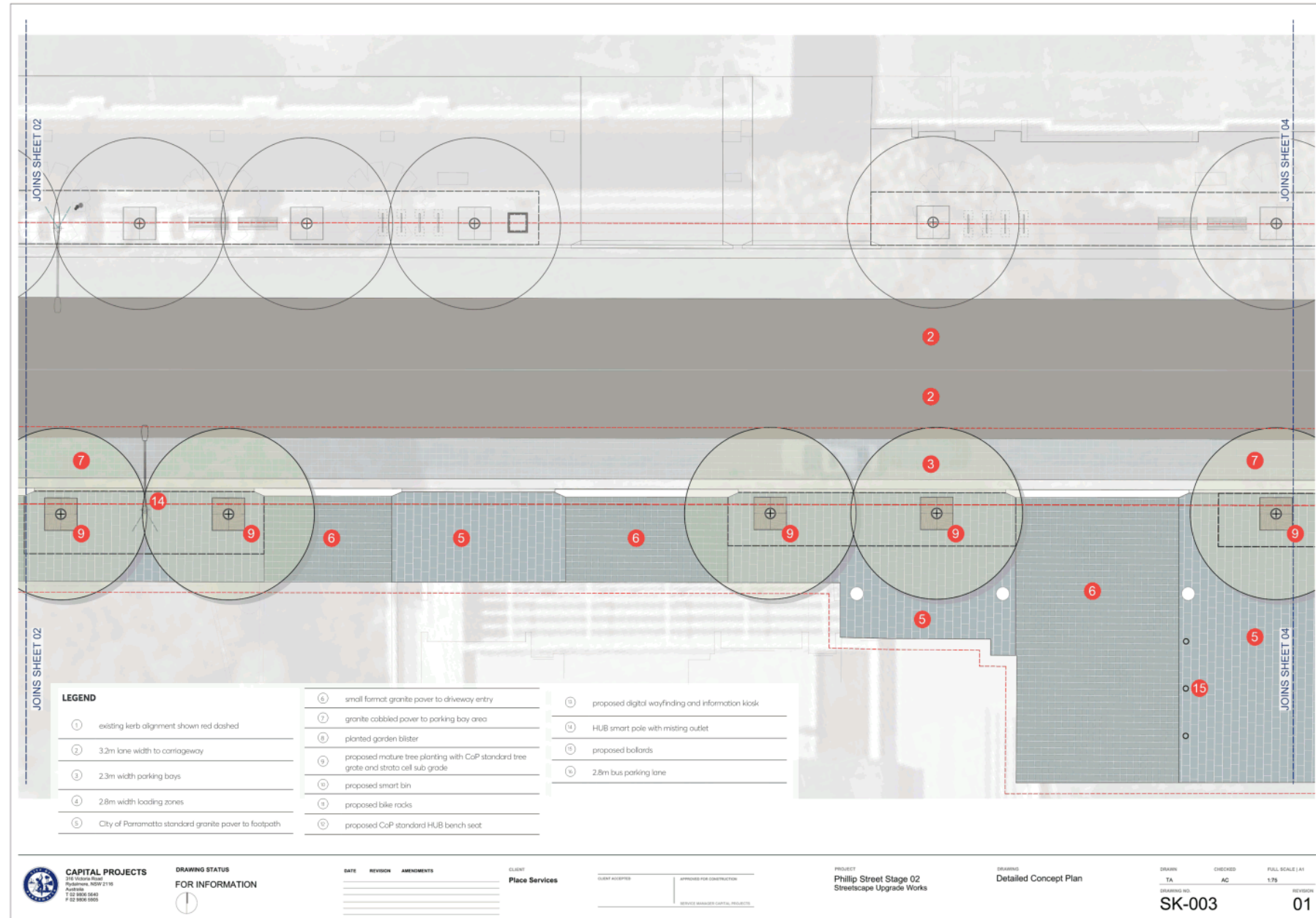
PROJECT
Phillip Street Stage 02
Streetscape Upgrade Works

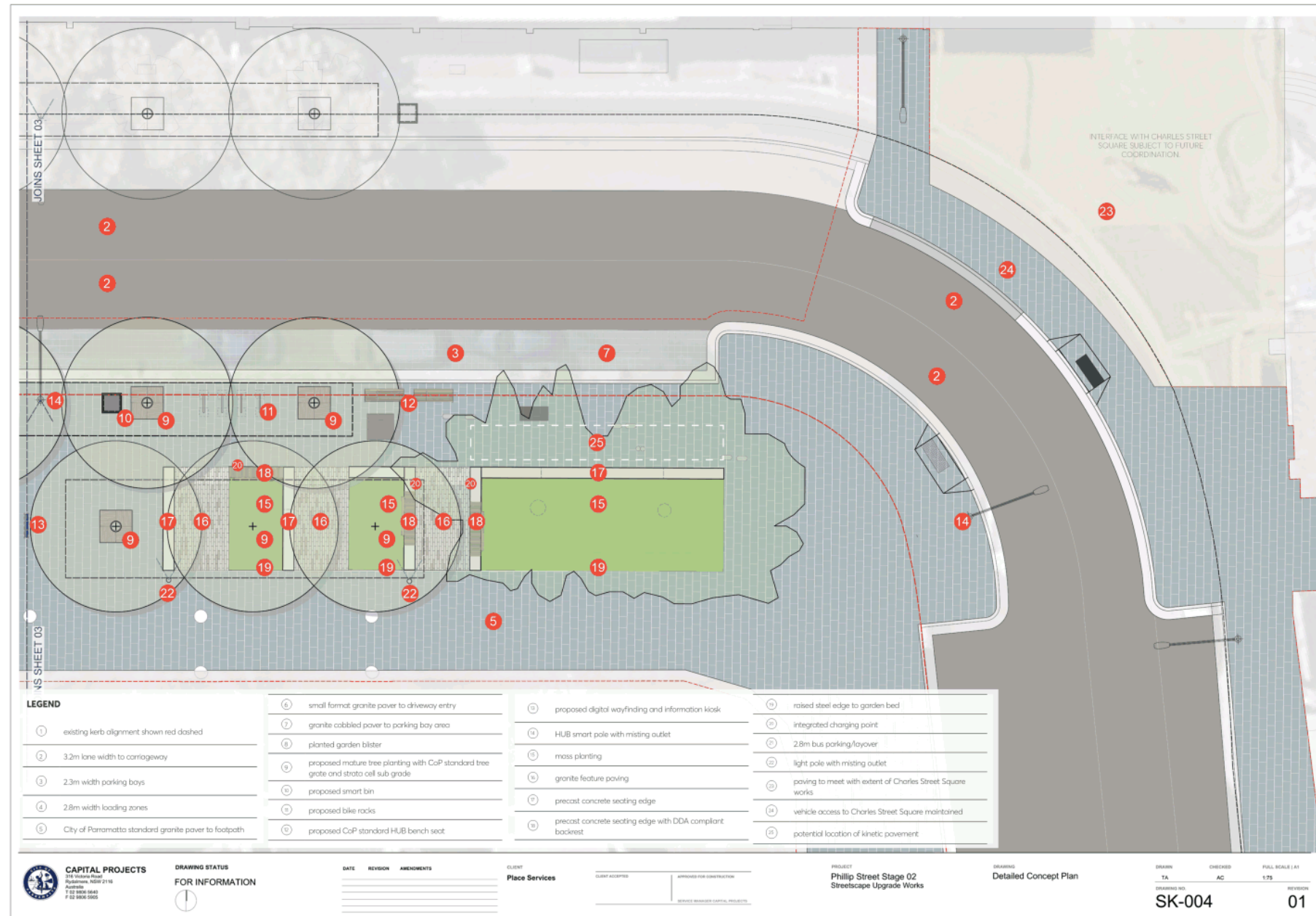
DRAWING
Detailed Concept Plan

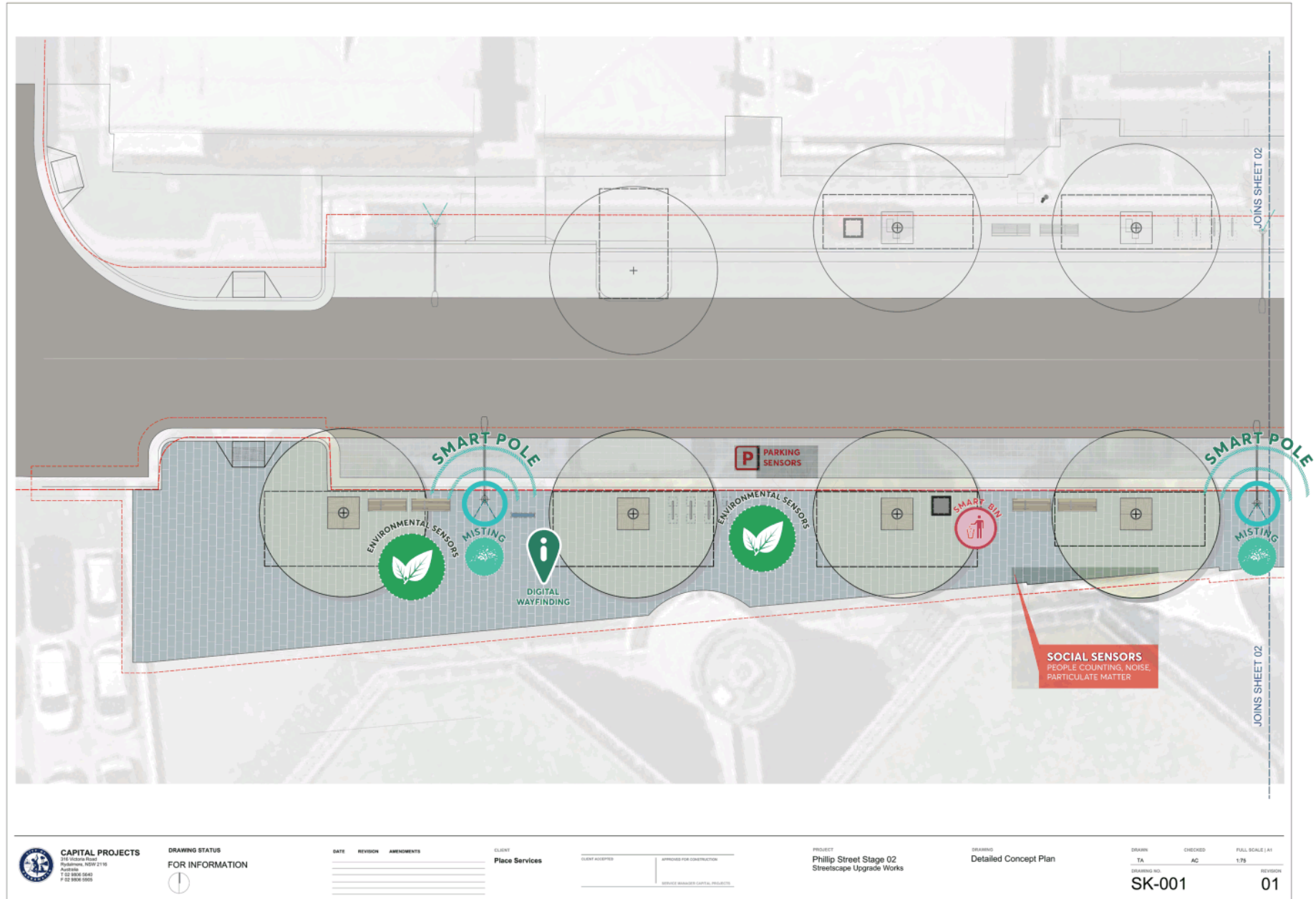
DRAWN **CHECKED** **FULL SCALE (A1)**
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SK-001

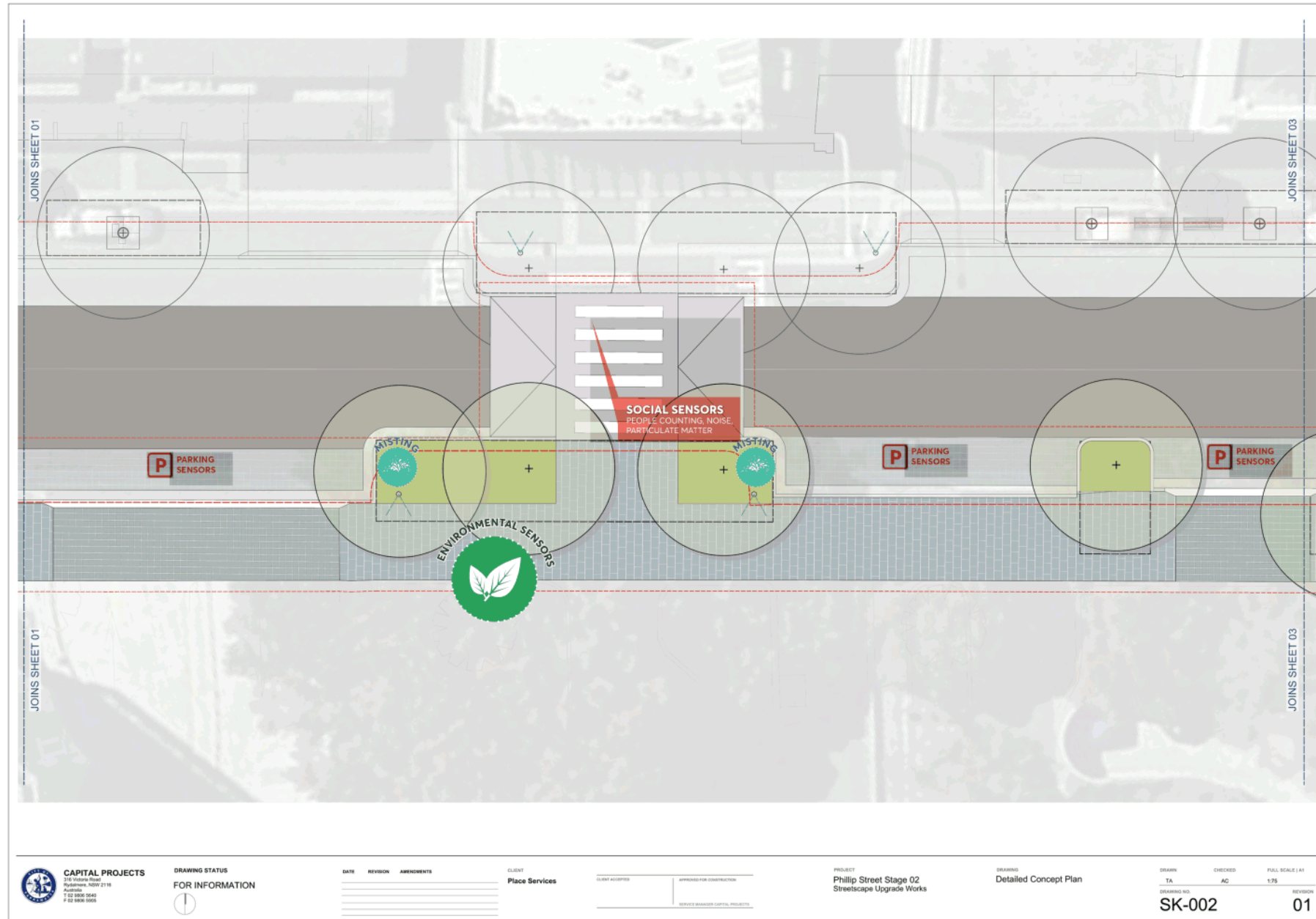
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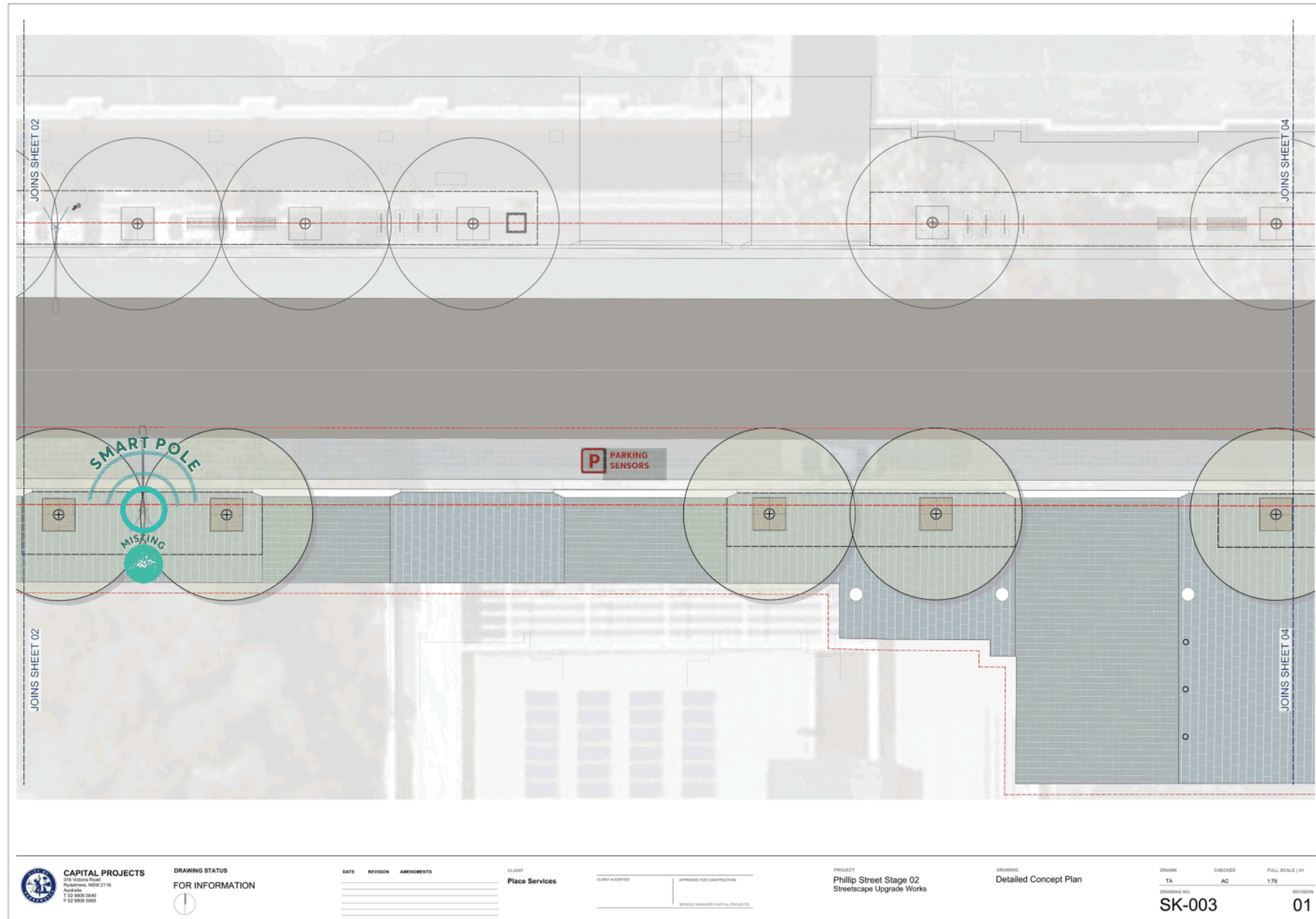


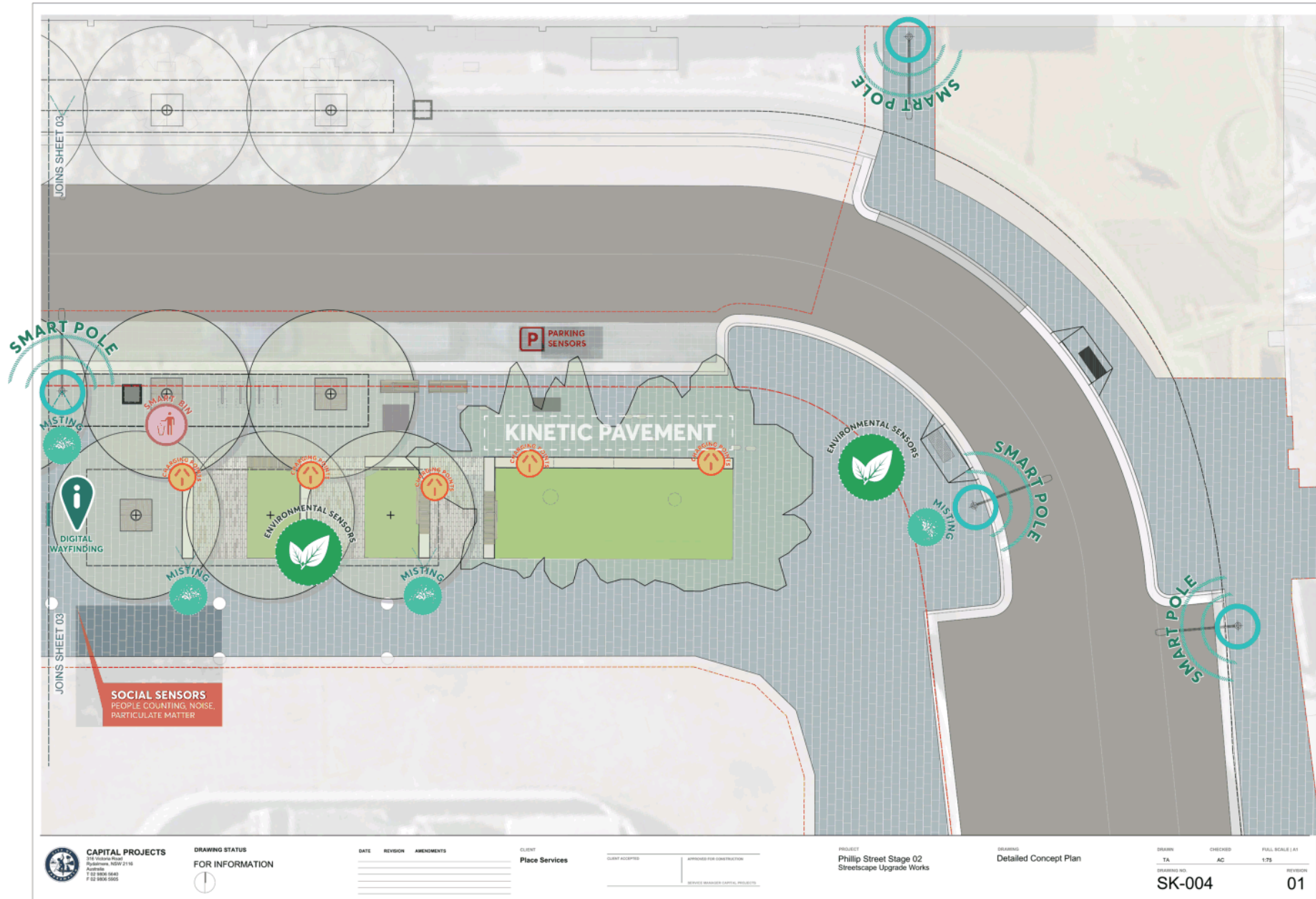












Phillip Street Smart Street Stage 2 Project Delivery Plan

Milestones	Description/ Deliverable	Owner	Time Taken
Engage consultancies	Engage consultant team: <ul style="list-style-type: none"> Surveyors to carry out detailed services survey of the area within the scope of works. Traffic consultant to assist with concept design and detailed design of the focus area Electrical and lighting to assist with concept design and detailed design. 	Landscape Architects & Project Owner	May 2021
Execution of DPIE 'Your High Street' grant agreement		Project Owner & CEO	May 2021
Completion of detailed design plan	Completion of an agreed and approved detailed concept plan (following consultation with the community, internal staff and key stakeholders).	Landscape Architect	June 2021
Seek project review committee endorsement of project		Project Owner	June 2021
Seek Council endorsement for delivery of stage 2 works		Project Owner	June 2021
Commencement report for DPIE 'Your High Street' grant agreement		Project Owner	June 2021
Consult with community	Engage with local businesses and property owners;	Project Owner Landscape Architects	July 2021

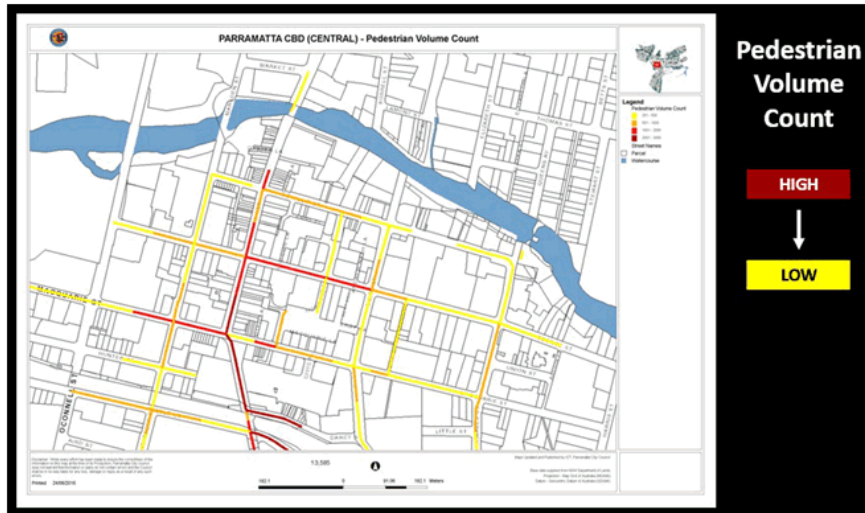
Milestones	Description/ Deliverable	Owner	Time Taken
Complete construction documentation (note: documentation to commence after completion of community consultation, services survey and initial traffic and heritage advice on concept plan)	<p>Timeframe for documentation is as follows:</p> <ul style="list-style-type: none"> 60% complete tender documentation drawings (7 Weeks) 80% complete tender documentation set. Inc draft schedule and spec. (4 Weeks) 90% complete tender documentation set. Inc draft schedule and spec. (4 Weeks) Drawing review (1 week) FINAL complete tender documentation set. Inc FINAL schedule and spec. (2 Weeks) 		June – December 2021
Procurement process (streetscape & smart elements)	'by others' items can be ordered throughout construction documentation process.	Landscape Architects Future Cities Project Owner	July – December 2021
Obtain approvals required for project	Including heritage approvals	Landscape Architects	December 2021
Procurement process – Public tender		Project Manager Project Owner Landscape Architects	January – March 2022
Consult with business / property owners regarding program of works (once Contractor is appointed)		Landscape Architects Project Owner	March 2022
DPIE 'Your High Street' grant agreement - construction commencement report		Project Owner	March 2022
Delivery of physical works (estimated construction period of 6 months)		Project Manager Project Owner	April – December 2022
Completion of construction works for the components funded by Your High Street		Project Manager Project Owner	May 2022
DPIE 'Your High Street' grant - Project Acquittal Report		Project Owner	31 May 2022
Project Completion		Project Manager Project Owner	December 2022

Milestones	Description/ Deliverable	Owner	Time Taken
Handover		Project Manager Project Owner Parks Services Cleansing Services Future Cities PSAS Civil Assets Landscape Architects	December 2022
Opening		Project Owner	December 2022

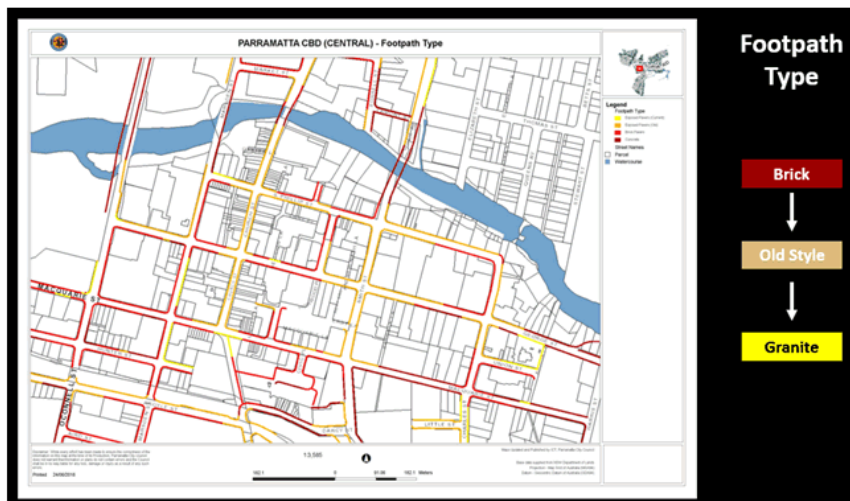
Phillip Street 'Smart Street' project – background details.

1. The southern side of Phillip Street for the location, and the project scope was selected for 'Stage 1' for the following reasons, which remain applicable for 'Stage 2':
 - The funding source is the CBD Infrastructure Special Rate (C.I.S.R.). The C.I.S.R. is described on the rates notices for as CBD business and CBD Centre of Activity Areas as: *"The income raised by the levy of the CBD Infrastructure Special Rate will provide resources for the improvements to Infrastructure that will attract and is directly related to increasing business to the Parramatta CBD area. Services funded will include streetscape upgrades, street paving, security, street furniture, street lighting, and a focus on important area such CBD river foreshore, Church Street and our East west main streets (Phillip, George and Macquarie Streets)."*
 - Prior to Stage 1 of the Phillip Street 'Smart Street' project, the transformation of Church Street Mall into Centenary Square was the previous significant project funded by the C.I.S.R. A key learning from that project was that CBD workers, visitors and residents place a high satisfaction rating on 'transformational' projects that change the narrative of this City and what it means to be a part of this City as opposed to multiple, smaller projects. At the time, Lucy Turnbull, speaking in her role as Chief Commissioner of the Greater Sydney Commission stated: *"When you think of what makes our favourite cities memorable, their great public spaces often come to mind. From Trafalgar Square ... to the Piazza Navona ... to Martin Place and Hyde Park.... In Parramatta, Centenary Square now plays this role."*
 - The southern side of Phillip Street was identified as the CBD street (of Church, Phillip, George and Macquarie Streets) least affected by future private development and public infrastructure projects that are occurring in the near to medium future. In addition, the northern side of Phillip Street will see significant development (especially the Museum of Applied Arts and Sciences (MAAS)) and by designing the entire street in advance, Council is best placed to ensure a consistent streetscape outcome in a major precinct.
2. Council endorsed for the completion of Stage 1 works on 9 April 2018, including the streetscape works and installation of smart elements along the southern side of Phillip Street, between Church and Smith Streets. It is proposed that a continuation of these works occur, upgrading the remaining sections of Phillip Street, creating a livable, activated and flexible CBD.
3. In 2016-17, multi-factor analysis was undertaken to determine an optimal CBD location for investment of the C.I.S.R. This analysis included:
 - **Pedestrian volume count data.** This data set was important because the eye –level experience of a city drives perception of that

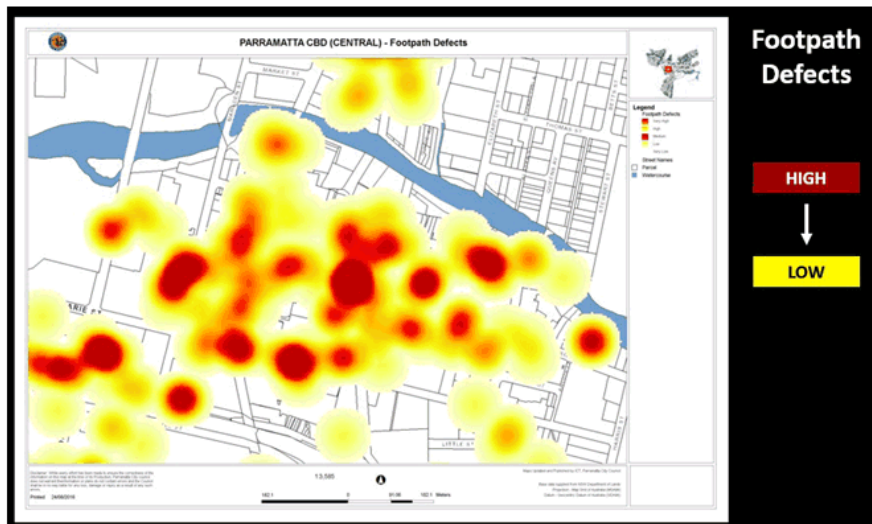
city so officers were interested in knowing footpaths where people walk the most because that is where value is added.



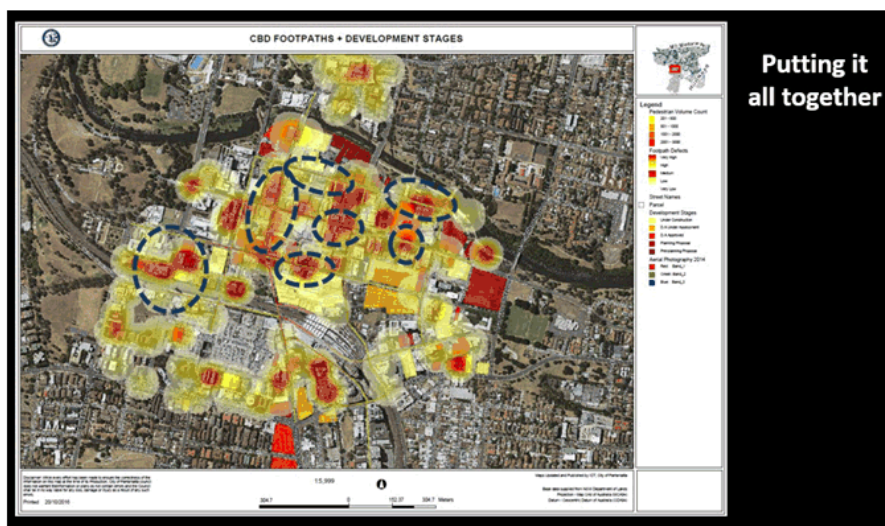
- Footpath Treatment data.** This mapped the footpath types from the old concrete and asphalt, and the new granite. Officers wished to prioritise footpaths where Council could upgrade the lowest-quality footpaths. From the 2019 Community Satisfaction results, quality/maintenance of footpaths is a large driver for satisfaction when done well, but is also a large driver of dis-satisfaction when not done to the community's level of expectation.



- **Footpath Defect data.** Officers worked with the GIS team to create a heat bloom to visually identify a concentration of defects. Officers wished to prioritise footpaths where Council could upgrade an area with the highest amount of defects.



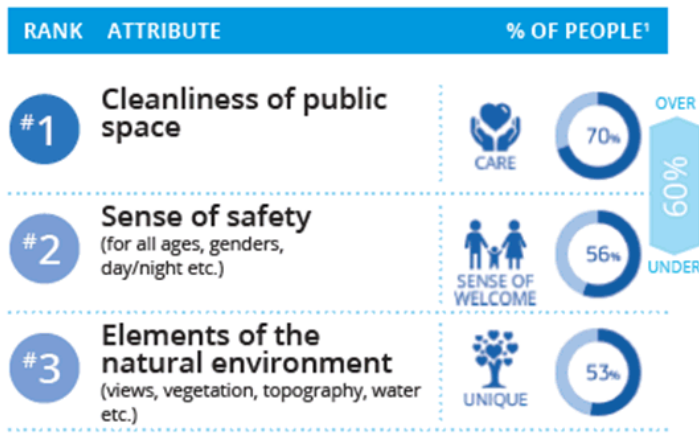
- **Planned Private Development data** was then combined with these data sets to identify where Council can deliver the most impact (both in terms of visitation and treatment upgrade/defect repair) while seeking to manage the risk of Council work being dug up again due to private development.



4. The Southern side of Phillip Street was prioritised using this data set noting that, at the time, Council had resolved to 'pause' capital works on Church, Macquarie and George Streets due to the potential future light rail corridor.
5. Benchmarking Sentiment Research was conducted in September 2016 by Micromex Research on behalf of CoP. This data indicated that there remained strong adverse perceptions of safety in Parramatta. When asked the open ended question, *'What words or phrases would you use to describe how you would like the City of Parramatta Local Government area to be in five to ten years' time'*? The number one response was *'Safe Place'*.
6. An outcome of this project is a safer, better-illuminated, and more activated Phillip Street streetscape that will enhance perceptions of safety in a precinct that will soon be home to 3,000 new residents, and serve as the city's major link to the CBD Foreshore, the museum and new sporting and entertainment precinct for thousands of museum visitors, stadium attendees, and ferry arrivals.
7. Council surveyed 2,310 residents of the LGA in June 2016. The 'Care Factor' survey is a measure of what is most important to people concerning their local centres and main streets. It asks communities to rate what is important to them so that Council can identify local and specific differences between communities and plan accordingly.
8. For Parramatta (n=610), the Care Factor data identified that 'cleanliness' (70% of respondents), 'a sense of safety' (56% of respondents), and 'elements of the natural environment' (53% of respondents) are the top three items that respondents care about in the Parramatta precinct.
9. This project addresses all of these attributes creating a more vibrant and activated place. In particular, the introduction of a green boulevard 'urban forest' on the southern side (sunny side) of Phillip Street enables Council to address the community preference for a city with 'elements of the natural environment' while also moving towards the 40% canopy coverage (Objective 30 of the Greater Sydney Commission's 'A Metropolis of Three Cities' Plan).

WHAT WE CARE ABOUT

Across the five categories of place, your community ranks these as their top ten attributes contributing to positive place experience:



10. Light Rail will intersect Phillip Street at Church Street. This element was considered and negotiated with PLR during 'Stage 1' construction.
11. MAAS will be a central visitation point for pedestrian flow from the Public Transport Interchange down to the Phillip Street and The River foreshore. By designing the entire street in advance, Council is best placed to ensure a consistent streetscape outcome in a major precinct.
12. The Civic link will provide a central link from Parramatta Square to Phillip Street to the River Foreshore. The crossing of the future Civic Link with Phillip Street was considered and negotiated with Council's Urban Design team during 'Stage 1' construction.

	March QR 2020/21	Budget 2021/22	Budget 2022/23	Budget 2023/24	Budget 2024/25
Reserve Balance					
CBD Infrastructure Special Rate Reserve					
Opening Balance: CBD Infrastructure Special Rate Reserve	6,392,000	4,890,489	1,772,239	1,049,730	1,049,730
Revenue Received	2,430,000				-
Committed Projects:					
120880 - Prince Alfred Square Power Upgrade	(23,052)				
119870 - St Johns Cathedral Feature Lighting Treatment	(63,611)	(57,000)	(700,000)	-	-
421106 - Phillip Street Smart St stage 2	(150,000)	(2,050,500)	(22,509)	-	-
122420 - Phillip Street Smart Street Design	(3,100,000)	-	-	-	-
122919 - Centenary Square Review	(29,243)	(510,750)	-	-	-
419002 - Parramatta CBD Wayfinding Signage Revamp	(72,000)	-	-	-	-
419033 - Temporary Amenities Centenary Square	(238,605)	-	-	-	-
119130 - City River Program of Works	(255,000)	(500,000)	-	-	-
Total Committed Projects	(3,931,511)	(3,118,250)	(722,509)	-	-
Uncommitted Projects:					
	-	-	-	-	-
Total Uncommitted Projects	-	-	-	-	-
Closing Balance: CBD Infrastructure Special Rate	4,890,489	1,772,239	1,049,730	1,049,730	1,049,730
Internal CBD Infrastructure Special Rate					
Opening Balance: Internal CBD Infrastructure Special Rate	-	-	1,024,941	1,088,450	3,379,450
Revenue Received:	-	2,346,000	2,393,000	2,441,000	2,490,000
Committed Projects:					
421036 - Light Rail CBD/Church St precinct activation		(80,000)	(80,000)	-	-
421037 - Parramatta Square Precinct Activation		(120,000)	(150,000)	(150,000)	(150,000)
419043 - Smart City Hub (Parramatta Square)		(500,000)	(250,000)	-	-
421106 - Phillip Street Smart St stage 2		(700,000)	(1,849,491)	-	-
Total Committed Projects	-	(1,400,000)	(2,329,491)	(150,000)	(150,000)
Uncommitted Projects:					
	-	-	-	-	-
Total Uncommitted Projects	-	-	-	-	-
Closing Balance: Internal CBD Infrastructure Special Rate	-	946,000	1,088,450	3,379,450	5,719,450
Total Closing Balance	4,890,489	2,718,239	2,138,180	4,429,180	6,769,180

THRIVING

ITEM NUMBER	16.3
SUBJECT	FOR APPROVAL: Naming of 5 Parramatta Square Building (Deferred Item)
REFERENCE	F2021/00521 - D08160839
REPORT OF	Place Manager

This matter was deferred from the Council Meeting of 26 July 2021 for a workshop with Councillors.

PURPOSE:

To report back to Council on community feedback received regarding the proposed names for the 5 Parramatta Square building during public exhibition from Tuesday 25 May to Wednesday 16 June 2021.

RECOMMENDATION

- (a) **That** Council note the community feedback received on the public exhibition of the proposed names for the 5 Parramatta Square building.
- (b) **That** Council approve further investigation to identify a broader selection of naming options for the 5 Parramatta Square building.
- (c) **Further, that** a report be presented to Council outlining the result of this investigation along with a new process for naming the 5 Parramatta Square building.

BACKGROUND

1. The 5 Parramatta Square building is located within the heart of Parramatta's historic civic precinct. Originally set aside as public land in 1792, the precinct has been used as an important meeting place, the location of colonial 'feast days' for the local Aboriginal people, as the town market-place, and, later, the site of the Council Administration building.
2. The site is being redeveloped as part of the wider Parramatta Square project. The 5 Parramatta Square building shown in Figure 1 is currently under construction and will contain a number of Council-owned and operated facilities, including a new Library space, community meeting rooms, and Council Chambers.

Figure 1: The 5 Parramatta Square building



3. On 24 May 2021, Council resolved the following actions:
- That** Council approve the proposed names for 5 Parramatta Square building to be placed on public exhibition from Tuesday 25 May to Wednesday 16 June 2021.
 - That** community feedback on the proposed names be reported back to Council in July 2021.
 - Further, that** the proposed names to be placed on public exhibition seeking community feedback is:

Proposed Name	Background / context
Civic Place or The Civic	Civic denotes a town and the people who live in it, a building for City of Parramatta's people. Site has a long history as the centre of Parramatta's civic infrastructure - Town Hall, built adjacent in 1883; Council relocating to this site in 1958 and former Parramatta Library added in 1964; becoming Civic Place. Pays tribute to the past while celebrating the building as a new commitment to Parramatta's civic future.

4. The Community Engagement team developed and arranged public consultation on the proposed names. The proposed names 'Civic Place' and 'The Civic' were placed on public exhibition as per the endorsed dates and approximately 367,693 people saw the opportunity to share their feedback. Details relating to community responses and feedback can be found in **Attachment 1**.
5. Communications and engagement channels used to promote the feedback opportunity to the community included:
- Social media and City of Parramatta website.
 - Signs erected in the Parramatta Library and the Customer Contact Centre.
 - A media release announcing the opportunity for community to comment on the proposed names was distributed to local print and digital media outlets on Thursday 27 May 2021.
 - A half page advertisement was taken out in the Parra News on Tuesday 1 June 2021.

- Emails were sent to approximately 10,000 Participate Parramatta Online Community Panel members on Wednesday 2 June 2021 and 1,500 Community Connective EDM subscribers on Tuesday 1 June 2021
- The June edition of ePULSE which was distributed to approximately 60,000 subscribers on Wednesday 9 June 2021.

ISSUES/OPTIONS/CONSEQUENCES

6. The 5 Parramatta Square building is currently unnamed. Place names reflect the relationship between people and place and creates the link that forms the basis for communication, location and addressing.
7. In lieu of a Council 'Place Naming Policy', the Geographic Names Board of NSW 'Place Naming' Policy (GNB Guidelines) was followed, including the principles for a naming framework:
 - Consideration of names associated with the physical, historical or cultural character of the area;
 - Consideration of Aboriginal (including dual naming), gender diverse, and commemorative names; and,
 - Avoiding duplication of names (within the LGA or an adjoining LGA)
8. The proposed names ('The Civic' and 'Civic Place') satisfy the place naming requirements of the GNB Guidelines as they are associated with the physical, historical or cultural character of the area. 'The Civic' and 'Civic Place' associate to the historical and cultural character of the area.
9. From Tuesday 25 May to Wednesday 16 June 2021, 433 responses were submitted via Participate Parramatta and seven (7) email submissions were received (see **Attachment 1** for further details). Below is a summary of feedback received:
 - **'Civic Place'** was opposed by 279 respondents, preferred in comparison to 'The Civic' by 43 respondents, and supported by 66 respondents. Respondents supporting the name 'Civic Place' indicated that it was appropriate given the proposed use of the building and that Civic Place denotes a government precinct, a central meeting point, and was direct.
 - **'The Civic'** was opposed by 327 respondents, preferred in comparison to 'Civic Place' by 18 respondents, and supported by 32 respondents. Respondents supporting the name 'The Civic' indicated that it was modern and catchy.
 - Six (6) of the seven (7) email submissions requested options for the building name to be influenced by Dharug language. No submissions via email were in support of the two options provided and all seven (7) email submissions called for alternative naming options.
10. In general, community sentiment for both name options was negative. Respondents were disappointed with the limited naming options presented and a lack of names that either recognised Aboriginal heritage, that were 'inspirational', or unique to Parramatta. Most respondents shared their disappointment in a lack of name suggestions that recognised Aboriginal heritage.
11. However, none of the feedback reached the threshold level per the GNB Guidelines of the proposed names being considered as grossly offensive

and/or significantly likely to cause offence to a large group of the community or particular ethnic, religious or other specifically identifiable groups.

CONSULTATION & TIMING

Stakeholder Consultation

12. The following stakeholder consultation has been undertaken in relation to this matter:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
25 May – 16 June 2021	Community feedback provided via online survey hosted on Participate Parramatta - 433 submissions	<p>Coded analysis from open text:</p> <ul style="list-style-type: none"> • ‘Civic Place’ was opposed by 279 respondents, preferred in comparison to ‘The Civic’ by 43 respondents, and supported by 66 respondents. • ‘The Civic’ was opposed by 327 respondents, preferred in comparison to ‘Civic Place’ by 18 respondents, and supported by 32 respondents. <p>In general, community sentiment for both name options was negative. Respondents were disappointed with the limited naming options presented and a lack of</p>	A response will be provided via Participate Parramatta and via email (to all community members that provided an email address during the consultation period) when further decisions have been made regarding the project.	City Engagement, City Engagement and Experience - delivered with and on behalf of: > Place Services, Property and Place; & > Property and Development Group, Property and Place

		names that either recognised Aboriginal heritage, that were 'inspirational', or unique to Parramatta.		
25 May – 16 June 2021	Community feedback provided via email - 7 submissions	6 of the 7 email submissions requested options for the building name to be influenced by Dharug language. No submissions via email were in support of the two options provided and all submissions called for alternative naming options. The submissions also touched on the missed opportunity to name the building something iconic and the lack of options that went out for consultation.	A response will be provided via email when further decisions have been made on the project.	City Engagement, City Engagement and Experience - delivered with and on behalf of: > Place Services, Property and Place; & > Property and Development Group, Property and Place
Wed 26 May 2021 (telephone conversation)	Dharug Ngurra Aboriginal Corporation (DNAC)	Expressed deep disappointment on the exclusion of any First Nations name proposals with dual language for public	Advised DNAC of the outcome of the Council Meeting Agenda item 16.1 record at the Council Meeting on Mon 24 May 2021; that the two names selected by Councillors	City Experience, City Experience & Engagement, Interpretation & Strategy Coordinator.

		exhibition feedback.	for public exhibition were: The Civic and Civic Place. DNAC were also advised of the public exhibition period, and how they could provide feedback.	
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Councillor Consultation

13. The following Councillor consultation has been undertaken in relation to this matter:

Date	Councillor	Councillor Comment	Council Officer Response	Responsibility
24 May 2021	ALL	<p>Council resolved the following:</p> <p>(a) That Council approve the proposed names for 5 Parramatta Square building to be placed on public exhibition from Tuesday 25 May to Wednesday 16 June 2021.</p> <p>(b) That community feedback on the proposed names be reported back to Council in July 2021.</p> <p>(c) Further, that the proposed names to be placed on public exhibition seeking</p>	Council officers proceeded with the public exhibition.	Place Services / Property & Place / Place Manager

		community feedback is: Civic Place The Civic		
30 June 2021	Lord Mayor, Clr Bradley, Clr Davis, Clr Esber, Clr Issa, Clr Prociv, Clr Wearne, Clr Wilson	Request for additional information regarding the public exhibition data, specifically the total number of responses received from various communication mediums, etc.	Requested information was provided to Councillors.	Place Services / Property & Place / Place Manager

LEGAL IMPLICATIONS FOR COUNCIL

14. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

15. An additional estimated cost of \$20,000 may be required to retro-fit the signage after the completion of the building works, should Council not name the building by 26 July 2021 Council meeting. This would be funded from the existing 5 Parramatta Square project budget.
16. In addition to staff time, an anticipated cost of \$7,000 would be incurred if Council determines to identify a broader selection of naming options for the 5 Parramatta Square building and initiate a new naming process. This would be funded from the existing 5 Parramatta Square project budget.
17. The public consultation for the proposed names was funded from the existing 5 Parramatta Square project budget.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result	Nil			
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result				
Funding Source				
CAPEX	nil			
CAPEX				
External				
Internal				
Other				
Total CAPEX				
Funding Source				

Eva Farlow
Place Manager

Bruce Mills
Group Manager Place Services

Christopher Snelling
Group Manager City Assets Parramatta Square


Michael Tzimoulas
Executive Director Corporate Services

Jon Greig
Executive Director Community Services

Bryan Hynes
Executive Director Property & Place

Brett Newman
Chief Executive Officer

ATTACHMENTS:

- | | | |
|---|--|-------------|
| 1  | Naming of 5 Parramatta Square Building Key Findings & Engagement Evaluation Report | 10
Pages |
|---|--|-------------|

REFERENCE MATERIAL



Naming of 5 Parramatta Square Building

Key Findings and Engagement Evaluation Report

June 2021

cityofparramatta.nsw.gov.au

Contents

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1. Introduction

In mid-2021, community members were invited to provide feedback on the shortlisted names for the City's new community, cultural, and civic heart at 5 Parramatta Square.

Contextual information was provided for the proposed names. The names were put forward based on the site's long history as the centre of Parramatta's civic infrastructure, housing the Town Hall building, Council Chambers and Library at different stages.

The two possible building names put forward were:

- Civic Place
- The Civic

Online consultation was held between **Tuesday 25 May and Wednesday 16 June 2021**. Council sought to make sure that the proposed names reflect current community values.

The community was able to provide feedback on the proposed names via an online submission form accessed through Council's engagement portal, 'Participate Parramatta' (participate.cityofparramatta.nsw.gov.au/) or via email.

2. Executive Summary

From Tuesday 25 May until Wednesday 16 June 2021, City of Parramatta sought community feedback on two proposed names for the City's new community, cultural, and civic heart at 5 Parramatta Square.

Summary of key findings

Participate Parramatta Engagement Portal Statistics

- The project page was viewed **4,357** times by 3,565 visitors.
- **433** contributions were made using the online submission option.

After careful and detailed analysis of all 'duplicate contributions' (as identified by having a shared IP address), it was determined that there was in fact likely minimal duplication of contributions, with the most likely explanation for these duplicate IP addresses being that the majority of these 'duplicate contributions' came from multiple individuals sharing the same IP address in a workplace or household.

Online Submissions

- 'Civic Place' was opposed by **279** respondents, preferred in comparison to 'The Civic' by **43** respondents, and supported by **66** respondents.
- 'The Civic' was opposed by **327** respondents, preferred in comparison to 'Civic Place' by **18** respondents, and supported by **32** respondents.
- **338** further comments were put forward in relation to the naming of Council's new community, cultural, and civic building at 5 Parramatta Square.

In general, community sentiment was negative. Respondents were disappointed with the limited options presented and Council's inability to include names that honour the Traditional Owners, as well as names that 'inspire' and that are unique to Parramatta.

Email Submissions

- **7** email submissions were received via email. 6 of the email submissions advised council to provide more options and include options suggested by the local Dharug Community.

3. Engagement Evaluation

The below provides a snapshot of the communications and engagement channels used to promote the feedback opportunity to the community from Tuesday 25 May until Wednesday 16 June 2021.

Numerous channels were activated to reach as many community members as possible and direct them to the City of Parramatta community engagement portal (participate.cityofparramatta.nsw.gov.au/) to provide feedback.

Overall, approximately 367,693 people saw the opportunity to share feedback based on the data captured from the following engagement channels.

Social media

Promoted via paid advertisements across Council's social media channels, and organically on the City of Parramatta Facebook (40,000+ followers), LinkedIn (11,591 followers), Twitter (8,730 followers) and Instagram (10,403 followers) accounts, as well as the Participate Parramatta Facebook (6,925 followers) account.

The following results were achieved:

Paid Social Media	
Reach	41,477
Impressions	94,748
Engagements	2,310
Link clicks	1,978
Total spend	\$499.41

Organic Social Media	
Reach*	16,817
Impressions	28,287
Link clicks	958
Engagements	2,220

*Not included in overall reach



The general sentiment from comments on social media posts was highly negative on the proposed naming choices, with much of the commentary directed at Council being *out of touch* with the community and insensitive to First Nations Peoples.

On-site signage

Signs were erected in the Parramatta Library and at the Customer Contact Centre.

See an example of the signage across. A QR code on the signs was scanned 18 times.

Media release

A media release announcing the opportunity for community to comment on the proposed names was distributed to local print and digital media outlets on Thursday 27 May 2021.

An all staff email was also sent out the same day promoting the media release.

Newspaper advertisement

A half page advertisement was taken out in the Parra News on Tuesday 1 June 2021.

Email databases

- An email was sent to the Participate Parramatta Online Community Panel on Wednesday 2 June 2021 (approximately 10,000 members) promoting the opportunity for comments on the proposed names.
- The June edition of ePULSE which was distributed to approximately 60,000 subscribers on Wednesday 9 June 2021 included information promoting the feedback opportunity. The [/5-PS-Naming](#) URL was the 3rd most popular link on the newsletter with 152 clicks.
- The Tuesday 1 June 2021 edition of the Community Connective EDM which is distributed to approximately 1,500 subscribers included information about the naming of 5 Parramatta Square.

City of Parramatta website

- The 5 Parramatta Square Naming Project was featured on the carousel of the City of Parramatta homepage throughout the consultation period. The homepage attracted 176,665 views during this time, with the associated 'learn more' link for the 5 Parramatta Square Naming Project clicked 90 times.
- The 5 Parramatta Square project page attracted 259 views.
- The Community Engagement Have Your Say page attracted 125 views.
- Overall, there were 248 link clicks from City of Parramatta pages to the 5 Parramatta Square project page on Participate Parramatta.

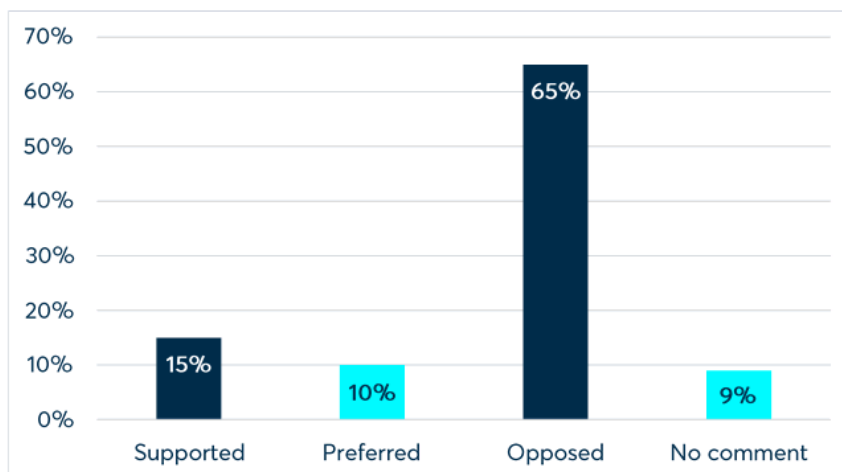


4. Key Findings - Online Submissions

From Tuesday 25 May until Wednesday 16 June 2021, 433 responses were submitted via Participate Parramatta, the results of which are presented below.

Q1). Please provide your comments on 'CIVIC PLACE' as the name for Council's new community, cultural, and civic building at 5 Parramatta Square?

The following represents a coded analysis of open text comments into the categories of 'supported', 'preferred' and 'opposed'.



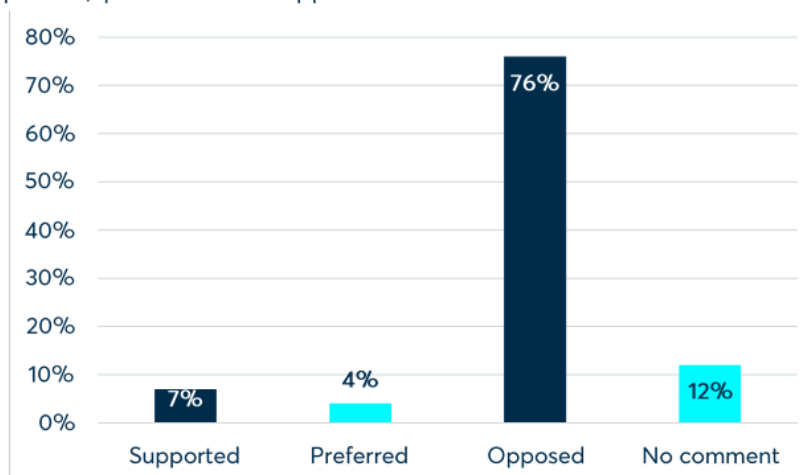
Answer	%	Count
Supported	15%	66
Preferred (over 'The Civic')	10%	43
Opposed	65%	279
No comment provided	9%	40
Total	100%	428 responses

The comments were overwhelmingly negative and questioned Council's naming process, research and lack of consultation with Traditional Owners.

For those in support of the name, many advised that it was appropriate given the proposed use of the building and that Civic Place denotes a government precinct, a central meeting point and was direct. Many who preferred this option also stated that Council could provide more options that were more significant and reflected the unique heritage of Parramatta.

Q2). Please provide your comments on 'THE CIVIC' as the name for Council's new community, cultural, and civic building at 5 Parramatta Square?

The following represents a coded analysis of open text comments into the categories of 'supported', 'preferred' and 'opposed'.



Answer	%	Count
Supported	7%	32
Preferred (over 'Civic Place')	4%	18
Opposed	76%	327
No comment provided	12%	50
Total	100%	428 responses

This option was also declared as unimaginative and boring, with many respondents commenting on the connotations of this prospective name citing it as too colloquial (many referred to the name being used for local pubs, Canberra, rural centres, the movie theatre franchise and the Honda Civic).

Additional themes from those in opposition of the name included further general disappointment with the options presented, and that no names had incorporated Dharug language to respect and honour the Traditional Owners.

Also of note here is that three (3) respondents commented on the incorrect use of the English language, in that 'Civic' is a descriptive word, and therefore another word should follow.

For those that supported or preferred this option, these comments were less descriptive, with statements about the proposed name being modern, catchy and feeling more like a 'nickname'.

Q3). Do you have any other feedback in relation to the naming of Council's new community, cultural, and civic building at 5 Parramatta Square?

The following represents a coded thematic analysis of the 338 open text comments received on question three.

Theme	%	Count
Proposed names are bland/boring	15%	61
Disappointment with community engagement process	6%	25
Disappointment that First Nations options not considered	35%	143
Other name options requested or presented	34%	138
Support for proposed names	6%	25
Uncategorised	4%	18
Total	100%	410 responses*

* Please note that the total number of responses tallies to greater than 338 as some comments are captured across multiple themes.

The overall sentiment across the comments was negative. Many respondents commented on the missed opportunity to name the building something more iconic and unique to Parramatta. The Civic and Civic Place were perceived as common, regular and non-distinctive.

There is extreme disappointment regarding the consultation process and background research for this piece. It is also important to note that mid-way through the consultation period, the broader community became aware that Council had consulted the local Dharug community and chosen not to include any of the First Nations name suggestions. Prior to this, submissions were calling for Council to reflect on Parramatta's rich and diverse history and reach out to the Dharug community for suggestions. Post-this realisation, the broader community advised that the action of consulting the Dharug community and not including any suggestions in the proposed options was highly 'disrespectful'.

5. Key Findings - Email Submissions

7 email submissions were received during the consultation period.

6 of the 7 email submissions requested options for the building name to be influenced by Dharug language. No submissions via email were in support of the two options provided, and all submissions called for alternative naming options.

The submissions also touched on the missed opportunity to name the building something iconic and the lack of options that went out for consultation.

INNOVATIVE

09 AUGUST 2021

17.1	FOR NOTATION: Minutes of the Heritage Advisory Committee Meeting held on 17 June 2021	142
17.2	FOR NOTATION: Minutes of the 5/7 Parramatta Square Advisory Group Meeting held on 17 June 2021	155
17.3	FOR APPROVAL: Public Exhibition - Draft Planning Agreement for land at 1 Windsor Road, North Rocks	162

INNOVATIVE

ITEM NUMBER	17.1
SUBJECT	FOR NOTATION: Minutes of the Heritage Advisory Committee Meeting held on 17 June 2021
REFERENCE	F2013/00235 - D08118198
REPORT OF	Project Officer Land Use

WORKSHOP/BRIEFING DATE: Nil

PURPOSE:

To inform Council of key discussion points from the Heritage Advisory Committee meeting on 17 June 2021.

RECOMMENDATION

That Council receive and note the minutes of the Heritage Advisory Committee meeting of 17 June 2021.

BACKGROUND

1. Council's Heritage Advisory Committee (the Committee) meets every two months and currently comprises 14 members. The purpose of the Committee is to advise Council on how better to conserve, promote and manage heritage within the City of Parramatta Local Government Area (LGA) for current and future generations.
2. Council receives periodic reports detailing the minutes of Heritage Advisory Committee meetings, in order to keep Council informed of the advice of the Committee. Council also has a decision-making role on Committee membership as well as on applications to the Local Heritage Fund (which are reported to Council via these periodic reports when such applications have been considered).
3. This report summarises key discussion points of this meeting for Council's information. The minutes of the meeting are provided at **Attachment 1**.

KEY DISCUSSION POINTS

4. The key points discussed at the meeting are summarised below.

Committee operation (Item 6)

5. The Committee was reminded that it will be dissolved on 3 September 2021 to coincide with the end of the current Council term. Advice was also provided that should the Heritage Advisory Committee be reinstated it is envisaged that the first meeting of the new term will be scheduled for February 2022.
6. The Committee passed a resolution on the related issue of heritage advice to Council:

- To express concern to Council over the potential extended period for which there will be no Heritage Advisory Committee to provide formal advice to Council on heritage matters.
 - To recommend that a new Heritage Advisor be appointed as a matter of urgency to fill the staff vacancy.
 - To request a briefing from the newly appointed Heritage Advisor on matters of concern to the Committee before the end of its term.
 - To recommend that Council engages the services of external consultants to provide heritage advice to Council during the period when the Heritage Advisory Committee will not be operational.
7. In response, Council officers:
- acknowledge the Committee's concerns regarding provision of expert heritage advice for Council,
 - are currently working to recruit to fill the staff vacancy for a Heritage Advisor as quickly as possible,
 - will arrange for the appointed Heritage Advisor to be briefed by the Committee before the Committee is dissolved on 3 September 2021 if this is practical, and
 - where necessary, will seek external consultant heritage advice to address issues arising when this advice is not available from Council staff, funded from existing consultancy budgets.

Alfred Street pedestrian and cyclist upgrade and interface with boundary stone (Item 8)

8. The Committee was provided with a presentation on the Alfred Street pedestrian and cyclist upgrade that will provide an important route for both walking and cycling through the Harris Park area and connect existing active transport pathways. The upgrade involves consideration of the impact on a heritage listed boundary stone located on the nature strip verge of Alfred Street near 45 Weston Street. The project plan includes public exhibition of the concept design for the Alfred Street pedestrian and cyclist upgrade in the 2021/22 Financial Year.
9. The Committee recommended that Council officers prepare a statement of heritage impact for the boundary stone and to undertake a heritage study to determine if the present location is the original placement. The Committee further advised that should it be determined that the boundary stone is not in its original position there may not be a requirement to leave the stone in its existing position during the shared path construction. In this instance the Committee would recommend that consideration be given to relocating the boundary stone back to its original location.
10. Council officers noted the feedback and agreed to undertake the recommended heritage studies and provide information on the impact in the upcoming public exhibition report.

Subiaco columns relocation (Item 9)

11. The Committee received the requested update from consultants to assess the suitability of sites at Reid Park and Eric Primrose Reserve for the relocation of the Columns. The Committee was advised that it was decided not to pursue Reid Park as a suitable site and were presented with two options for installation within Eric Primrose Reserve, being Option 1 West of Wharf and Option 2 East of Wharf.
12. The consultants concluded that Option 1 is preferable for heritage interpretation, however Option 2 is preferable for public access and when considering flood risk concerns. The Committee was informed that Council's Catchment Engineers had advised that the placement of fill for installing the columns at the Option 1 site is not permitted.
13. The Committee resolved to support the recommendation to proceed with Option 2 East of Wharf for relocating the Subiaco Columns to Eric Primrose Reserve, as the most viable option for installation.
14. Council's Open Space and Natural Resources Unit advises that it supports the Committee's recommendation and will proceed to prepare a concept design for the Option 2 site including a cost estimate and funding opportunities and report back to the Committee as soon as possible. This work is unlikely to be completed until late this year or early next year.

Cultural Heritage and Visitor Services Update (Item 10)

15. A written update was provided by Council's Cultural Heritage and Tourism Manager on the following matters:
 - Destination Management Plan (DMP): Noted that delivery of many DMP actions have been impacted by COVID – 19 restrictions and other factors that will result in rescheduling of a number of actions and review of the DMP.
 - Research and Collection Services: Current research projects and topics include:
 - Continuation of 3D scanning initiative with Macquarie University archaeological students
 - Recognition of significant anniversaries and events.
 - Heritage Interpretation: Includes the following projects:
 - Draft designs are currently being prepared for 5PS and the Aquatics and Leisure Centre, Parramatta and feedback from the Committee will be sought in the next few months
 - Work is progressing on naming of roads/parks in the Hill Road, Sydney Olympic Park Precinct and also of 5PS.

General Business (Item 11)

16. The Committee sought an update on the restoration of the historic red gums walk sign in Boronia Park, Epping. Advice was also sought as to the reason why painting works have ceased at the Chemist Warehouse site for 458 Church

Street, Parramatta and whether this was the result of Council intervention regarding the colour selection.

17. Council officers will provide the outcome of investigations into these matters at the next meeting of the Committee.
18. The Committee noted and expressed criticism of the recent Land and Environment Court determination to relocate the Willow Grove building.
19. It was noted that the determination was issued on 16 June 2021 in the case North Parramatta Residents Action Group v Infrastructure NSW. The Residents Group challenged the validity of consent and the EIS process, but Judge T Moore found the EIS substantially compliant with relevant requirements and dismissed the Group's challenge.

City Planning and Design Directorate Update (Item 12)

20. The Committee was provided with a brief update on Planning Proposals that had been presented to the Committee at previous meetings. It was noted that most of the Planning Proposals are shortly to be placed on public exhibition. Committee members will be notified of these exhibitions and invited to comment.
21. Update details of the following Planning Proposals were separately emailed to Committee members:
 - 89 – 91 George Street, Parramatta (adjoins Perth House)
 - Albion Hotel, 135 George Street and 118 Harris Street, Parramatta
 - Corner Parkes/Harris Streets, Harris Park
 - St John's Cathedral site
 - 355 – 375 Church Street (corner Church Street/Victoria Road)
 - 197 Church Street, Parramatta
 - 8 – 14 Great Western Highway, Parramatta.

LEGAL IMPLICATIONS FOR COUNCIL

22. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

23. There are no financial implications for Council associated with this report, noting that the engagement of external consultancy heritage advice required on a short-term basis referred to earlier will be funded under existing consultancy budgets.
24. There are no unbudgeted financial implications for Council associated with this report.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result	Nil			

Funding Source	NA			
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX	Nil			
Funding Source	NA			

Paul Kennedy
Project Officer Land Use

Robert Cologna
Acting Group Manager, City Planning

Michael Tzimoulas
Executive Director Corporate Services

David Birds
Acting Executive Director, City Planning & Design

Brett Newman
Chief Executive Officer

ATTACHMENTS:

1 [!\[\]\(73002692dd5e7a64e60946be3158e719_img.jpg\)](#) Minutes of Heritage Advisory Meeting held 17 June 2021 8 Pages

REFERENCE MATERIAL



MINUTES

Meeting Name	Heritage Advisory Committee	F2013/00235
Date	Thursday, 17 June 2021	Time 5:00pm
Venue	Microsoft Teams	Quorum: 7
Attendees	Professor Carol Liston (Chairperson) Stephanie Licciardo Jeffrey Allen (Deputy Chairperson) Christine Rigby Gary Carter Dr Terrence Smith Ruth Evans Chris Betteridge Dr Scott Hill Sam Kelly David Hoffman Dr Wei Li	
Present	COUNCILLORS Phil Bradley Donna Davis CITY OF PARRAMATTA STAFF Paul Kennedy Pino Tordarello Michael Jollon Melissa McIsaac EXTERNAL PRESENTERS Anne Warr (Anne Warr Heritage Consulting) Geoffrey Britton (Environmental Design & Heritage Consultant)	
Chaired by	Carol Liston	

1. WELCOME AND INTRODUCTIONS

Carol Liston welcomed everyone to the meeting. The meeting opened at 4:58pm.

2. APOLOGIES

Callum Mealey, Sarah Trevor, and Cheryl Bates were an apology for this meeting.

3. CONFLICT OF INTEREST DECLARATIONS

There were no declarations of interest made to this Heritage Advisory Committee meeting.

4. CONFIRMATION OF MINUTES OF MEETING HELD ON THURSDAY 15 APRIL 2021

Steph Licciardo, Chris Betteridge, and Terrence Smith joined the meeting at 4:59pm during discussion of Item 4.

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RESOLVED (Christine/Scott)

That the Minutes of the meeting of the Heritage Advisory Committee held on Thursday, 15 April 2021 be received and noted as a true record of the meeting.

5. BUSINESS ARISING FROM MEETING HELD ON THURSDAY 15 APRIL 2021

The Committee were provided with the requested update on suspected rising water table levels which may cause damage to historic sites in Parramatta, following reports of damage to the Lancer Barracks. Council officers investigated the matter and received advice that there is no knowledge of a change in water table levels at the Lancer Barracks site or elsewhere in the city.

Gary Carter joined the meeting at 5:00pm during discussion of Item 5.

6. COUNCIL REPORT – REPORT TO COUNCIL ON 28 JUNE 2021

The Committee were advised that the Minutes of the 15 April 2021 meeting will be received in a Report to Council on 28 June 2021.

The Committee noted that the final Heritage Advisory Meeting of the current Council term will be held on 19 August 2021.

The Committee were reminded that the Heritage Advisory Committee will be dissolved on 3 September 2021 in accordance with the end of the current Council term, and that the new term of Council will begin on 4 Sept 2021. All Council advisory committees will need to be confirmed by the new term of Councillors, and once a Heritage Advisory Committee is re-instated an Expression of Interest process can be opened seeking to establish Committee members to serve for the new term. As such, should the Heritage Advisory Committee be re-instated it is envisaged that the first meeting of the new term will be scheduled for February 2022.

The Committee expressed concern regarding the absence of a formal body to provide heritage advice to Council during the anticipated 5-month period without an operating Heritage Advisory Committee. This concern is compounded in that Council has a staff vacancy for the Heritage Advisor position.

Council officers confirmed that recruitment is underway to appoint a new Heritage Advisor. The Committee were informed that Council will continue to engage the services of external consultants as needed to provide advice on significant heritage matters which may arise during the period without an operational Heritage Advisory Committee and while the Heritage Advisor role is vacant. The Committee were further advised that they are welcome to make individual submissions during public exhibition of planning matters.

Sam Kelly joined the meeting at 5:01pm during discussion of Item 6.

Councillor Phil Bradley joined the meeting at 5:05pm during discussion of Item 6.

RESOLVED (Stephanie/David)

- (a) **That** the Committee expresses to Council concern over the potential extended period for which there will be no Heritage Advisory Committee to provide formal advice to Council on heritage matters, following the end of the current Committee term on 3 September 2021.
- (b) **That** the Committee recommends for Council as a matter of urgency to appoint a new Heritage Advisor, to fill the staff vacancy.
- (c) **That** the Committee requests to brief a newly appointed Heritage Advisor on matters of concern to the Committee before the end of term on 3 September 2021.
- (d) **Further, that** the Committee recommends for Council to engage the services of external consultants to provide heritage advice to Council during the period where a Heritage Advisory Committee will not be operational.

7. DEVELOPMENT APPLICATIONS

The Committee noted that Council did not have any Development Applications to present, and did not raise any Development Applications for discussion.

8. ALFRED STREET PEDESTRIAN AND CYCLIST UPGRADE – BOUNDARY STONE INTERFACE

Councillor Donna Davis joined the meeting at 5:25pm during discussion of Item 8.

The Committee were provided with a presentation on the Alfred Street Pedestrian and Cyclist Upgrade, construction of which involves consideration of a heritage boundary stone located on the nature strip verge of Alfred Street near 45 Weston Street, identified as local heritage listed item I255. The Committee were informed that the project forms part of Transport for NSW's Principle Bicycle Network (PBN), providing an important route for both walking and cycling through the Harris Park area and connecting existing active transport pathways.

The Committee noted that the project plan includes taking the concept design to public exhibition in the 2021/22 Financial Year. The Committee were advised that Council's preliminary concept plans recommend to leave the boundary stone in-place, however the item's existing location will become part of a shared path. The item may be set off by specialised pavement and interpretation signage.

The Committee and Council officers discussed considerations for the heritage boundary stone in relation to the concept design.

The Committee recommended for Council officers to prepare a statement of heritage impact for the boundary stone, and undertake a heritage study to determine the stone's significance and confirm if the present location was the original placement. The Committee advised Council officers that similar heritage boundary stones found in Parramatta are known to have been moved from their original locations. The Committee

further advised that should it be determined that boundary stone is not currently placed in its original location, then it may not be a requirement to leave the stone during the shared path construction. The Committee would recommend in such instance that Council consider relocating the boundary stone back to its original location, advice which was supported by Councillor Bradley.

The Committee further advised Council officers that this boundary stone is in good condition, particularly compared to other examples in the Parramatta area, and as such recommend that conservation considerations form part of the heritage study.

Council officers noted the feedback provided and agreed to undertake the recommended heritage studies and provide information on the heritage impact in the upcoming public exhibition report.

Councillor Davis further recommended that Council acknowledge in the report the relationship between the boundary stone on Alfred Street and those located across the LGA, to provide appropriate historical context of the item.

9. **SUBIACO COLUMNS RELOCATION – ASSESSMENT OF REID PARK AND RYDALMERE WHARF SURROUNDS**

The Committee received the requested update on the Subiaco Columns Relocation. The Committee were joined by Anne Warr of Anne Warr Heritage Consulting and Geoffrey Britton, supporting Environmental Design & Heritage Consultant, who were engaged by Council to assess the suitability of sites at Reid Park and Eric Primrose Reserve for the relocation of the Columns.

The Committee noted a brief overview of the history of Subiaco House. The Committee were advised of the five selection criteria for determining a suitable site, including:

- Proximity to the original Subiaco House location
- Visibility to the public
- Potential to present the Columns as original formation
- Potential to improve public activation of the site
- Site constraints (risks such as vandalism and flooding)

The Committee noted that the consultants determined to not pursue Reid Park as a suitable site, and were presented with two options for installation within Eric Primrose Reserve, being Option 1 West of Wharf and Option 2 East of Wharf.

The consultants and Committee Members discussed at length the considerations for installing the Columns at the Option 1 and Option 2 sites, including observing flood zone modelling. It was concluded that the Option 1 site is preferable for heritage interpretation, however the Option 2 site is preferable for public access and when considering flood modelling concerns. The Committee were further informed that Council's catchment engineers advised that the fill requirements for installing the Columns at the Option 1 site are not permitted under the established flood zone restrictions for the site.

The Committee noted the next steps for the relocation project, being:

1. Develop a concept design for the preferred site

2. Develop a cost estimate
3. Explore funding opportunities
4. Report back to the Heritage Advisory Committee

The Committee were further advised by Council officers that physical works for the relocation project are anticipated to be completed in two stages:

1. Stage 1: Relocation of Subiaco Columns
2. Stage 2: Site embellishment for heritage interpretation

The Committee requested to be provided a copy of the presentation.

Councillor Davis left the meeting during discussion of Item 9.

RESOLVED (Jeffrey/Gary)

- (a) **That** the Committee applauds the presentation on the options for relocating the Subiaco Columns, including preliminary concept designs for installation in Eric Primrose Reserve.
- (b) **Further, that** the Committee supports the recommendation to proceed with Option 2 East of Wharf for relocating the Subiaco Columns to Eric Primrose Reserve, as the most viable option for installation.

10. CULTURAL HERITAGE & TOURISM UPDATE

The Committee confirmed the receipt of the Cultural Heritage & Tourism update for June (circulated to members by email) as outlined below:

The Committee received an update on the ongoing implementation of the Destination Management Plan (DMP). It was noted that the delivery of almost 37% of the 68 actions in the DMP have been impacted by COVID-19 restrictions, natural disasters, and the significant amount of construction work being undertaken in and around the CBD. Following the mid-term review, 13 of the Year 1 actions were rescheduled to either Years 2 or 3. The Committee were advised that next steps will be to follow-up with external partners on the current status of actions, and to facilitate during the first half of 2022 regarding the Plan's vision and an implementation program for the final two years of the Plan's overall timeframe.

The Committee were advised of the following updates regarding current heritage interpretation initiatives:

5PS Interpretation Project:

- Draft designs are being rapidly prepared to meet the construction timeline,
- Priority 1 Designs include subtle and introductory message for the theme on each level. Themes will be incorporated into the design for stair risers for the ground floor and level 1, including text and shapes, and patterns on the lobby walls on each level
- The Waves of People world migration map will be prepared for the wall near the concierge desk on the ground floor

- Content development will be underway for Priority 2 items, including multimedia showcases on Levels 1 and 2, decals on the glass of the Town Hall and all entry points to the 5PS building, and an artwork in the Dharug meeting room.
- Council will consult with the Committee regarding designs over the next few months

Aquatic and Leisure Centre, Parramatta:

- Draft designs for all 12 concepts are almost complete
- Council anticipates that the designs will be reduced to the essentials, to communicate the State Heritage Register values of the site and through a Dharug perspective
- Council will consult with the Committee regarding the draft designs in July

Hill Road Naming:

- Council are working with developers on the shortlist of names for the next stage of the Hill Road, Sydney Olympic Park Precinct road/park naming
- The shortlist of names reflects the wetlands and wetland plant, fish and bird species of the area. Suggestions have also been made to reflect the filling in of the tidal mudflats to make reclaimed land, and Defence Force occupation of lands.
- Dharug language proposals for the site are also being prepared

5 Parramatta Square (5PS) Naming:

- Council are working on a shortlist of names to reflect the past, present and future associations with the site.
- Both Dharug and non-Dharug names were put forward to Council
- On 26 May, Councillors resolved to place 'The Civic' and 'Civic Place' on public exhibition until 16 June

11. GENERAL BUSINESS

Councillor Bradley advised the Committee that the Report on the Finalisation of the Parramatta CBD Planning Proposal was tabled at the 15 June 2021 Council Meeting. Although this matter was resolved, Councillor Bradley advised that a Recission Motion has been submitted and an Extraordinary Council Meeting will be held to address the Motion next week. Councillor Bradley informed the Committee that the 15 June Council Resolution included resolving to undertake further heritage investigations to determine if the 18m height control for the Roxy Theatre can be increased, and to maintain height limits for the Phillip Street block.

Councillor Bradley left the meeting at 6:37pm during discussion of Item 11.

The Committee requested a further update on the restoration of the historic red gums walk sign in Boronia Park, Epping. Council officers will take the question on notice to provide an update at the next meeting.

The Committee discussed at length the plans to remove a number of mature eucalyptus trees in Parramatta Park to provide for new parking spaces. This proposal has been submitted to Heritage NSW for assessment, following a 2015 Section 60 application. The Committee were advised that the proposal has followed the Park's tree management plan, and intends to be undertaken to permit the removal of all car parking spaces from the west domain to provide for improved pedestrian access.

The Committee were advised that painting works have ceased at the Chemist Warehouse site on Church Street. Council officers will take the question on notice as to whether this is the result of Council intervention regarding the colour selection, which may not be in accordance with a heritage colour scheme.

The Committee were informed of a quality webinar presented by the State Government's Parramatta Light Rail team regarding Aboriginal archaeological projects in the area, primarily at the Cumberland Hospital site. A recording of the webinar should be published on the State Government's Facebook page.

The Committee noted that Parramatta Park secured funding over the past year providing for a range of repairs in the Park, including to the Rangers Cottage, Dairy, Park Parade, Rotunda, Bathhouse, Gate on Noller Bridge, Buttons Bridge, and stabilisation works to the Wisteria Gardens Fence.

The Committee were reminded that there are ten days remaining to make submissions for the review of the Heritage Act. A summary of a recent forum discussion will be independently circulated amongst Committee members.

The Committee discussed plans for Ross Street Gatehouse in Parramatta Park, which has been retained however may be subject to future adaptive reuse.

The Committee noted and expressed criticism of the recent Land and Environment Court determination to allow relocation of the Willow Grove building.

12. CITY PLANNING UPDATE

The Committee noted the below written updates regarding Planning Proposals which have been presented at previous meetings. The Committee received via email the updates, which will be later presented to the Committee for formal comment during the public exhibition stage. Comment Members are welcome to contact Paul Kennedy with any preliminary feedback.

The Committee received an update on the Planning Proposal for 89-91 George Street, Parramatta, the site of which adjoins State-listed heritage item Perth House. The Committee noted that Council endorsed the draft DCP for exhibition on 12 April 2021, and public exhibition materials are being prepared included built form controls and heritage provisions. Exhibition is anticipated to comment in late June or early July.

The Committee were advised of the upcoming public exhibition of a Planning Proposal for the Albion Hotel site at 135 George Street and 118 Harris Street, Parramatta, which is opposite Robin Thomas Reserve. Exhibition material is currently being prepared and the exhibition is anticipated to comment in July 2021.

The Committee were informed that 3 Planning Proposals for the Corner of Parkes/Harris Streets, Harris Park, which is opposite Experiment Farm Cottage, were reported to the Local Planning Panel on 16 June 2021 and will be reported to Council on 26 July 2021. The recommendation is to seek Gateway determination from the State Government to allow continued processing and public exhibition.

The Committee noted that draft DCP controls and a Planning Agreement are current being negotiated for the St John's Cathedral site. The next stage will be to report the

draft DCP and Planning Agreement to Council with a recommendation for exhibition of these documents and Planning Proposal.

The Committee were also informed that draft DCP controls and a Planning Agreement are currently being negotiated for 355-375 Church Street, Parramatta, on the corner of Church Street and Victoria Road which is opposite State Heritage Listed Prince Alfred Square. The next stage will be to report the draft DCP and Planning Agreement to Council with a recommendation for exhibition of these documents and Planning Proposal.

The Committee were advised that on 6 April 2021 Council resolved to finalise the outcome of the public exhibition of the Planning Proposal, DCP, and Planning Agreement for 197 Church Street, Parramatta. This site includes the local heritage listed Murray Brothers Store and an archaeological site.

The Committee were informed that public exhibition of the DCP and VPA for 8-14 Great Western Highway, Parramatta, which includes the State heritage listed items of Lennox House and Masonic Centre, is anticipated to commence in August or September 2021.

13. INFORMATION SHARING

The Committee requested Council to consider holding the final meeting of term in-person.

14. NEXT MEETING

The next meeting will be held on 19 August 2021 at 5:00pm.

The meeting closed at 7:12 pm.

INNOVATIVE

ITEM NUMBER	17.2
SUBJECT	FOR NOTATION: Minutes of the 5/7 Parramatta Square Advisory Group Meeting held on 17 June 2021
REFERENCE	F2021/00521 - D08134326
REPORT OF	Business Governance Officer

WORKSHOP/BRIEFING DATE: NIL

PURPOSE:

To inform Council of key discussion points from the 5/7 Parramatta Square Advisory Group Meeting held on 17 June 2021.

RECOMMENDATION

That Council receive and note the minutes of the 5/7 Parramatta Square Advisory Group meeting held on 17 June 2021.

BACKGROUND

1. Council's 5/7 Parramatta Square Advisory Group (Advisory Group) meets every month currently comprises seven (7) members. The purpose of the Advisory Group is to guide the continued progress of the current design, construction, and business readiness activities of 5 and 7 Parramatta Square.
2. Council receives reports detailing the minutes of Advisory Group meetings, to keep Council informed of the advice of the Advisory Group. The Advisory Group will provide recommendations to Council separately on matters that require Council resolution.
3. This report summarises key discussion points of this meeting for Council's information. The minutes of the meeting are provided at **Attachment 1**.

KEY DISCUSSION POINTS

4. The key points discussed at the meeting are summarised below.

Town Hall Design update

5. The idea of a digital media façade was presented to the Advisory Group. The Advisory Group recommended an architectural design be pursued with and without the option of screens being attached for their consideration.
6. An update on the floor plans and southern annexe were presented

Public Domain Forecourt Update

7. The forecourt lighting design was presented with and without a river outline. The Advisory Group recommended less trees in the forecourt area.

5 Parramatta Square Building Lighting

8. Renders of different lighting aspects of 5 Parramatta Square were presented to the Advisory Group.

LEGAL IMPLICATIONS FOR COUNCIL

9. There are no legal implications for Council associated with this report.

FINANCIAL IMPLICATIONS FOR COUNCIL

10. There are no financial implications for Council associated with noting the minutes of the Advisory Group meeting. All budget implications associated with the delivery of the 5 and 7 Parramatta Square project are subject to separate reports.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result	Nil			
Funding Source	NA			
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX	Nil			
Funding Source	NA			

Sahar Shahin
Business Governance Officer

Boz Lukin
Group Manager Project Delivery


Christopher Snelling
Group Manager City Assets Parramatta Square

Michael Tzimoulas
Executive Director Corporate Services

Bryan Hynes
Executive Director Property & Place

Brett Newman
Chief Executive Officer

ATTACHMENTS:

- | | |
|--|------------|
| 1  Minutes of the 5/7 Parramatta Square Advisory Group Meeting held on 17 June 2021 | 4
Pages |
|--|------------|

REFERENCE MATERIAL



MINUTES

Meeting Name 5/7 Parramatta Square Advisory Group

Date 17 June 2021

Time: 6:05pm

Venue 126 Church Street Parramatta

Lord Mayor, Bob Dwyer

Clr. Davis

Clr. Garrard

Clr. Issa (6:20pm)

Committee Jon Greig

Members Bryan Hynes

Boz Lukin

Sindhu Alavelu

Melissa Bajugi

Bruce Ramus

Attendees Richard Does

Apologies Christopher Snelling

Chaired by Lord Mayor, Bob Dwyer

Secretary Sahar Shahin (minute taker)

1. Town Hall Design Update

Presented by Bruce Ramus

The idea of a digital media façade was presented, the solution presented was brise soleil for the façade of 7PS which would allow for an active screen. Three (3) options were presented to the Working Group.

Presented by Boz Lukin

Recap of three options for Town Hall upgrade.

Floor plan update presented.

- Jubilee Hall:
 - o Reduced catering kitchen size from 62sqm to 45 sqm
 - o Tenancy area increase from 132 sqm to 148sqm
 - o Cold Shell fit out for café
 - o Café kitchen layout amended to stay off heritage walls
- Meeting Room 1 space increased from 17sqm to 28sqm
- Southern Annexe
 - o Additional Door entries to Southern Annexe
 - o Direct access to amenities from Annexe
- Lift to Level 1 type updated in response to heritage concerns of lift overrun extending through the roof. Alternative smaller capacity hydraulic lift proposed to maintain disabled

access and stay within roof line.

- Timeline for council approvals and construction presented.

The Working Group provided the following feedback and comments:

- It was questioned that a screen façade was not possible for 5PS due to pixilation issues, has this been resolved for the southern annexe?

Response: The pixilation issue is resolved for any proposed media solution for the southern annexe as the level of transparency required for this façade is far less than 5PS as the pixels are much closer together enabling reading of images at closer distances.

- Questions were raised as to whether a screen is needed for 7PS façade.
- Is the installation of the screens within budget?

Response – The budget for this will be included in the budget for the southern annexure upgrade.

- Working Group discussed making the architectural treatment as the main feature and the digital screens secondary, meaning that if the screens are not on the annexe still maintains it's architectural integrity.
- Working Group suggested they are not all in favour of having screens on the columns of 5PS.
- Concerns were raised that there are too many screens in the square with 5PS, 7PS and the forecourt all having screens suggested for installation.
- Questions were raised on what the intention of 4,- 6 and 8PS lighting would be.
- Confirmation was sought that a disability lift would still be installed for Town Hall

Response: Yes

Outcome: The Working Group recommend that an architectural design is pursued with and without the option of screens being attached for consideration at the forthcoming workshop.

Outcome: The Working Group were most favourable towards Option 3 Brise Soleil design, rounded vertical screen elements, for the 7PS facade.

2. Public Domain Forecourt Update

Presented by Bruce Ramus

The forecourt lighting design was presented with and without a river outline surrounding the design presented at last meeting as requested. The recommendation from the design team was to omit the river outline to maintain a more coherent coordination of all the elements in the public domain.

Landscape designers pointed out four areas to avoid when designing the placement of the screens which has been inbuilt in the most current design.

The Working Group provided the following feedback and comments:

- How big is the smallest circle?

Response – 400mm

- How big is the largest circle?

Response – 2 metres

- What has the feedback from the Architects and Walker been?

Response – Positive as there is no vertical design impeding on surrounding buildings.

- Concerns were raised on the placement of trees in between the forecourt screens
- Request for a digital picture of what the forecourt will look like finalised
- Request for approved landscape design in DA to be distributed to councillors
- When is final design coming to chamber?

Response – Workshop at 7 July and 26 July Council Meeting.

- Will umbrellas also be in square?

Response – Yes, until canopies grow

Outcome: The Working Group recommend less trees in the forecourt area.

3. 5 Parramatta Square Building Lighting

Presented by Bruce Ramus

Southern Façade will consist of flood lights, spire lights and soffit lights.

Northern Façade will have flood lights and soffit lights.

Column screen were presented to the Working Group.

Renders and videos of these elements were presented to the Working Group.

The Working Group provided the following feedback and comments:

- Can the lights change colour to relate to themes such as sports teams?

Response: Yes

- Questions were raised regarding of timing of coloured lighting use.
- How is graffiti or damage managed for screens at ground level?

Response – there is no treatments that can be applied but from experience little to no graffiti occurs on the screen. Regards to shattering of screen, a kick rail is installed to prevent cleaners from breaking the screen whilst cleaning and cameras will be placed around to manage any damage to property.

Outcome: The Working Group requested a coordinated render / flythrough be prepared showing all the proposed media elements in the square operating concurrently.

Outcome: The Working Group requested proposed opex and capex for media installations be presented at the next councillor workshop.

4. General Business

An update was given on 5PS Contingency Budget including a recommendation for an additional \$3.75M added to the current 5PS budget to ensure sufficient funds are available to accommodate ongoing design development and project risks.

The Working Group provided the following feedback and comments:

- How will the additional amount be funded?

Response: Property Reserve

- Are there sufficient funds in the property reserve?

Response: Yes

Outcome: The Working Group recommend that an updated Property Reserve cashflow be prepared and presented at the next Workshop.

The Working Group considered changes to last meetings minutes presented to Council for notation on 15 June 2021.

Outcome: The Working Group recommend that paragraph 9 of the report be amended to read:

"A BOSCH audio device was presented to the Advisory Group. The Advisory Group recommend an audio-visual solution such as a removable screen fixed in the joinery and other audio visual technology be explored for each Councillor that presents the meeting minutes. "

Outcome: The Working Group recommend that the minutes of the 6 May 2021 meeting outcome under 5PS Council Chamber Audio be amended to read:

"The Working Group recommend a solution such as a removable screen fixed in the joinery and other audio-visual technology be explored for each Councillor that presents live meeting minutes."

Meeting closed: 7:30pm

Next Committee meeting: TBC

INNOVATIVE

ITEM NUMBER	17.3
SUBJECT	FOR APPROVAL: Public Exhibition - Draft Planning Agreement for land at 1 Windsor Road, North Rocks
REFERENCE	F2021/00521 - D07916641
REPORT OF	Project Officer Land Use
LANDOWNER	J L Dunrose Pty Ltd
APPLICANT	Fabcot Pty Ltd

DEVELOPMENT APPLICATIONS CONSIDERED BY SYDNEY CENTRAL CITY PLANNING PANEL - NIL

PURPOSE:

To seek Council's endorsement of a Letter of Offer (draft Planning Agreement) for the purpose of public exhibition concurrently with a previously endorsed Planning Proposal for the site at 1 Windsor Road, North Rocks.

RECOMMENDATION

- (a) **That** Council authorise the Chief Executive Officer to finalise the draft Planning Agreement in accordance with the Letter of Offer as provided in **Attachment 1** and terms outlined in this report on behalf of Council, and place the draft Planning Agreement on public exhibition.
- (b) **Further, that** Council delegate authority to the Chief Executive Officer to correct any minor inconsistencies or anomalies of an administrative nature relating to the draft Planning Agreement documentation that may arise during the drafting and exhibition process.



SITE DESCRIPTION

1. The subject site is located on the corner of Windsor Road and James Ruse Drive. The site comprises two lots and is legally described as Lot 1 in DP 112482 and Lot 6 in DP 247452, with a total area of approximately 2.52ha. See **Figure 1** below.
2. The site is currently occupied by a large warehouse building (previously occupied by Bunnings Warehouse), with a gross floor area of 7,405m². At grade car parking is provided on the site, with 260 spaces located predominantly to the south of the building with the remainder to the north and west.



Figure 1 – Site at 1 Windsor Road, North Rocks subject to the Planning Proposal

PLANNING PROPOSAL STATUS

3. At its meeting on 27 July 2020, Council considered a report on a Planning Proposal for the subject site. Council resolved to endorse the Planning Proposal (**Attachment 2**) which seeks to amend Schedule 1 of the Parramatta (former The Hills) Local Environmental Plan 2012 by adding retail premises as an additional permitted use (limited to a maximum of 3,800 m²) to facilitate a Woolworths supermarket and a liquor store.
4. A Gateway Determination was issued by the Department of Planning, Industry and Environment (DPIE) on November 2020 (refer to **Attachment 3**), including conditions that must be completed prior to public exhibition. These relate to consultation with relevant stakeholders and minor mapping and planning definition issues being addressed in the Planning Proposal. Council Officers have updated the Planning Proposal to reflect the Gateway Determination conditions for the purpose of public exhibition.
5. There are no changes to the proposal as a result of the Gateway Determination conditions.

PLANNING AGREEMENT

6. At the 27 July 2020 Council Meeting, Council also resolved to authorise the CEO to negotiate a Planning Agreement on behalf of Council relating to the following:
 - 1) delivery of a roundabout on North Rocks Road, and
 - 2) augmentation of the existing bridge over Darling Mills Creek to facilitate increased capacity for pedestrians and cyclists.
7. Council also resolved that a delivery mechanism be agreed to by the State Government and the proponent to facilitate the delivery of the land required to accommodate future upgrades to the James Ruse Drive/Windsor Rd intersection along the northern boundary of the site prior to public exhibition of the Planning Proposal.
8. It is noted that the delivery of a roundabout on North Rocks Road as referred to in Council's resolution is no longer required. Council's Transport team have since confirmed that the planned Speers Road/North Rocks Road roundabout (refer to **Figure 2** below) scheduled for construction in first half of 2022 (subject to Council approval) is sufficient and could also act as a U-turn facility for the Woolworths Site for customers unable to turn right to access Church Street/Windsor Road due to queuing along North Rocks Road. Therefore no additional roundabout is required as a part of the Planning Agreement.



Figure 2: The subject site is outlined in yellow line and the proposed location of the planned Speers Road/North Rocks Road is circled in red dashed line

9. The applicant submitted the first draft Letter of Offer seeking to enter into a Planning Agreement with Council on 23 February 2021 and a revised offer on 2 July 2021 in support of the Planning Proposal for the site. The revised Letter of Offer (included in **Attachment 1**) is consistent with this Resolution of Council noting that the proposed Speers Road roundabout precludes the need for an additional roundabout in this part of North Rocks Road.

Letter of Offer (Draft Planning Agreement)

10. The key elements of the revised Planning Agreement including timing for the delivery of contributions are as follows:

Items		Value for Planning Agreement
Local Items		
1.	Construction of a lightweight, steel bridge structure 3m wide that provides pedestrian access to the site from North Rocks Road (shaded in green and red in Figure 3) - prior to the issue of the final Occupation Certificate	\$640,000 (estimate)
2.	Registration of an easement for public access in favour of Council for proposed footpath connection (in the location hatched in red labelled "Easement dedicated to Council for proposed footpath connection" in Figure 3) - prior to the issue of the final Occupation Certificate	\$75,000 (estimate)
3.	Monetary Contribution towards construction of the proposed footpath connection prior to the issue of the first Construction Certificate	\$500,000
State Items		
4.	Dedication to Council of approximately 515 sqm of land to facilitate James Ruse Drive widening (being the land marked "Land to facilitate James Ruse Drive widening" in Figure 3) - prior to the issue of the first Construction Certificate	\$370,000 (estimate)
Total Value		\$1.585 million

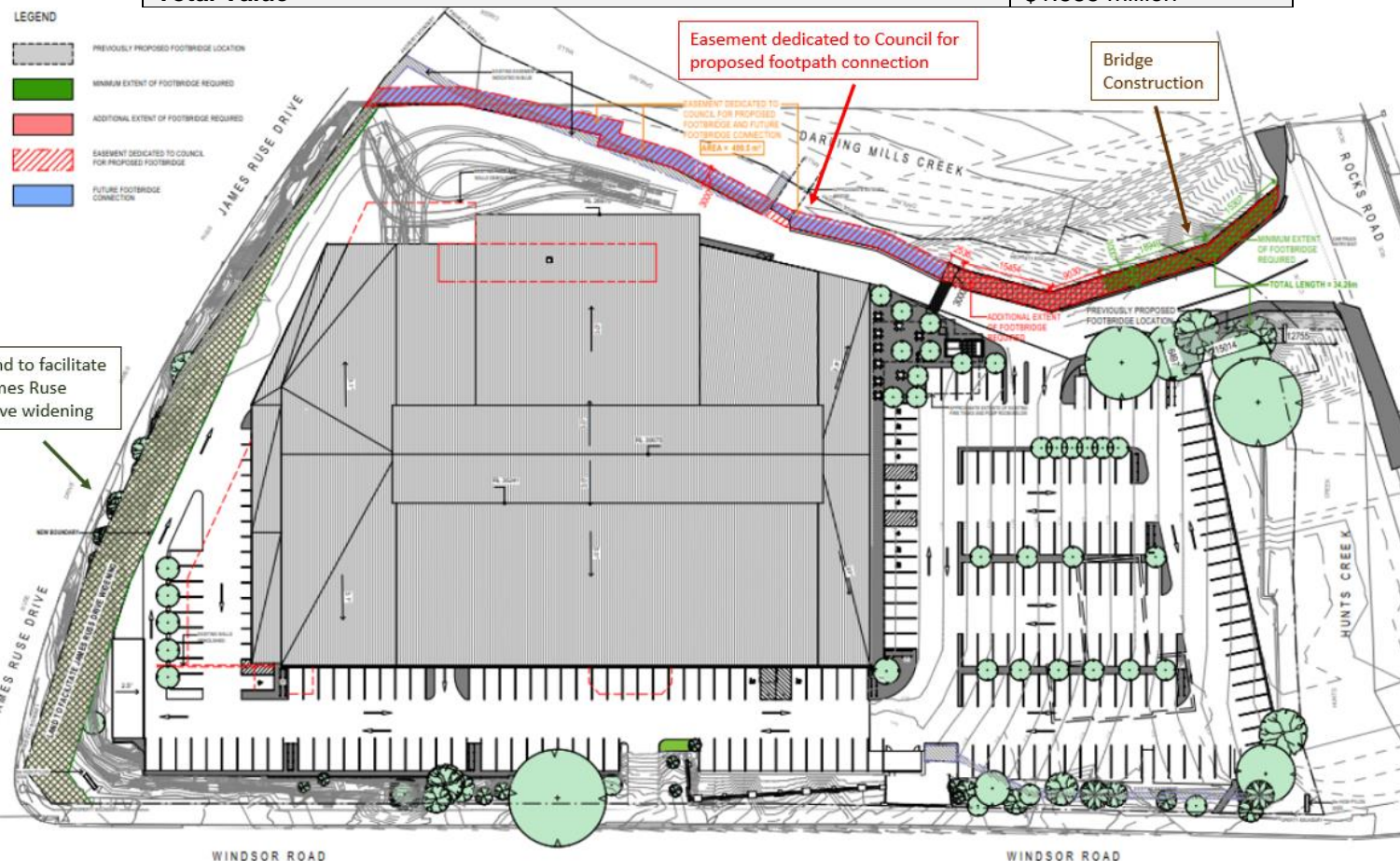


Figure 3 – Proposed land dedication, bridge construction and easement location map

ASSESSMENT OF DRAFT PLANNING AGREEMENT

11. It is noted that the recently released Planning Agreements Practice Note (DPIE, February 2021) seeks to move away from value capture (as referred to in Council's Planning Agreements Policy 2018) towards an infrastructure needs approach to negotiating planning agreements.

12. The purpose of the draft Planning Agreement is to provide for both local and state infrastructure works required to be delivered as a result of the proposed redevelopment of the site and therefore considered to be consistent with the objectives of the Practice Note.

Local Infrastructure

13. The VPA offer received has been assessed against the required community infrastructure needs. In this case, a pedestrian through site link (public access easement through and along the eastern boundary of the site connecting the rear of the site with North Rocks Road via the proposed pedestrian bridge) is proposed to be delivered as a part of the Planning Agreement. This connection will provide a north/south public access easement through the site providing a broader north/south connection to connect the high density development to the north of James Ruse Drive to the future supermarket as well as facilitating improved connectivity to Northmead High School.
14. It is noted that Council had previously endorsed a Planning Agreement associated with a Planning Proposal for a site at 23-25 Windsor Road, Northmead at the 10 May 2021 Council meeting to proceed to public exhibition. The 23-25 Windsor Road site is proposed to accommodate future high density residential development and it is anticipated that the proposed through site link from the proposed Woolworths site will eventually connect into the rear of the 23-25 Windsor Road site as part of facilitating connectivity to the northern part of the precinct (Refer to **Figure 4**).

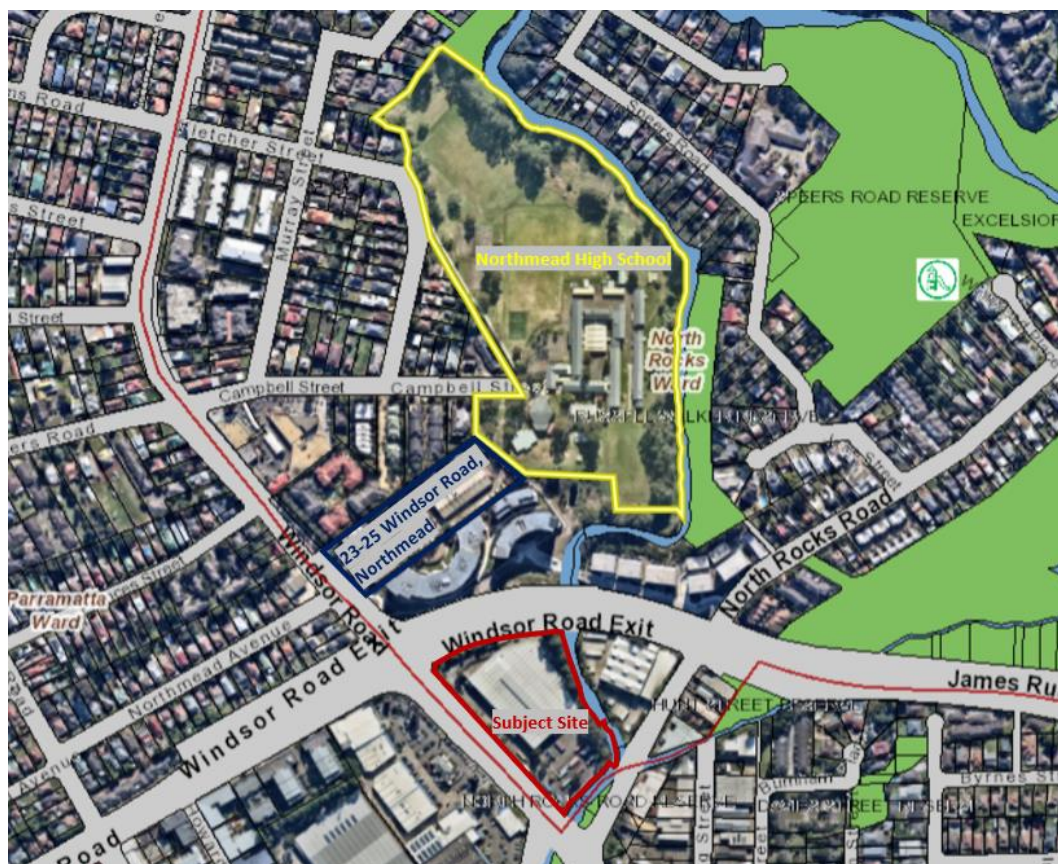


Figure 4: Aerial map showing location of 23-25 Windsor Road, Northmead and Northmead High School in relation to the subject site

15. In order to complete the connection from the Woolworths site to 23-25 Windsor Road, this will require negotiations to occur with Northmead High School (Department of Education) who will be formally consulted with as part of the public exhibition of the 23-25 Windsor Road Planning Proposal, with the outcomes to be reported back to Council. However, regardless of feedback to be received from the Department of Education on the 23-25 Windsor Road proposal, there is still significant value in facilitating a through site link at the Woolworths site in order to futureproof a longer term connection to high density development to the north side of James Ruse Drive.
16. This link is also identified as one of the major routes in Council's Parramatta Ways Walking Strategy (refer to **Figure 5** below). Parramatta Ways is City of Parramatta's plan for supporting the implementation of the Sydney Green Grid. Prepared by the Government Architect NSW, the Sydney Green Grid sets the framework for delivering an interconnected network of public and open spaces via transport routes, creek corridors, streets and cycleways.

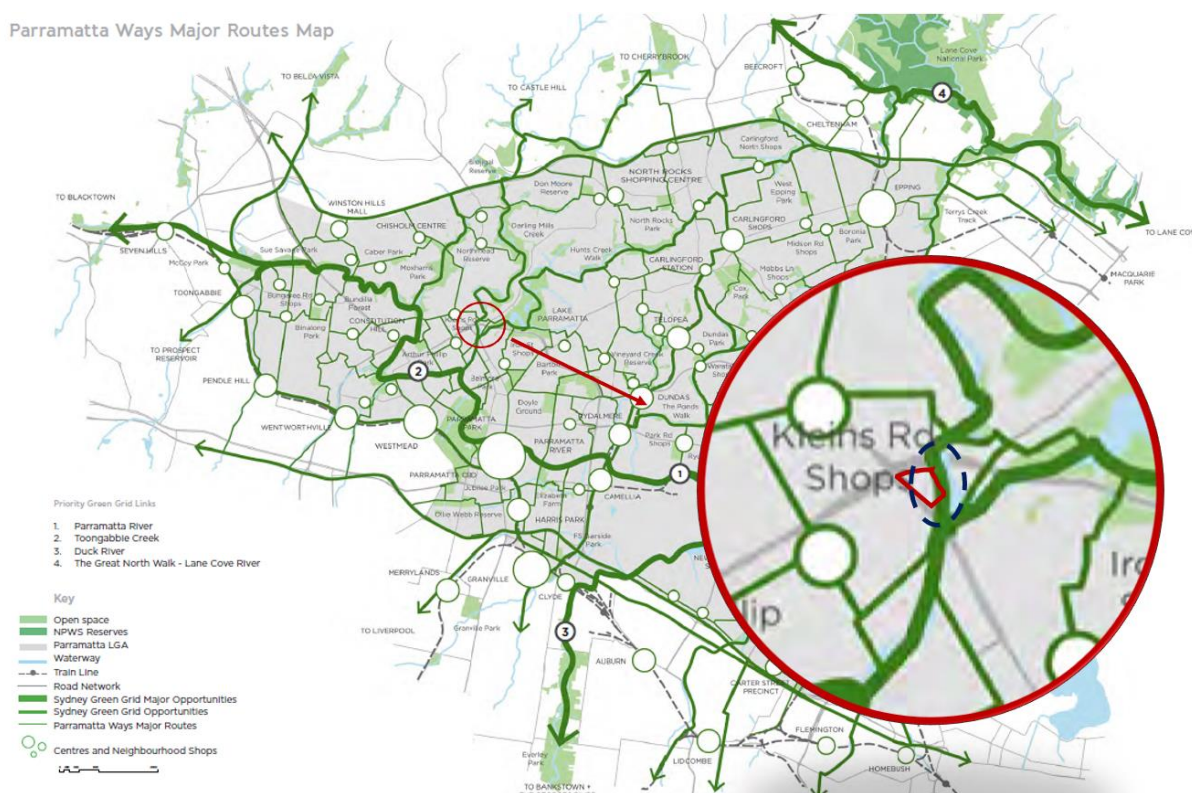


Figure 5: Parramatta Ways Major Routes Map –The subject site is outlined in red line and the part of the identified Sydney Green Grid Opportunities circled in blue by the dashed line generally aligns with the eastern boundary of the subject site

17. Council officers have estimated the construction cost of delivering the link through the site (excluding the bridge) to be \$1,500,000. The VPA offer seeks to provide the land required via an easement (valued at \$75,000), \$500,000 monetary contribution to Council for the construction of a path within the easement, as well as the construction of the bridge (valued at \$640,000) which will also be subject of the public access easement. The local infrastructure offer is therefore considered reasonable as it is meeting an identified infrastructure need in this area.

State Infrastructure

18. As noted above, Council resolved that a delivery mechanism is to be agreed to by the State Government and the proponent to facilitate the delivery of the land required to accommodate future upgrades to the James Ruse Drive/Windsor Road intersection prior to public exhibition of the Planning Proposal.
19. This upgrade has been identified by TfNSW to accommodate an additional left turn lane that will reduce delay/queues on the westbound off ramp and allow the reallocation of the traffic signalisation phases across the overall road network in this area, including the North Rocks Road approach to Windsor Road (benefitting right turn egress from the subject site).
20. It is noted that TfNSW currently have no approved road upgrade proposals that impact the subject site, however the James Ruse Drive intersection with Windsor Road is currently under investigation for potential future transport improvements in the medium to long term.
21. In accordance with advice from TfNSW, Woolworths are proposing to dedicate 515m² of land (refer to **Figure 6** – area shown in purple) to facilitate future upgrades to James Ruse Drive/Windsor Road as detailed below:



Figure 6: land dedication diagram for James Ruse Drive widening

22. Given the medium to long term nature of the proposed upgrade by TfNSW, the proposed land dedication will be provided to Council in the interim and is proposed to be included in Council's Planning Agreement rather than via a separate Planning Agreement between the applicant and State Government. This has been agreed to by TfNSW.
23. Further, the applicant has made representations to TfNSW requesting that the land dedication along James Ruse Drive be conditional upon unrestricted access to/from the site from North Rocks Road being granted. It is noted that TfNSW have advised that it could consider unrestricted access subject to a Plan of Management being submitted at the Development Application stage

demonstrating how Woolworths will manage traffic from their site during peak periods. Council's Traffic Team raise no objections to this approach.

24. Notwithstanding the above, Council have advised both the applicant and TfNSW that it will not be able to condition specific site access requests within Council's Planning Agreement as these are based on representations made by TfNSW regarding its position on site access. Advice from Council's legal counsel is that these items therefore cannot form part of Council's Planning Agreement. Should the applicant wish this to be documented in a legal sense a separate deed or equivalent would be required between Woolworths and TfNSW.
25. TfNSW will also be formally consulted as part of public exhibition of the both the Planning Proposal and Planning Agreement and will have the opportunity to provide confirmation on this matter as part of this process.
26. The draft Letter of Offer is consistent with Council's previous resolution and it is therefore recommended that the draft Planning Agreement be exhibited with the draft Planning Proposal.
27. The Planning Agreement should be executed and registered on the land title prior to finalisation of the Planning Proposal post-exhibition.

CONSULTATION & TIMING

28. Pending Council's resolution on this matter, the Planning Proposal and draft Planning Agreement will be publicly exhibited concurrently. The exhibition will be conducted in accordance with the Gateway determination and the requirements of the *Environmental Planning and Assessment Act 1979*. The outcome of the public exhibition will then be reported to Council.

Stakeholder Consultation

29. The following stakeholder consultation has been undertaken in relation to planning agreement:

Date	Stakeholder	Stakeholder Comment	Council Officer Response	Responsibility
04/05/2021	TfNSW	TfNSW raise requirement for land dedication to facilitate future road widening of the James Ruse Drive off ramp approach to Windsor Road.	The proposed land dedication will be provided to Council in the interim and is proposed to be included in Council's Planning Agreement rather than via a separate Planning Agreement between the	City Planning and Property Development Group

			State Government.	
26/05/2021	TfNSW	TfNSW agree 'in principle' for unrestricted access from the site to North Rocks Road, subject to a Plan of Management being prepared demonstrating how right hand turn exits from the site will be managed during peak hours.	Traffic and Transport Team has no objection to the TfNSW advice regarding potential unrestricted access from the site onto North Rocks Road.	City Planning/Traffic and Transport
06/07/2021	Property Development Group	No objections raised to the items in the VPA offer.	No objections to Property Development Group's recommendation.	City Planning/Property Development Group

Councillor Consultation

30. No previous Councillor consultation has been carried out in relation to the outcomes of the Planning Agreement negotiations since the previous report to Council on the Planning Proposal for this site. Councilors were advised of the parameters of this negotiation as part of that previous report considered on 27 July 2020.

LEGAL IMPLICATIONS FOR COUNCIL

31. The Gateway Determination at **Attachment 3** requires Council to exhibit the Planning Proposal and Draft Planning Agreement for a minimum of 28 days.
32. The drafting of the Planning Agreement will be by both parties in accordance with the recommendations of this report. The costs associated with the drafting of the Planning Agreement and explanatory note will be at the cost of the applicant which is in accordance with Council's Planning Agreements Policy.

FINANCIAL IMPLICATIONS FOR COUNCIL

33. If Council resolves to approve this report in accordance with the recommendation, the draft Planning Agreement will facilitate following:
- public access easement, estimated at \$75,000, over the entire eastern edge of the site.
 - a lightweight, steel bridge (to be constructed by Woolworths) , estimated at \$640,000, to facilitate future footpath connection.
 - \$500,000 monetary contribution towards the construction of the future footpath connection. This capital work will incur future maintenance and

depreciation expenditure that will be determined as part of the project planning process.

34. It is noted that land identified as part of the future footpath connection (including bridge) will be facilitated via a public access easement and will remain in private ownership. The proposed bridge will primarily benefit Woolworths by improving access into the site for pedestrian and active transport and therefore will be subject to ongoing maintenance costs associated with the bridge.
35. However it is acknowledged that the bridge will also have a secondary benefit by connecting into a future through site link when this is ultimately constructed by Council. It is acknowledged that following construction of the through site link by Council (from the bridge onwards), Council will be subject to future maintenance costs of this link (excluding the Bridge component).
36. The \$500,000 monetary contribution will be paid prior to issue of the Construction Certificate for the development. This contribution is not included in the current adopted four-year budget and if resolved, will be included within the budget process or as part of the quarterly review. The Planning Agreement monetary contribution would be delivered in addition to Section 7.12 contributions payable with respect to any redevelopment of the site.
37. The dedication of land to Council for the purpose of facilitating the future James Ruse Drive widening is also proposed. Council is proposing to take on ownership of this land in the interim until TfNSW require the land for the road widening works. Council will not be accepting any maintenance costs associated with the ownership of this land in the interim and will be addressed as part of the legal drafting of the Planning Agreement and/or future discussions with TfNSW.
38. If Council resolves to endorse the recommendations of this report, the financial impacts on the budget are set out in the table below.

	FY 20/21	FY 21/22	FY 22/23	FY 23/24
Revenue Contribution		\$500,000		
Operating Result				
External Costs				
Internal Costs				
Depreciation				
Other				
Total Operating Result				
Funding Source		VPA contribution		
CAPEX				
CAPEX				
External				
Internal				
Other				
Total CAPEX				

Funding Source				

39. The costs associated with the preparation, exhibition and finalisation of the draft Planning Agreement involve internal resources and legal costs. The developer will reimburse any legal costs relating to the Planning Agreement, which will then result in nil cost to Council for this item..

CONCLUSION

40. It is recommended that Council endorse the Draft Planning Agreement Offer for 1 Windsor Road, North Rocks and that the Chief Executive Officer be authorised to prepare the legal drafting in accordance with the Letter of Offer provided in **Attachment 1** on behalf of Council for the purpose of public exhibition.
41. If endorsed, the draft Planning Agreement will be publicly exhibited concurrently with the Planning Proposal for 1 Windsor Road, North Rocks for a minimum of 28 days. A further report will be prepared for Council on the outcome of the public exhibition period.

Jane Liang
Project Officer Land Use

Michael Rogers
Land Use Planning Manager




Robert Cologna
Acting Group Manager, City Planning

Michael Tzimoulas
Executive Director Corporate Services

David Birds
Acting Executive Director, City Planning & Design

Brett Newman
Chief Executive Officer

ATTACHMENTS:

- | | | |
|--|-----------------------|----------|
| 1  | Letter of Offer | 5 Pages |
| 2  | Planning Proposal | 39 Pages |
| 3  | Gateway Determination | 2 Pages |

REFERENCE MATERIAL

WOOLWORTHS GROUP



1-Jul-21

The General Manager
City of Parramatta Council
PO Box 32
Parramatta NSW 2124
Sent by Email: council@cityofparramatta.nsw.gov.au

Dear Sir/Madam

RE: Planning Agreement Offer at 1 Windsor Road, North Rocks

On 23 February 2021, Fabcot Pty Limited (Fabcot) made an offer to enter into a Planning Agreement with Council under section 7.4 of the *Environmental Planning and Assessment Act 1979* in connection with Planning Proposal PP_2020_COPAR_009_00 related to 1 Windsor Road, North Rocks, which received Gateway Determination on 3 November 2020.

By this letter, Fabcot hereby retracts its offer dated 23 February 2021 and makes this offer in place of that offer.

Fabcot accepts, in principle, the terms as generally set out in the Council's Planning Agreement template and in the following table, but notes that these are subject to legal review once the draft VPA has been prepared:

Item	Terms
Parties	City of Parramatta Council Fabcot Pty Ltd ABN 55 002 960 983 (Developer) J. L. Dunrose Pty Limited ABN 62 000 038 059 (Landowner)
Land	1 Windsor Road, North Rocks NSW 2151, legally known as Lot 61 in Deposited Plan 1264730 (formerly Lot 1 in Deposited Plan 112482 and Lot 6 in Deposited Plan 247452).
Planning Proposal / Development Application	Planning Proposal PP_2020_COPAR_009_00 to amend Schedule 1 of the <i>Parramatta (former The Hills) Local Environmental Plan 2012</i> by adding 'retail premises' as an additional permitted use (limited to a maximum of 3,800m ²) to facilitate a supermarket and associated liquor store at 1 Windsor Road, North Rocks.
Monetary Contribution	\$500,000.
Works	Construction of a lightweight, steel bridge structure 3m wide that provide pedestrian access to the site from North Rock Road. The approximate location of the footbridge works is shaded in green and red in the plan at Appendix A. Further details

A Woolworths Group
1 Woolworths Way
Bella Vista, NSW 2153

ABN 88 000 014 675
E ndundovic@woolworths.com.au
W woolworthslimited.com.au

WOOLWORTHS GROUP



Item	Terms
	<p>about the works will be set out in the VPA and are subject to negotiation between the parties.</p> <p>Once completed, Fabcot agrees to hand over responsibility for the footbridge to Council to maintain in perpetuity.</p> <p>The approximate value of the proposed works is \$640,000.</p>
Dedication of Land	<p>Dedication to Council of approximately 515 m² of land, being the land marked "Land to facilitate James Ruse Drive widening" in the plan at Appendix A.</p> <p>The approximate value of the proposed land dedication is \$370,000.</p> <p>The dedication of land is offered on the understanding that:</p> <ul style="list-style-type: none"> (a) the widening of James Ruse Drive will reduce traffic flows on Windsor Road and North Rocks Road, which will facilitate the maintenance of the current all directional access to the Land from North Rocks Road (ie left in / left out and right in / right out); and (b) Council agrees that any FSR associated with the dedicated land will be available for use on the Land in the future.
Other Public Benefits	<p>Registration of an easement for public access in favour of Council, in the location hashed in red labelled "Easement dedicated to Council for proposed footpath connection" in the plan at Appendix A.</p> <p>The approximate value of the easement is \$75,000.</p> <p>The precise location of the easement is yet to be determined and is subject to further discussion between the parties. Fabcot will prepare and provide Council with a draft plan showing a proposed location for the easement during the course of the VPA negotiations.</p>
Application of section 7.11, 7.12 and 7.24	<p>Sections 7.11 and 7.12 contributions are not proposed to be excluded.</p> <p>Section 7.24 contributions are not proposed to be excluded.</p>
Registration	<p>Agreed in principle, but subject to further review by Fabcot's and the Landowner's lawyers once the draft VPA has been prepared.</p>
Dispute Resolution	<p>Agreed in principle, but subject to further review by Fabcot's and the Landowner's lawyers once the draft VPA has been prepared.</p>

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WOOLWORTHS GROUP



Item	Terms
Security	Fabcot agrees to provide appropriate bank guarantees to secure the delivery of the development contributions under the VPA.
Restrictions on Issue of Certificates	<p>Fabcot proposes the following timing for the delivery of contributions under the VPA:</p> <ul style="list-style-type: none"> (a) Payment of the monetary contribution – following the grant of development consent for the future development of the Land and prior to the first Construction Certificate pursuant to that development consent; (b) Construction of the pedestrian bridge – practical completion prior to the issue of the final Occupation Certificate for the future development of the Land, which is to be carried out following the instrument change the subject of this VPA and the grant of development consent; (c) Dedication of land – following the grant of development consent for the future development of the Land and prior to the first Construction Certificate pursuant to that development consent; and (d) Registration of an easement for pedestrian access – prior to the issue of the final Occupation Certificate for the future development on the Land.
Other Terms	<p>All other terms of the template planning agreement are subject to further review and consideration by Fabcot's and the Landowner's lawyers once the draft VPA has been prepared.</p> <p>The VPA will, of course, contain the usual "no fetter" provisions in Council's favour.</p>
Costs	Fabcot agrees to pay Council's reasonable costs of and incidental to the negotiation, preparation and entering into the agreement, as well as administration and enforcement of the planning agreement in accordance with the terms set out in the template planning agreement.

Please note that this VPA Offer is made subject to review by the Landowner and may change.

We look forward to receiving Council's response to the above Planning Agreement Offer. Please contact Nathan Dundović at ndundovic@woolworths.com.au or on 0422 908 535 if you have any questions or would like to discuss the above.

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WOOLWORTHS GROUP



Yours faithfully



Nathan Dundovic

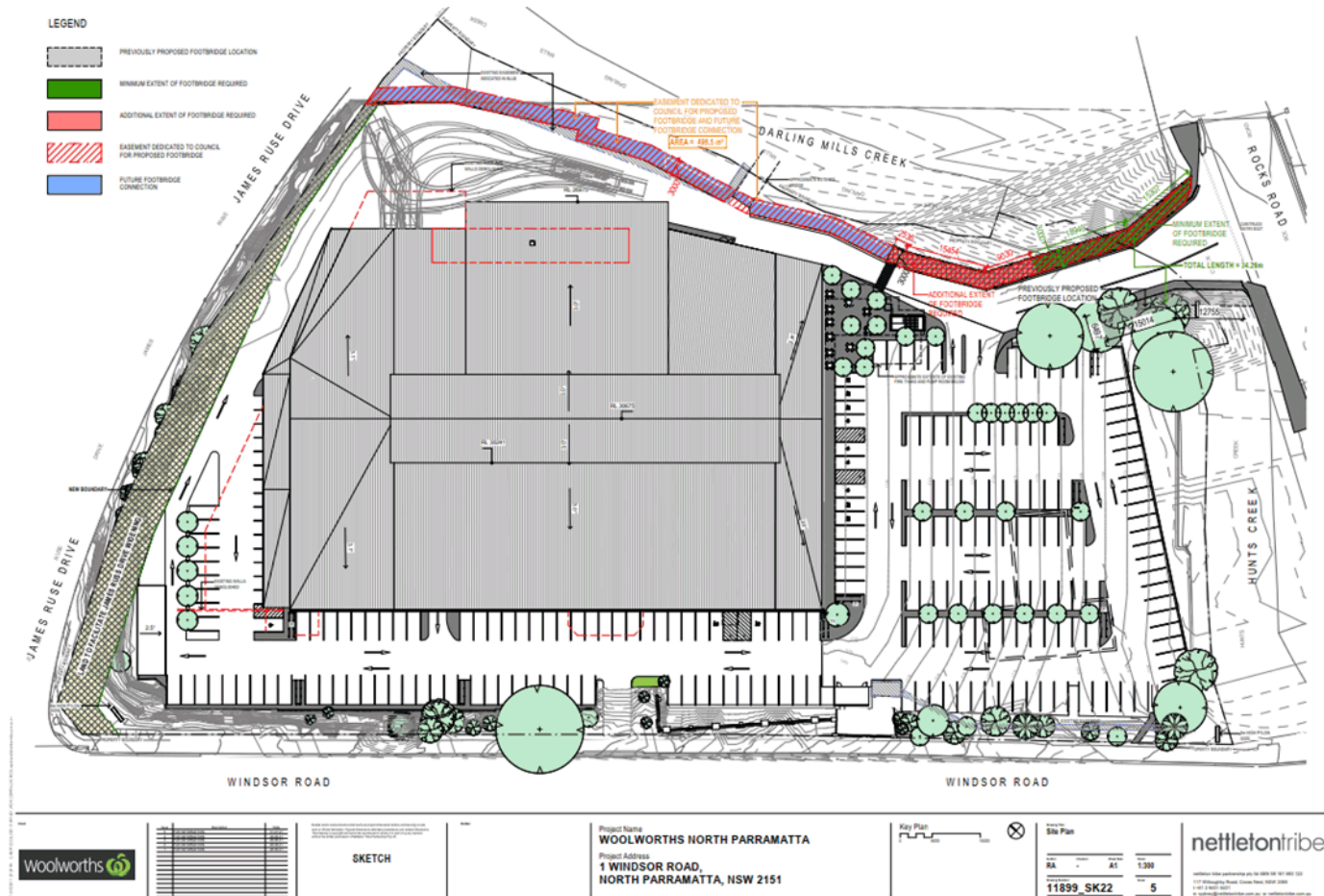
Regional Development Manager, Property Development NSW

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APPENDIX A



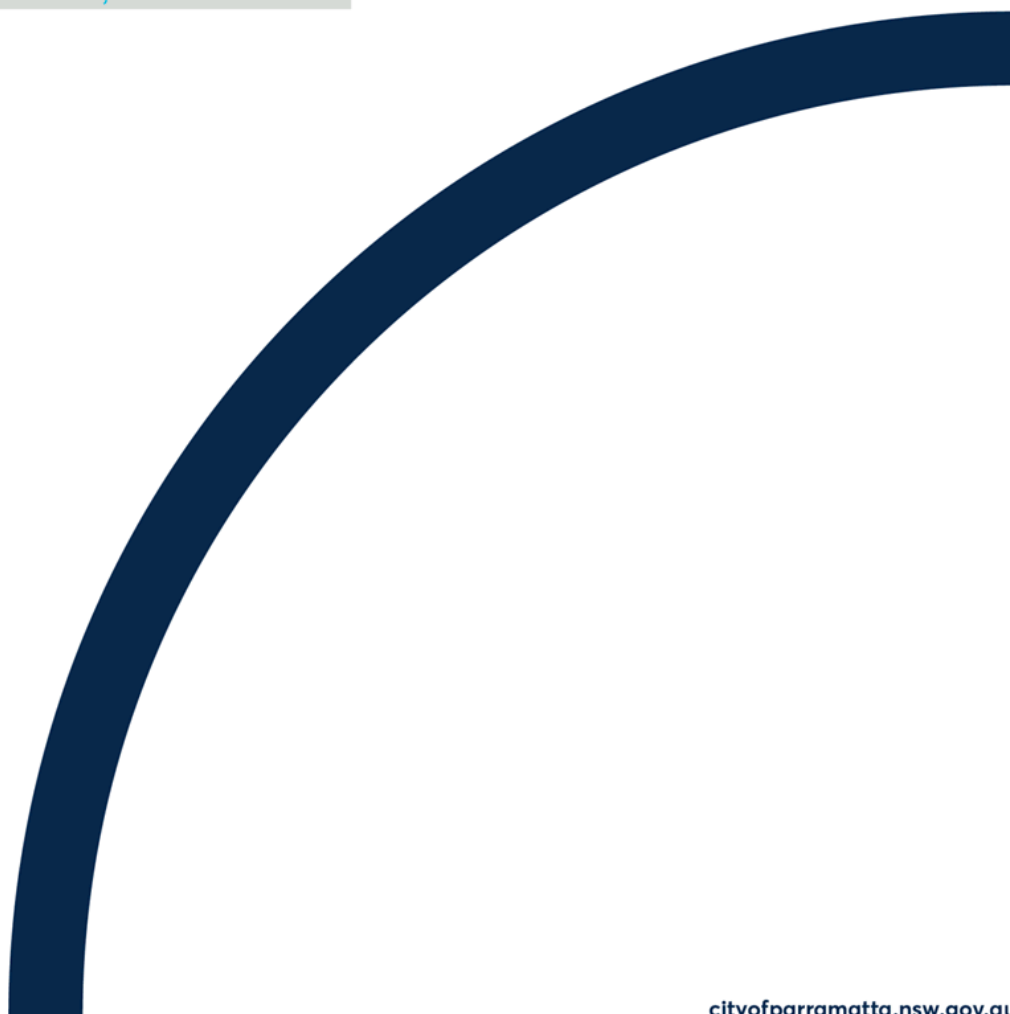
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PLANNING PROPOSAL

1 Windsor Road, North Rocks



cityofparramatta.nsw.gov.au



PLANNING PROPOSAL

[insert site name (if applicable)]

1 Windsor Road, North Rocks

cityofparramatta.nsw.gov.au

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PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Planning Proposal drafts

Proponent versions:

No.	Author	Version
1.	Planning Ingenuity Pty Ltd	22 October 2019

Council versions:

No.	Author	Version
1.	City of Parramatta Council	Report to Local Planning Panel and Council on the assessment of planning proposal and submission to DPIE for Gateway Determination
2.	City of Parramatta Council	Consistent with Gateway Determination

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

INTRODUCTION

This planning proposal explains the intended effect of, and justification for, the proposed amendment to *Parramatta (former The Hills) Local Environmental Plan 2012*. It has been prepared in accordance with Section 55 of the *Environmental Planning and Assessment Act 1979* and the Department of Planning and Environment (DP&E) guides, 'A Guide to Preparing Local Environment Plans' (August 2016) and 'A Guide to Preparing Planning Proposals' (August 2016) and 'Guidance for merged councils on planning functions' (May 2016).

Background and context

On 28 October 2019, the applicant, Planning Ingenuity Pty Ltd, on behalf of the landowner, Fabcot Pty Ltd, lodged a Planning Proposal with the City of Parramatta Council for land at 1 Windsor Road, North Rocks. The site was previously occupied by a Bunnings store however it is currently unoccupied.

The subject site is located on the corner of Windsor Road and James Ruse Drive. The site comprises two lots and is legally described as Lot 1 in DP 112482 and Lot 6 in DP 247452, with a total area of approximately 2.52ha.

The site has frontage to Windsor Road to the west and to James Ruse Drive (slipway) to the north. It is adjacent to, but does not have direct frontage to, North Rocks Road, being separated by Darling Mills Creek which runs adjacent to the site to the eastern and southern boundaries.

The main access to the site is from North Rocks Road with vehicular entry/exit and a pedestrian walkway via an elevated concrete bridge over Darling Mills Creek. Secondary vehicular access is available to Windsor Road.

The site is currently occupied by a large warehouse building (previously occupied by Bunnings Warehouse), with a gross floor area of 7,405m². At grade car parking is provided on the site, with 260 spaces located predominantly to the south of the building with the remainder to the north and west.

The site is shown in **Figure 1** and **Figure 2** below.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks



Figure 1 – Site at 1 Windsor Road, North Rocks subject to the planning proposal



Figure 2 – Aerial view

Under Parramatta (former The Hills) Local Environmental Plan 2012 the site:

- is zoned B6 Enterprise Corridor and SP2 Infrastructure (Public Transport Corridor);

An extract of each the above maps is provided in Part 4 – Mapping; specifically, Section 4.1 Existing controls.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

PART 1 – OBJECTIVES OR INTENDED OUTCOMES

The Planning Proposal seeks approval to permit 'retail premises' in the form of a supermarket and liquor shop on the site. The site is within the B6 Enterprise Corridor Zone which currently allows a range of non-residential (and commercial) uses but not 'retail premises'. The site also contains a small portion of land zoned SP2 Infrastructure (Public Transport Corridor) along the Windsor Road frontage, but this does not affect any existing structures. The proposed future development of the site seeks to utilise the existing warehouse building on the site to accommodate a full-line Woolworths supermarket of 3,800m² (including a BWS liquor store). The remainder of the existing building (3,015m²) will potentially be developed as a warehouse and distribution centre (non-retail) which is permitted under the current B6 zone that applies to the site. Further, an existing mezzanine level of 590m² is proposed to accommodate ancillary office space.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

PART 2 – EXPLANATION OF PROVISIONS

This planning proposal seeks to amend *Parramatta (former The Hills) Local Environmental Plan 2012* in relation to the zoning controls.

In order to achieve the desired objectives the following amendments to the *Parramatta (former The Hills) Local Environmental Plan 2012* would need to be made:

1. Amend Schedule 1 of the *Parramatta (former The Hills) Local Environmental Plan 2012* by adding retail premises as an additional permitted use (limited to a maximum of 3,800m²) to facilitate a Woolworths supermarket and a liquor store.
2. Require that 'retail premises' may only be permitted as an additional permitted use in conjunction with an existing permissible use under the B6 Enterprise Corridor zone.

PART 3 – JUSTIFICATION

This part describes the reasons for the proposed outcomes and development standards in the planning proposal.

3.1 Section A - Need for the planning proposal

This section establishes the need for a planning proposal in achieving the key outcome and objectives. The set questions address the strategic origins of the proposal and whether amending the LEP is the best mechanism to achieve the aims on the proposal.

3.1.1. Is the planning proposal a result of an endorsed local strategic planning statement, strategic study or report?

The Planning Proposal is not the result of any strategic study or report. As noted, the site is currently occupied by a large warehouse building (previously occupied by Bunnings Warehouse), with a gross floor area of 7,405m². The Planning Proposal seeks to amend Schedule 1 of the Parramatta (former The Hills) Local Environmental Plan 2012 by adding retail premises as an additional permitted use (limited to a maximum of 3,800m²) to facilitate a Woolworths supermarket and a liquor store.

3.1.2. Is the Planning Proposal the best means of achieving the objectives or intended outcomes, or is there a better way?

An alternative option is to amend the Parramatta (former The Hills) Local Environmental Plan 2012 to rezone the site to B6 Mixed Use Zone. However, this is not considered as an appropriated mechanism to address the site-specific scenario. The expansion of the type of retail use permissible on the site would serve the existing and future community and is considered consistent with the aims of the B6 zone. Further, it is not considered that the proposal will undermine or pre-empt any future strategic planning for North Rocks. Therefore, allowing 'retail premises' as an additional permitted use is the best means of achieving the objectives or intended outcomes.

3.2 Section B – Relationship to strategic planning framework

This section assesses the relevance of the Planning Proposal to the directions outlined in key strategic planning policy documents. Questions in this section consider state and local government plans including the NSW Government's Plan for Growing Sydney and subregional strategy, State Environmental Planning Policies, local strategic and community plans and applicable Ministerial Directions.

3.2.1 Will the planning proposal give effect to the objectives and actions of the applicable regional, or district plan or strategy (including any exhibited draft plans or strategies)?

A Metropolis of Three Cities

In March 2018, the NSW Government released the *Greater Sydney Region Plan: A Metropolis of Three Cities* ("the GSRP") a 20 year plan which outlines a three-city vision for metropolitan Sydney for to the year 2036.

The GSRP is structured under four themes: Infrastructure and Collaboration, Liveability, Productivity and Sustainability. Within these themes are 10 directions that each contain Potential Indicators and, generally, a suite of objective/s supported by a Strategy or

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Strategies. Those objectives and or strategies relevant to this planning proposal are discussed below.

Liveability

An assessment of the planning proposal's consistency with the GSRP's relevant Liveability objectives is provided in Table 3b, below.

Table 3b – Consistency of planning proposal with relevant GSRP Actions – Liveability

Liveability Direction	Relevant Objective	Comment
A city for people	O6: Services and infrastructure meet communities' changing needs	<p>The planning proposal supports the liveability objectives of the District Plan. <i>"Liveability is about people's quality of life. Maintaining and improving liveability requires housing, infrastructure and services that meet people's needs..."</i></p> <p>Given the substantial increase in the future population of the District, the proposed additional permitted retail use will provide opportunities and better access to jobs and services for current and future population. It meets and reflects local communities' changing needs and improves the quality of life in terms of liveability and accessibility- more healthy, resilient and socially connected.</p> <p>The proposed supermarket will allow for additional retail floor space in the form of a supermarket and liquor store and will not compete with existing centres in the area that provide a range of retail and non-retail uses.</p>
	O7: Communities are healthy, resilient and socially connected	
A city of great places	O12: Great places that bring people together	The proposed supermarket will bring and attract a combination of people together, provide opportunities for social connection in the neighbourhood.
	O13: Environmental heritage is identified, conserved and enhanced	<p>The site contains a locally listed heritage item, 'Stone Bridge Approaches and Foundation Plaque, Sydney Woollen Mills', Item A23 in Schedule 5 of The Hills LEP 2012. The only known built heritage elements on the site is a portion of wall with inset foundation plaques located along Windsor Road, directly adjacent to the footpath, which is bounded at the rear by metal cyclone fencing.</p> <p>The proposed future development of the site will utilise the existing warehouse building, with minor alterations including some existing openings to be blocked off and made</p>

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

		good, some portions of wall cut out, new shopfront glazing and new awning. All works would be clear of the existing built heritage fabric by approximately 25 metres, and hence there would be no physical impact to the heritage item.
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Productivity

An assessment of the planning proposal's consistency with the GSRP's relevant Productivity objectives is provided in Table 3c, below.

Table 3c – Consistency of planning proposal with relevant GSRP Actions – Productivity

Productivity Direction	Relevant Objective	Comment
Jobs and skills for the city	O19: Greater Parramatta is stronger and better connected	<p>The District Plan identifies the need for additional retail floor space in the district: <i>"Research has shown that the Central City District will need to accommodate more than 1.76 million square metres of additional retail floor space over the next 20 years"</i>. The proposal will allow for additional retail floor space in the form of a supermarket and liquor store and will not compete with existing centres in the area that provide a range of retail and non-retail uses. Given the substantial increase in the future population of the District, it is important to provide supermarket floor space to provide adequate services for the population, noting that there is already an undersupply of supermarket floor space for the existing population.</p> <p>Allowing additional permitted use of retail premises will ensure that the site continues to provide employment uses which is consistent with the objective of the Economic Corridor.</p>

Sustainability

An assessment of the planning proposal's consistency with the GSRP's relevant Sustainability objectives is provided in Table 3d, below.

Table 3d – Consistency of planning proposal with relevant GSRP Actions – Sustainability

Sustainability Direction	Relevant Objective	Comment
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PLANNING PROPOSAL – 1 Windsor Road, North Rocks

A city in its landscape	O25: The coast and waterways are protected and healthier	The Darling Mills Creek is located adjacent to the site to the east and south. In relation to potential flood impacts, the site is already developed with recent use as a Bunnings Warehouse and the proposal will not significantly affect the nature of the use of the site given that it seeks to allow only an additional permitted use (retail premises) on the site. The proposal does not introduce any sensitive land uses to the site.
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Implementation

An assessment of the planning proposal's consistency with the GSRP's relevant Implementation objectives is provided in Table 3d, below.

Table 3d – Consistency of planning proposal with relevant GSRP Actions – Implementation

Implementation Direction	Relevant Objective	Comment
Implementation	O39: A collaborative approach to city planning	The Planning Proposal is consistent with the State Government's Planning Proposal process in accordance with the 'A Guide to Preparing Planning Proposals'. The Planning Proposal considers other strategic planning documents including the Central City District Plan and local strategies. This will be further discussed below.

Central City District Plan

In March 2018, the NSW Government released *Central City District Plan* which outlines a 20 year plan for the Central City District which comprises The Hills, Blacktown, Cumberland and Parramatta local government areas.

Taking its lead from the GSRP, the *Central City District Plan* ("CCDP") is also structured under four themes relating to Infrastructure and Collaboration, Liveability, Productivity and Sustainability. Within these themes are Planning Priorities that are each supported by corresponding Actions. Those Planning Priorities and Actions relevant to this planning proposal are discussed below.

Liveability

An assessment of the planning proposal's consistency with the CCDP's relevant Liveability Priorities and Actions is provided in Table 4b, below.

Table 4b – Consistency of planning proposal with relevant CCDP Actions – Liveability

Liveability Direction	Planning Priority/Action	Comment
A city for people O6: Services and infrastructure meet communities' changing needs	PP C3: Provide services and social infrastructure to meet people's changing needs • A8: Deliver social infrastructure that reflects the need of the community now and in the future.	The proposed additional permitted retail use will provide opportunities and better access to jobs and services for current and future population. It meets and reflects the objective of meet communities' changing needs.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

<p>O7: Communities are healthy, resilient and socially connected</p>	<p>PP C4: Working through collaboration</p> <ul style="list-style-type: none"> • A10: Deliver healthy, safe and inclusive places for people of all ages and abilities that support active, resilient and socially connected communities by (a-d). • A15: Strengthen social connections within and between communities through better understanding of the nature of social networks and supporting infrastructure in local places 	<p>The Planning Proposal will encourage greater physical activity and social connection. It also provides better access to local retailers of fresh food which is consistent with the objective – communities are healthy, resilient and socially connected.</p>
<p>A city of great places</p> <p>O12: Great places that bring people together</p> <p>O13: Environmental heritage is identified, conserved and enhanced</p>	<p>PP C6: Creating and renewing great places and local centres, and respecting the District's heritage</p> <ul style="list-style-type: none"> • A19: Identify, conserve and enhance environmental heritage by (a-c) • A20: Use place-based planning to support the role of centres as a focus for connected neighbourhoods • A21: In Collaboration Areas, Planned Precincts and planning for centres (a-d) 	<p>Heritage and history are important components of local identity and form part of the character of places. Understanding the significance and community values of heritage early in the planning process provides greatest opportunity for conservation and management.</p> <p>The subject site contains Heritage Item 23 – Stone Bridge Approaches and Foundation Plaque, Sydney Woollen Mills listed in Schedule 5 of the Hills LEP 2012. The only known built heritage elements on the site is a portion of wall with inset foundation plaques located along Windsor Road, directly adjacent to the footpath, which is bounded at the rear by metal cyclone fencing.</p> <p>The proposed future development of the site will utilise the existing warehouse building, with only minor alterations required. All works would be clear of the existing built heritage fabric by approximately 25 metres, and hence there would be no physical impact to the heritage item.</p>

Productivity

An assessment of the planning proposal's consistency with the CCDP's relevant Productivity Priorities and Actions is provided in Table 4c, below.

Table 4c – Consistency of planning proposal with relevant CCDP Actions – Productivity

Productivity Direction	Planning Priority/Action	Comment
<p>Jobs and skills for the city</p> <p>O15: The Eastern, GOPP and Western Economic Corridors are better connected and more competitive</p>	<p>PP C8: Delivering a more connected and competitive GOPP Economic Corridor</p>	<p>The proposed development provides opportunities to access to jobs, goods and services.</p> <p>The economic Impact assessment indicates that the study notes that the proposed supermarket and associated liquor store, coupled with the warehouse and distribution and ancillary office use will provide both direct and indirect employment generation in the region of 1,196</p>

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

		jobs. It is consistent with the objective
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4.1.1. Will the planning proposal give effect to a council's endorsed local strategic planning statement, or another endorsed local strategy or strategic plan?

The following local strategic planning documents are relevant to the planning proposal.

Parramatta 2038 Community Strategic Plan

Parramatta 2038 is a long term Community Strategic Plan for the City of Parramatta and it links to the long-term future of Sydney. The plan formalises several big and transformational ideas for the City and the region.

The planning proposal is considered to meet the strategies and key objectives identified in the plan including:

Accessible: The proposed additional permitted retail use will provide opportunities and better access to jobs and services for current and future population.

Welcoming: The site contains Heritage Item 23 – Stone Bridge Approaches and Foundation Plaque, Sydney Woollen Mills listed in Schedule 5 of the Hills LEP 2012. The proposed future work will not have physical impact to the heritage item.

Thriving: Contributes to the vibrancy of Parramatta, provides opportunities and better access to jobs and services, which promotes a better quality of life.

Innovative: The Planning Proposal provides local retail service to local and the broader community.

Parramatta Local Strategic Planning Statement

In March 2018 the NSW Government introduced requirements for councils to prepare a Local Strategic Planning Statement (LSPS) as part of planning legislation to align state and local government plans as well as to guide long term planning and infrastructure decisions. LSPS responds to the planning priorities and objectives within the NSW Government's Central City District Plan as well as the statutory requirements set out in section 3.9 of the *Environmental Planning and Assessment Act 1979* (EP&A Act 1979) and supporting regulations.

The LSPS provides greater weight to strategic planning in the broader plan making process and any new planning proposal must justify any inconsistency with this framework and the supporting Local Housing Strategy (LHS) and Employment Lands Strategy (ELS).

Council's Local Strategic Planning Statement was published on 31 March 2020. The LSPS provides strategic direction on how the City of Parramatta is planning for the next 20 years. The site is not in an area that is specifically identified for growth within the LSPS, however given there is an existing undersupply of supermarket floorspace in the broader region and the potential job creation from the proposal (detailed in the Assessment of Key Issues below), it is considered that the Proposal is generally consistent with the LSPS.

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4.1.2. Is the planning proposal consistent with the applicable State Environmental Planning Policies?

The following State Environmental Planning Policies (SEPPs) are of relevance to the site (refer to Table 5 below).

Table 5 – Consistency of planning proposal with relevant SEPPs

State Environmental Planning Policies (SEPPs)	Consistency: Yes = ✓ No = x N/A = Not applicable	Comment
SEPP No 1 Development Standards	N/A	Not relevant to proposed amendment.
SEPP 4 – Development Without Consent and Miscellaneous Exempt and Complying Development	N/A	Not relevant to proposed amendment.
SEPP 33 – Hazardous and Offensive Development	N/A	Not relevant to proposed amendment.
SEPP No 55 Remediation of Land	✓	There is no proposed works as a part of this Planning Proposal
SEPP 60 – Exempt and Complying Development	N/A	This SEPP is not applicable to the subject land under Clause 1.9 of the Parramatta LEP 2011
SEPP 64 – Advertising and Signage	N/A	Not relevant to proposed amendment
SEPP No 65 Design Quality of Residential Flat Development	✓	Not relevant to proposed amendment
SEPP No.70 Affordable Housing (Revised Schemes)	N/A	Not relevant to proposed amendment
SEPP (Affordable Rental Housing) 2009	N/A	Not relevant to proposed amendment
SEPP (BASIX) 2004	N/A	Not relevant to proposed amendment
SEPP (Exempt and Complying Development Codes) 2008	✓	The Planning Proposal will not preclude the application of the SEPP for future development
SEPP (Infrastructure) 2007	✓	The Planning Proposal will not preclude the application of the SEPP for future development
Sydney Regional Environmental Plan No 18– Public Transport Corridors	N/A	This SEPP is not applicable to the subject land under Clause 1.9 of the Parramatta LEP 2011.

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Sydney Regional Environmental Plan (Sydney Harbour Catchment) 2005	N/A	The proposed development is not located directly on the Sydney Harbour Catchment foreshore. Any potential impacts as a result of development on the site, such as stormwater runoff, will be considered and addressed appropriately at DA stage.
SEPP (Urban Renewal) 2010	N/A	Not relevant to proposed amendment

4.1.3. Is the planning proposal consistent with applicable Ministerial Directions (s.9.1 directions)

In accordance with Clause 9.1 of the *EP&A Act 1979* the Minister issues directions for the relevant planning authorities to follow when preparing planning proposals for new LEPs. The directions are listed under the following categories:

- Employment and resources
- Environment and heritage
- Housing, infrastructure and urban development
- Hazard and risk
- Housing, Infrastructure and Urban Development
- Local plan making

The following directions are considered relevant to the subject Planning Proposal.

Table 6 – Consistency of planning proposal with relevant Section 9.1 Directions

Relevant Direction	Comment	Compliance
1. Employment and Resources		
Direction 1.1 – Business and Industrial Zones	<p>This Planning Proposal seeks to amend Schedule 1 of the Parramatta (former Hills) LEP 2012 to allow retail premises as an additional permitted use to facilitate a Woolworths supermarket and a liquor store comprising 3,800m² of a supermarket, 3,015m² of a warehouse and distribution centre (non-retail) and 590m² of offices.</p> <p>The proposal protects employment land by maintaining the existing commercial floor space and maintaining employment in the zone. By virtue of expanding the type of retail use permissible at the site it will potentially allow for additional employment uses in the locality.</p> <p>The proposal would address some of the significant undersupply of supermarket floor space within the area. It would provide significant improvement in the range of retail facilities that would be available to residents, particularly in terms of convenient supermarket retailing, improve choice of location and allow for price competition.</p> <p>Given there is an existing undersupply of supermarket floorspace in the broader region as identified in the supporting economic impact analysis and the potential job creation from the proposal it is considered that the Proposal is generally consistent with the LSPS. More specifically, the proposal is consistent with Planning Priority 11 of the LSPS that seeks to "Build the capacity of...Local Centres and Employment Lands to be strong, competitive and productive". This Planning Proposal is proposing to accommodate a supermarket, also a warehouse distribution component and still classified as employment land, and there will be significant increase in</p>	

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	jobs which addresses the existing need. Noting the warehouse distribution is currently permissible within the zone.
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An Economic Impact Assessment has also been provided in support of the Planning Proposal prepared by Location IQ and has been reviewed by Council officers, that indicates this proposal has a potential to generate up to 1,196 direct and indirect jobs. The proponent has indicated that the currently permissible distribution centre proposed on site would be reliant on a co-located supermarket in order to operate, as distribution stock would be drawn from the supermarket stock in many instances. It is considered that the proposal does meet the objectives of the Direction.

Yes

2. Environment and Heritage		
Direction 2.3 - Heritage Conservation	<p>The subject site contains Heritage Item 23 – Stone Bridge Approaches and Foundation Plaque, Sydney Woollen Mills listed in Schedule 5 of the Hills LEP 2012. The only known built heritage elements on the site is a portion of wall with inset foundation plaques located along Windsor Road, directly adjacent to the footpath, which is bounded at the rear by metal cyclone fencing.</p> <p>The proposed future development of the site will utilise the existing warehouse building, with only minor alterations required. All works would be clear of the existing built heritage fabric by approximately 25 metres, and hence there would be no physical impact to the heritage item.</p> <p>A full assessment of potential heritage impacts would be required as part of the future detailed development application and would address any potential impacts, including visual impacts, however these are expected to be minimal.</p>	Yes
Direction 2.6 – Remediation of Contaminated Land	At this point in time, there is no work proposed at the site, the intention of the proposal is for the supermarket and the associated warehouse distribution to occur within the existing building. However, in the event that should any works be proposed within the site (ie. Demolition or new structure), the issue of remediation will need to be addressed at the DA stage.	Yes
3. Housing, Infrastructure and Urban Development		
Direction 3.1 - Residential Zones	N/A	N/A
Direction 3.4 - Integrating Land Use and Transport	The planning proposal will enable improved access to convenience shopping for the surrounding area and passing traffic.	Yes

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	<p>The area is accessible via public transport and road connections - have access to a number of bus services which operate between Parramatta and various locations.</p> <p>A Traffic Impact Assessment is submitted with this application, see details in the traffic and transport section.</p>	
4. Hazard and Risk		
Direction 4.1 - Acid Sulfate Soils	<p>The proposal is seeking to utilise the existing building on site and therefore is not expected to undertake any excavation that could expose any acid sulfate soils should they exist.</p> <p>The applicant will be required to carry out a geotechnical study to investigate acid sulfate soils risk prior exhibition if there is going to be any excavation work on the site.</p> <p>Notwithstanding the above, this issue would be required to be addressed (given the current lack of acid sulfate soils mapping) at the DA stage should excavation be proposed.</p>	Yes
Direction 4.3 - Flood Prone Land	<p>Darling Mills Creek is located adjacent to the site, to the east and south. In relation to potential flood impacts, the site is already developed with recent use as a Bunnings Warehouse and the proposal will not significantly affect the nature of the use of the site given that it seeks to allow only an additional permitted use (retail premises) on the site. The proposal does not introduce any sensitive land uses to the site.</p> <p>An overland flow assessment is submitted with the application which concludes that there is relatively low overland flooding risk to the site given the limited contributing catchment area. Additionally, flood mapping plans are provided which demonstrate that the building footprint lies entirely outside areas subject to hazard during the 1% AEP flood event.</p> <p>The proposal does not appear to be obstructing any significant overland flow conveyance path ('floodway') nor will it cause unacceptable displacement of overland flow floodwaters onto other properties or lands. The main vehicular access to the site (from North Rocks Road) is substantially elevated over the creek and which could accommodate a change in level to the creek. In addition, secondary access to/from Windsor Road is also available.</p>	Yes
5. Local Plan Making		

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Direction 6.1 - Approval and Referral Requirements	The Planning Proposal does not introduce any provisions that require any additional concurrence, consultation or referral.	Yes
Direction 6.2 Reserving Land for a Public Purpose	In accordance with advice from TfNSW, Woolworths are proposing to dedicate 515m ² of land to facilitate future upgrades to James Ruse Drive/Windsor Road Given the medium to long term nature of the proposed upgrade by TfNSW, the proposed land dedication will be provided to Council in the interim until TfNSW require the land for the road widening works and is proposed to be included in Council's Planning Agreement.	Yes
Direction 6.3 - Site Specific Provisions	<p>This Planning Proposal seeks to amend Schedule 1 of the Parramatta (former Hills) LEP 2012 to allow retail premises as an additional permitted use to facilitate a Woolworths supermarket and a liquor store comprising 3,800m² of a supermarket, 3,015m² of a warehouse and distribution centre (non-retail) and 590m² of offices.</p> <p>It is considered that a site specific provision is required for this planning proposal in order to facilitate a use for which there is an identified need. The use will also generate employment on a currently vacant site within an Employment Zone, and facilitate a warehouse and distribution centre that is already permissible within the existing zone. Rezoning this whole site to a zone (such as the B2 Zone) that would facilitate retail uses over the entire site would result in unintended/greater impacts from traffic and economic perspectives than what has currently been considered. For instance, such an approach could allow for a supermarket and a large number of specialty stores to develop on site, the impacts of which have not been assessed.</p> <p>A site specific provision is considered the best way to facilitate the proposed use and mitigate any unintended impacts that could result from the entire site being rezoned. This is proposed to be achieved via a site specific provision limiting the supermarket/retail use on the site to a maximum of 3,800 sqm, thereby ensuring that the site does not develop outside a clearly defined parameter.</p>	Yes
6. Metropolitan Planning		
Direction 7.1 - Implementation of A Plan for Growing Sydney	The Central City District Plan (CCDP) identifies the need for additional retail floor space in the district: "Research has shown that the Central City District will need to accommodate more than 1.76 million square metres of additional retail floor space over the next 20 years". The proposal will allow for additional retail floor space in the form of a supermarket and liquor store and will not compete with existing centres in the area that	Yes

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	<p>provide a range of retail and non-retail uses. Given the substantial increase in the future population of the District, it is important to provide supermarket floor space to provide adequate services for the population, noting that there is already an undersupply of supermarket floor space for the existing population.</p> <p>Further, the planning proposal will support the liveability objectives of the District Plan. <i>"Liveability is about people's quality of life. Maintaining and improving liveability requires housing, infrastructure and services that meet people's needs..."</i> Allowing for a supermarket will provide for the day to day needs of the large population in the district (existing and future).</p>	
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4.2. Section C – Environmental, social and economic impact

This section considers the potential environmental, social and economic impacts which may result from the Planning Proposal.

4.2.1. Is there any likelihood that critical habitat or threatened species, populations or ecological communities, or their habitats, will be adversely affected as a result of the proposal?

The site is not affected by critical habitat or threatened species, populations or ecological communities, or their habitats. Further, the Planning Proposal is seeking enable an additional use within an existing building of the site.

4.2.2. Are there any other likely environmental effects as a result of the planning proposal and how are they proposed to be managed?

The main potential environmental impacts to be examined in detail with any future development proposal for the site are:

Traffic and Transport

An assessment of potential traffic and parking implications has been prepared by the applicant's traffic consultant, Colston Budd Rogers & Kafes in support of the Planning Proposal. A copy of the traffic assessment is included at **Appendix 1**.

Car Parking

The traffic report states that while the site currently provides approximately 300 parking spaces within the existing at grade car parking area, this will be reconfigured to provide a reduction to the total number of spaces resulting in approximately 256 car spaces in accordance with the RMS rates for supermarkets. In addition, bicycle and motor cycle spaces will be provided in accordance with Council requirements.

Traffic Generation

The Traffic Report indicates that the previous Bunnings store on the site was surveyed by the RMS and found to generate approximately 200 vehicles per hour (two way) in the weekday afternoon peak hour. The report also states that based on surveys of similar supermarkets and RMS guidelines for warehouses and offices, the proposed development would generate approximately 420 vehicles per hour (two way) in the weekday afternoon

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peak hour. The report, then notes that during the afternoon peak period, a high proportion of above trips will be passing trade given the sites location and heavy traffic flows on the adjacent road network. Accordingly, the report concludes that the increase in traffic on the surrounding road network compared to the previous Bunnings store (when excluding passing trade given these vehicles are already on the road network) is likely to increase by up to 100 vehicles per hour (two way). However, when this is distributed to the surrounding road network, increases in traffic on North Rocks Road and Windsor Road will be minor at approximately 20 to 50 vehicles per hour (two way).

Council officers consider that the trip generation from the site is likely to be lower than similar sites in the afternoon peak due to the high levels of traffic congestion within the area. It is considered that customers are likely to travel to other supermarkets that are easier to access during peak periods or may also travel to the site outside of these peak times to take advantage of the extended trading hours of supermarkets. For this reason, Council officers consider that the proposed centre is not likely to contribute to additional traffic as much as may occur in other locations. That said, whilst the proposal will have a relatively minor impact on the surrounding road network (based on the applicant's modelling detailed above) when compared with the previously approved Bunnings store, Council officers and the applicant's traffic consultant acknowledge that the adjacent road network is currently operating at capacity in the weekday afternoon peak. Notwithstanding the above, the site is also well located to deliver improvements to the surrounding traffic network while also improving access to and from the site. This is discussed in detail below under *Traffic and Transport Infrastructure Upgrades*.

Traffic and Transport Infrastructure Upgrades

The applicant's traffic report recommends the provision of a third lane on the westbound off ramp of James Ruse Drive onto Windsor Road. The report indicates that the additional left turn lane will result in reduced delay/queues on the westbound off ramp as well as the ability to reallocate the traffic signalisation phases across the overall road network in this area, including the North Rocks Road approach to Windsor Road (benefitting right turn egress from the subject site).

It is noted that the site is well located to facilitate this additional left hand turn lane as it would require some land take along the James Ruse Drive frontage of the subject site which is currently undeveloped (e.g. some at grade car spaces, and landscape buffer). Given that both James Ruse Drive and Windsor Road are State roads the Planning Proposal and associated traffic report was also referred to Transport for NSW (TfNSW) for comment.

The key traffic issues raised by TfNSW are detailed in the below table:

Table 7: TfNSW preliminary comments and response

TfNSW Preliminary Comment	Council Officer Response
TfNSW recommend that "a site specific clause be inserted into the LEP limiting retail on the subject site to 3,800sqm only" to align with the traffic generating rate of a shopping centre < 10,000sqm (12.7 vehicle trips per 100sqm GLFA in PM peak period).	The applicant's traffic assessment was based on a 3,800m2 supermarket with the balance of the site a warehouse/distribution centre. Therefore, Council officers agree with TfNSW's recommendation that a site specific clause limiting retail on the site to 3,800m2 of retail space in total is appropriate.
TfNSW currently have no approved road proposal that impacts the subject site, however the James Ruse Drive intersection with Windsor Road is currently under investigation for potential future	At this stage, TfNSW are still yet to prepare a Property Impact Plan detailing how much land will be required for the additional left turn lane on the James Ruse Drive off ramp onto Church

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<p>transport improvements in the medium to long term.</p> <p>TfNSW acknowledge that an additional left turn lane at the James Ruse Drive off ramp into Church St/Windsor road will not only benefit the broader network but will also benefits for the proposed development given the existing traffic capacity issues within the adjoining network.</p> <p>Should land be provided to facilitate the above additional lane, TfNSW will consider waiving a right hand turn restriction from the site into North Rocks Rd during afternoon peak.</p> <p>However, to provide flexibility for motorists exiting the site, a U-turn facility (roundabout) should be provided on North Rocks Road (in the vicinity of the site) to allow vehicles wishing to turn right out of the site onto North Rocks Road, can instead turn left, then do a U-turn nearby to allow them to get to Windsor Road, in order to assist right hand turn movements out of the site during peak periods.</p>	<p>Street/ Windsor Road. It is understood that TfNSW are currently in the process of preparing this plan for consideration by the applicant.</p> <p>Should this be agreed to by the applicant, a suitable mechanism to facilitate the delivery of this land to State Government will need formalised (e.g. VPA with the State Government/Satisfactory Arrangements Provisions within the Planning Proposal or other) as this relates to a State Government owned road i.e. James Ruse Drive.</p> <p>In relation to the U-turn facility, Council has care and control of North Rocks Road and it is therefore recommended that Council enter into negotiations with the applicant for the purposes of delivering a roundabout/U-turn facility on North Rocks Road within an appropriate location. It is noted that the proposed roundabout will ultimately need to be approved by Council's Traffic Committee and would not need to be delivered until the supermarket opens, however to ensure certainty that the roundabout will be delivered by the applicant, it is recommended that the commitment to deliver the works is formalised as part of a VPA with Council.</p>
<p>The proponent is required to prepare a detailed Plan of Management that identifies practicable measures to minimise as much as possible queuing/congestion within the site associated with potential delays for motorists attempting to turn right from the site to North Rocks Road during peak periods. This is due to queues on the North Rocks Road approach to Windsor Road extending past the signalised site access road in the peak periods. The Plan of Management should be submitted to Council and TfNSW for review and comment as part of any future DA for the proposed development.</p>	<p>Noted. It considered that the requirements of the Plan of Management could be addressed through the delivery of the roundabout.</p>

Council's Traffic and Transport team have also raised a number of issues relating to pedestrian and cyclist access to and from the site. The existing footpath on the southern side of the existing driveway bridge over Darling Mills creek is approximately 1.2m wide which is acceptable for the previous Bunnings use where most customers are picking up hardware and garden supplies by vehicle, but for a supermarket use the nature of shopping trips is different and is likely to generate a greater proportion of trips from pedestrians and/or cyclists.

It is therefore recommended that Council investigate the option of negotiating a planning agreement (in addition to the roundabout discussed in the above table) with the applicant to facilitate the provision of a shared path (at least 3m wide) which may require augmentation to the existing bridge (i.e. clip on structure) or alternatively a standalone bridge alongside to facilitate safe access for pedestrians and cyclists entering and leaving the site.

Based on the above, it is considered that there are still a number of outstanding traffic and transport matters that are yet to be resolved, however these relate to confirming a delivery mechanism for the proposed additional left turn lane at the James Ruse Drive off ramp into Church Street/Windsor Road (State infrastructure), new roundabout on North Rocks road to manage right hand turn movements from the subject site (Council infrastructure) and improved accessibility for pedestrians and cyclists.

It noted that while these delivery mechanisms are still yet to be confirmed, it is considered that the planning proposal has appropriately considered the traffic and transport impacts and there is sufficient scope to address how these items will be delivered following Gateway Determination being issued, but prior to public exhibition of the proposal.

Should Council endorse the planning proposal to proceed to Gateway Determination, Council will continue to liaise with State Government and the applicant to ensure that the identified traffic and transport works (both State and local) are confirmed via an appropriate delivery mechanism (either via VPA and/or planning provisions to be included within the planning proposal such satisfactory arrangements).

Heritage

A Heritage Impact Assessment has been prepared by Extent Heritage Advisors in support of the submitted Planning Proposal and is included at **Appendix 3**. The site contains a locally listed heritage item referred to as, 'Stone Bridge Approaches and Foundation Plaque, Sydney Woollen Mills', Item A23 in Schedule 5 of The Hills LEP 2012. The only known built heritage elements on the site is a portion of wall with inset foundation plaques located along Windsor Road, directly adjacent to the footpath, which is bounded at the rear by metal cyclone fencing.



Figure 3: Proposed works with existing built heritage item outlined in red

The proposed future development of the site seeks to utilise the existing warehouse building, with minor alterations including adjustments to some openings, new shopfront glazing and new awnings. All works would be clear of the existing built heritage fabric by approximately 25 metres, and hence there would be no physical impact on the heritage item. No ground penetrating works are proposed that could impact upon potential archaeological resources (refer to **Figure 3**).

There is no direct change proposed to the built heritage item and therefore no impact to built heritage fabric. A full assessment of potential heritage impacts would be required as part of the future detailed development application and would address any potential impacts, including visual impacts, however these are expected to be minimal.

Flooding

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An Overland Flow Assessment report has been prepared by BMT WBM Pty Ltd in support of the submitted Planning Proposal. A copy of the Overland Flow Assessment is included at **Appendix 4**. **Figure 4** below shows there is some flood affectation in the 1% AEP (100 year ARI) flood event but only around the eastern and southern edges of the site (the immediate area of Darling Mills Creek), and is not significantly affected by the overland flow.

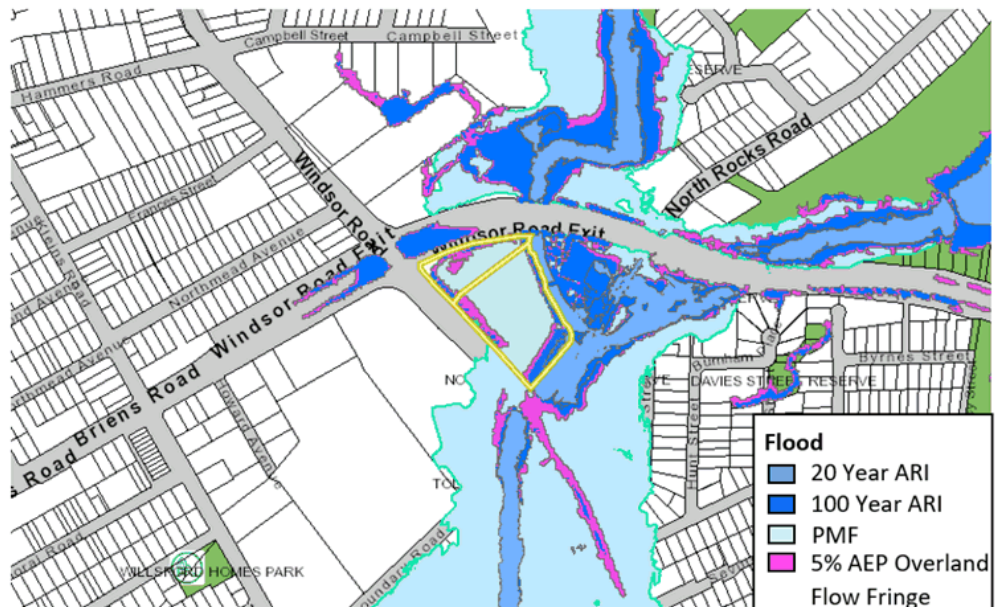


Figure 4: Flood Affectation

Figure 5 shows there is an area of high flood hazard flow (shown in red), but affects the site only the outer edges and is located near the Darling Mills Creek

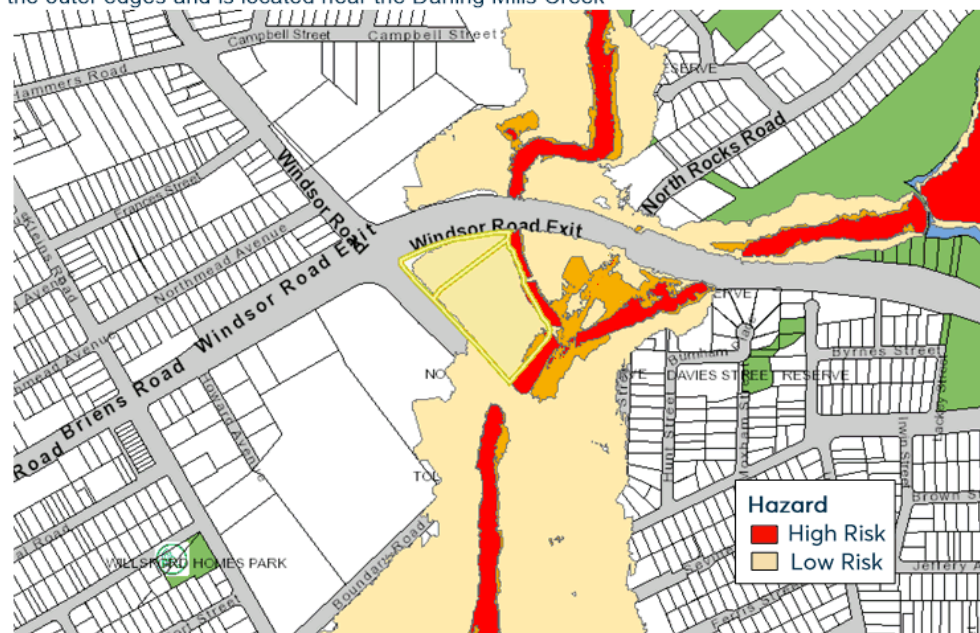


Figure 5: Flood Risk – map showing 'low hazard' flood zone in yellow

The change in use from the hardware warehouse (Bunnings) to a supermarket is predicted to increase the number of occupants on the site, which will increase the flood risk associated with this development. However the flood studies indicate minimal intrusion of high hazard flooding onto the site and only minor intrusion of moderate hazard 1% AEP (100 year ARI) flooding around the edges of the land. This means increasing the number of occupants on the site is not likely to generate an increased risk from overland flow flooding.

As the proposal is not seeking to alter the extent of the existing building envelope on the site, it does not appear to be obstructing any significant overland flow conveyance path ('floodway') nor will it cause unacceptable displacement of overland flow floodwaters onto other properties or lands. Potential flood impacts would be further considered and addressed as a part of the future detailed development application.

4.2.3. How has the planning proposal adequately addressed any social and economic effects?

Economic Impact

An Economic Impact Assessment has also been provided in support of the Planning Proposal prepared by Location IQ. The study presents an analysis of the trade area, its demographics, socio-economic profile, projected population growth and expenditure capacity. It also presents a detailed analysis of the retail profile of the trade area, including a competitor analysis, highlighting the supply and the indicative performance of food retailing stores in the area. Overall, the analysis supports the viability for the proposed supermarket at the subject site. A copy of the Economic Impact Assessment is included at **Appendix 2**.

The study notes that there is currently an undersupply of supermarket space within the identified trade area and any impacts on nearby centres or supermarkets both within and outside the main trade area are manageable. The economic impact analysis undertaken by Location IQ indicates that all impacts of the proposed supermarket at 1 Windsor Road, North Rocks on surrounding centres are within a reasonable competitive range of 10% or less. Therefore, the proposal will not threaten the viability of any nearby centre or supermarket, particularly given the current undersupply of supermarket floorspace in the trade area. In addition, the impacts from the proposed development on other centres will be offset over time given the underlying population growth (and associated growth in retail spending) within the trade area and within the broader region. The identified trade area for the proposed supermarket as contained in the economic impact analysis is shown in **Figure 6** below.

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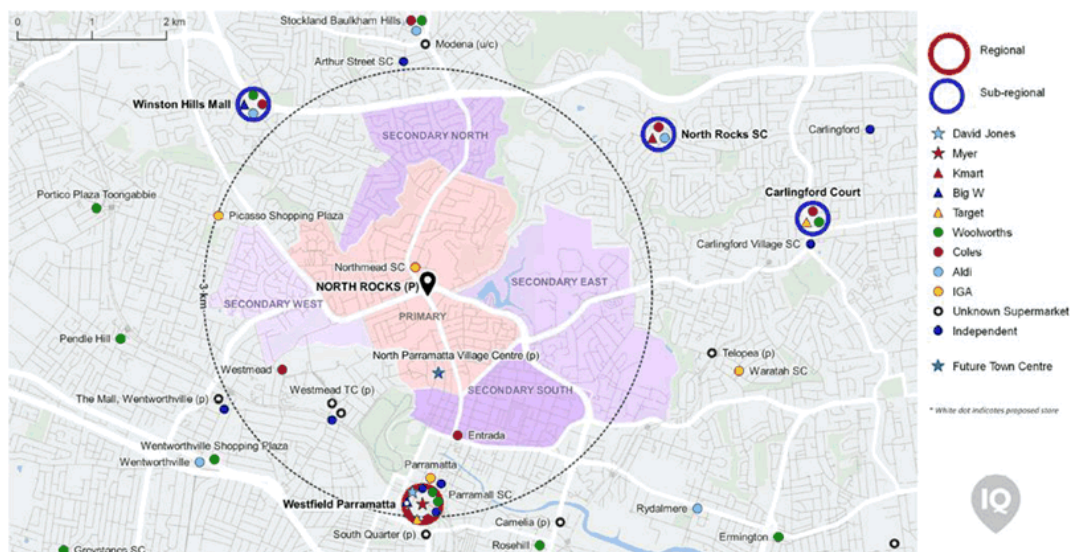


Figure 6: Main Trade Area and Competition (extracted from Economic Impact Assessment)

Furthermore, the study notes that the proposed supermarket and associated liquor store, coupled with the warehouse and distribution and ancillary office use will provide both direct and indirect employment generation in the region of 1,196 jobs.

It is noted that the Economic Impact Assessment only assesses the potential economic impacts of the proposed development being a supermarket and liquor store of 3,800m², a warehouse and distribution centre and associated office space. However, should the Planning Proposal proceed and allow retail premises as an additional permitted use, there is potential for a much larger retail centre to be developed on the site that could include a large number of specialty stores or discount department stores. Such a centre would have a profoundly different impact on surrounding centres that has not been adequately considered should the proposed LEP amendment proceed in its current form. The potential for a much larger centre would also lead to significantly different traffic generation from the site as noted in the traffic and transport section above.

In order to address this concern, it is proposed that the additional permitted use of retail premises be limited to a maximum of 3,800m² in accordance with the proposed supermarket and liquor store development included in the Planning Proposal. It is proposed to include this limit as part of the Additional Permitted Use provisions within Schedule 1 of the Parramatta (former The Hills) Local Environmental Plan 2012. This will ensure that retail uses are capped on the site and any additional retail uses do not occur on the site over and above those that have already been subject to a detailed impact analysis.

Social Impacts

In terms of social impacts, in allowing for a full-line supermarket in an area with an identified shortage of supermarket floor space, the planning proposal will provide for the day-to-day needs of the substantial population in the area and therefore provide positive social impacts.

4.3. Section D – State and Commonwealth Interests

4.3.1. Is there adequate public infrastructure for the planning proposal?

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The Proposal does not intend to facilitate any new development, rather the Planning Proposal will facilitate an additional permitted use within the existing building.

However, given the issues identified within the Traffic and Transport section above, a Planning Agreement may provide an appropriate mechanism to ensure that issues associated with the increase in demand for infrastructure as a result of the Planning Proposal are satisfactorily addressed.

It is therefore recommended that Council authorise the Chief Executive Officer (CEO) to negotiate a Planning Agreement on behalf of Council. Should the Planning Agreement proceed, the outcome of the negotiations would be reported back to Council prior to its concurrent public exhibition with the Planning Proposal. The key elements of the Planning Agreement would address the following:

- delivery of a roundabout on North Rocks Road, and
- augmentation of the existing bridge over Darling Mills Creek to facilitate increased capacity for pedestrian and cyclists.

In addition, as noted in the Traffic and Transport section above, a mechanism to deliver a third lane on the James Ruse Drive off ramp should be agreed to by the State Government and the proponent prior to any public exhibition of the Planning Proposal. This will likely require some land take on the northern boundary of the site but will not impact the existing structures on site. Should a Planning Agreement be required to deliver the additional lane, it would be undertaken at State level as James Ruse Drive is not a Council owned and managed road.

4.3.2. What are the views of State and Commonwealth public authorities consulted in accordance with the gateway determination?

Consultation with the State and Commonwealth public authorities will be undertaken once the gateway determination has been issued.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

PART 4 – MAPPING

This section contains the mapping for this planning proposal in accordance with the DP&E's guidelines on LEPs and Planning Proposals. **Existing controls**

This section illustrates the current *Hills LEP 2012* controls which apply to the site.

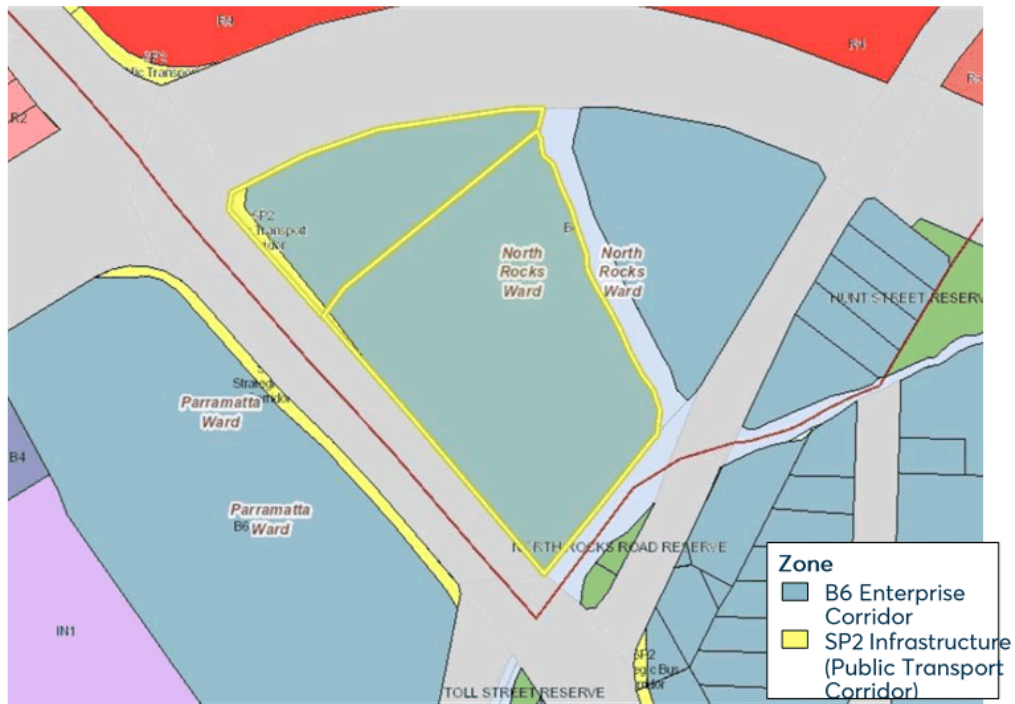


Figure 7 – Existing zoning extracted from *Parramatta (former The Hills) LEP 2012 Land Zoning Map*

Figure 7 illustrates the existing B6 Enterprise Corridor Zone and SP2 Infrastructure Zone.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

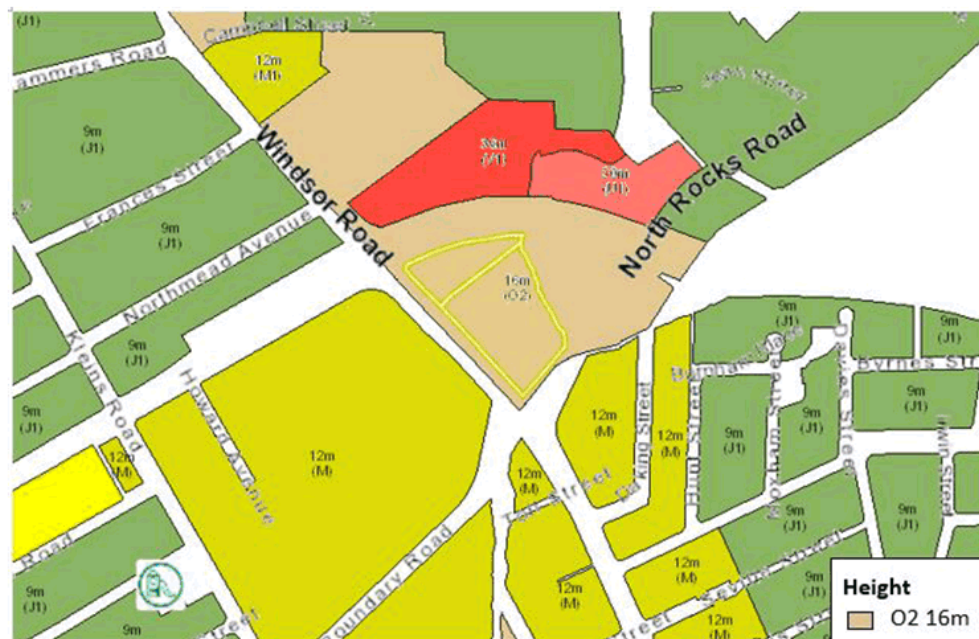


Figure 8 – Existing building heights extracted from the Parramatta (former The Hills) LEP 2012 Height of Buildings Map

Figure 8 illustrates the existing building height of 16 metres.

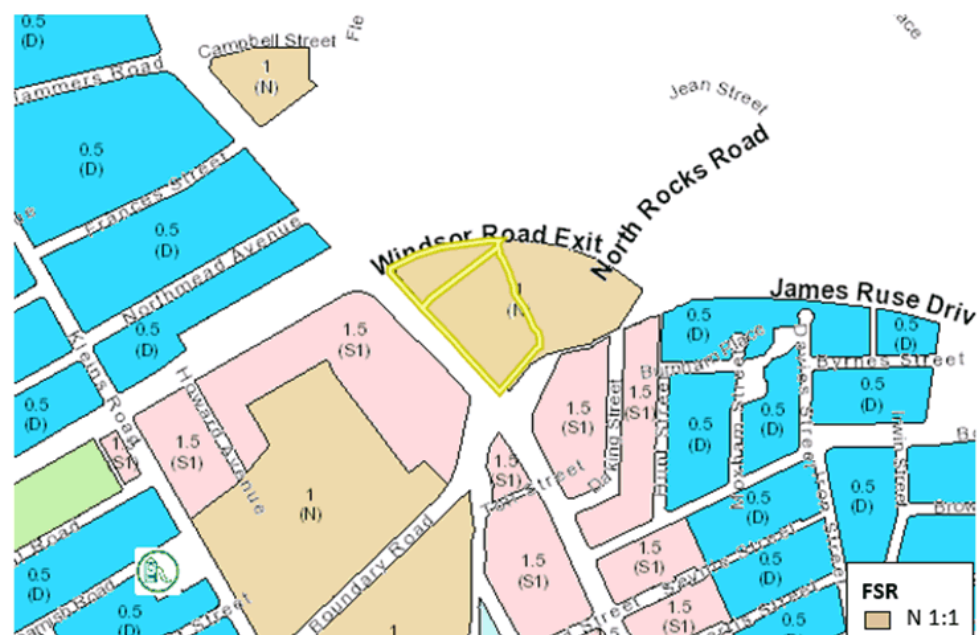


Figure 9 – Existing floor space ratio extracted from the Parramatta (former The Hills) LEP 2012 Floor Space Ratio Map

Figure 9 illustrates the existing FSR of 1:1.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks



Figure 10 – Existing heritage items extracted from the *Parramatta (former The Hills) LEP 2012* Heritage Map

Figure 10 above illustrates Item 23 – Stone Bridge Approaches and Foundation Plaque, Sydney Woollen Mills

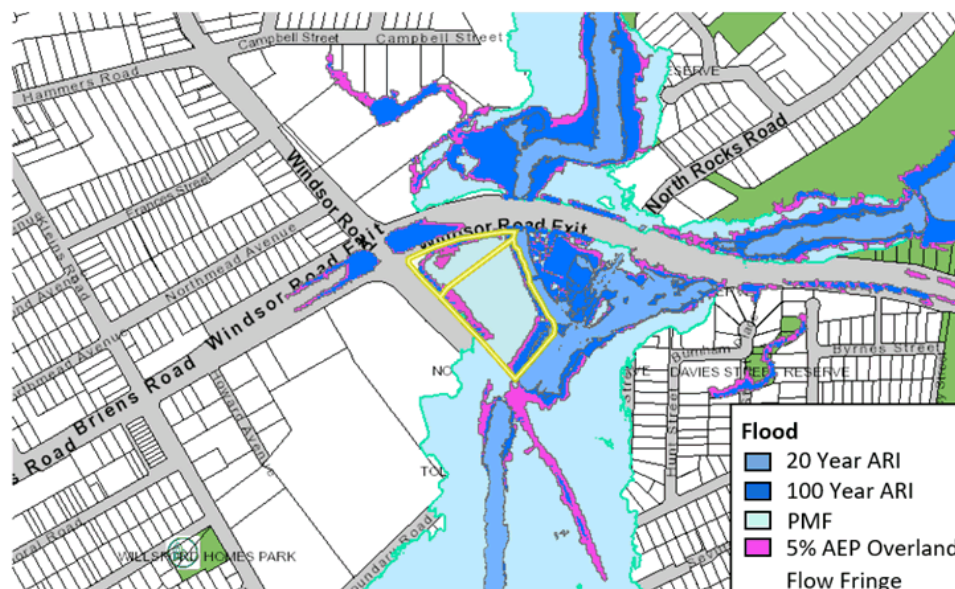


Figure 11 – Existing flooding extent extracted from the *Parramatta (former The Hills) LEP 2012* 5/20/100 Year ARI and PMF Flooding Map

Figure 11 above illustrates the flooding extent in the vicinity of the site.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

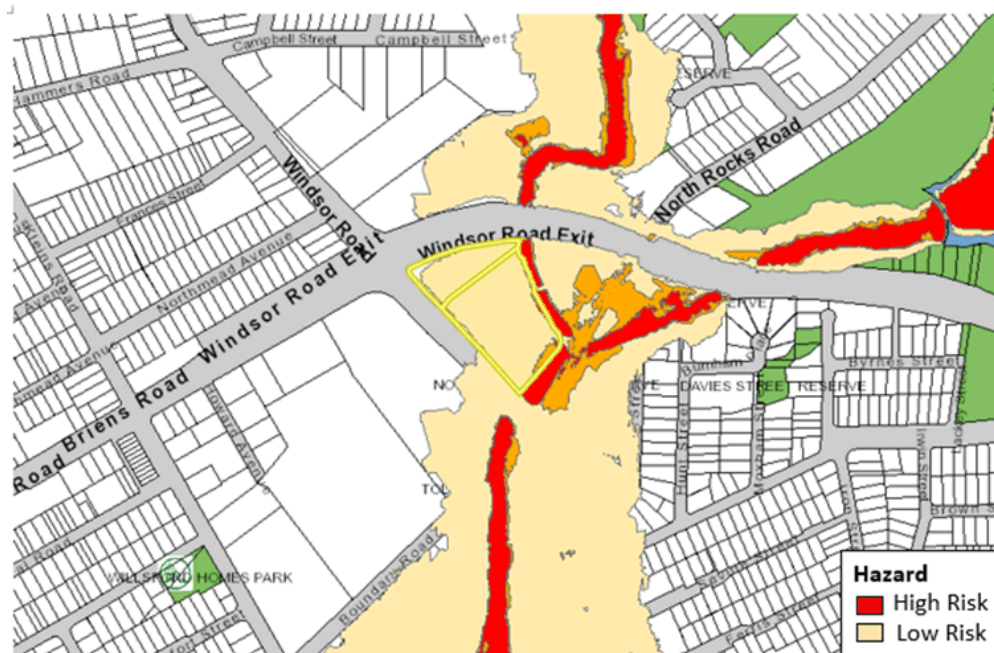


Figure 12 – Existing flooding extant extracted from the *Parramatta (former The Hills) LEP 2012 Flood Hazard Map*

Figure 12 above illustrates the flooding extant in the vicinity of the site.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

4.2 Proposed controls

No changes to the zoning, height, and FSR controls are proposed as a part of this Planning Proposal. The proposal is seeking to amend Schedule 1 of the Parramatta (former The Hills) Local Environmental Plan 2012 by adding retail premises as an additional permitted use (limited to a maximum of 3,800m²) to facilitate a Woolworths supermarket and a liquor store.

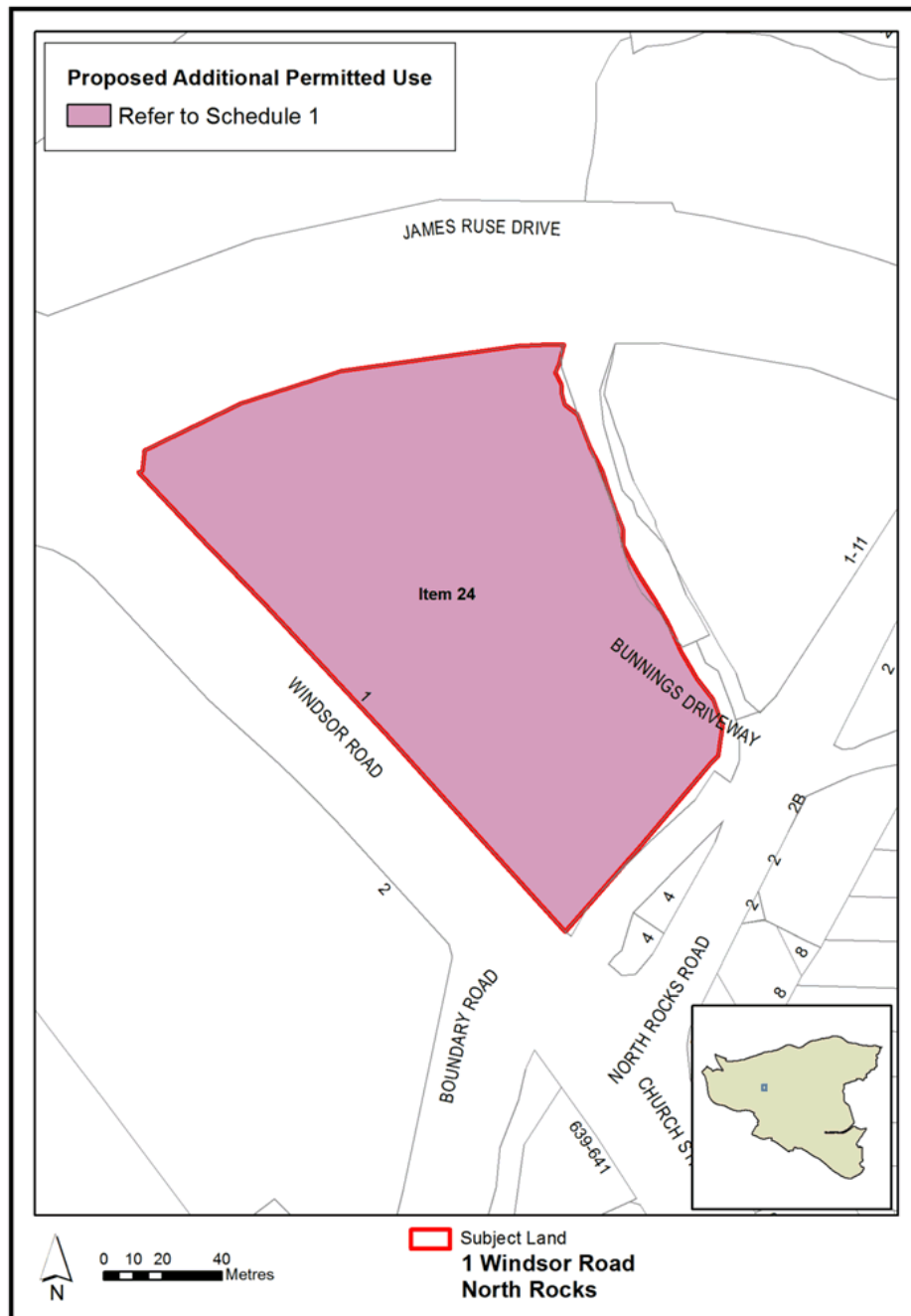


Figure 13 – Proposed amendment to the Parramatta (former The Hills) Local Environmental Plan 2012 Additional Permitted Use Map

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Figure 13 above illustrates the proposed additional permitted use to permit 'retail premises' (limited to a maximum of 3,800m²) to facilitate a Woolworths supermarket and a liquor store.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

PART 5 – COMMUNITY CONSULTATION

The planning proposal (as revised to comply with the Gateway determination) is to be publicly available for community consultation.

Public exhibition is likely to include:

- newspaper advertisement;
- display on the Council's web-site; and
- written notification to adjoining landowners.

The gateway determination will specify the level of public consultation that must be undertaken in relation to the planning proposal including those with government agencies.

Consistent with sections 3.34(4) and 3.34(8) of the *EP&A Act 1979*, where community consultation is required, an instrument cannot be made unless the community has been given an opportunity to make submissions and the submissions have been considered.

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

PART 6 – PROJECT TIMELINE

Once the planning proposal has been referred to the Minister for review of the Gateway Determination and received a Gateway determination, the anticipated project timeline will be further refined, including at each major milestone throughout the planning proposal's process.

Table 7 below outlines the anticipated timeframe for the completion of the planning proposal.

Table 7 – Anticipated timeframe to planning proposal process

MILESTONE	ANTICIPATED TIMEFRAME
Report to LPP on the assessment of the PP	16 June 2020
Report to Council on the assessment of the PP	27 July 2020
Referral to Minister for review of Gateway determination	August 2020
Date of issue of the Gateway determination	November 2020
Commencement and completion dates for public exhibition period	August/September 2021
Commencement and completion dates for government agency notification	August/September 2021
Consideration of submissions	October 2021
Consideration of planning proposal post exhibition and associated report to Council	November 2021
Submission to the Department to finalise the LEP	November/ December 2021
Notification of instrument	December 2021

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Appendix 1 – [Traffic Review]

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Appendix 2 – [Economic Impact Assessment]

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Appendix 3 – [Heritage Impact Assessment]

PLANNING PROPOSAL – 1 Windsor Road, North Rocks

Appendix 4 – [Overland Flow Report]



Planning,
Industry &
Environment

Gateway Determination

Planning proposal (Department Ref: PP_2020_COPAR_009_00): to amend Schedule 1 of the Parramatta (former The Hills) Local Environmental Plan (LEP) 2012 by adding 'retail premises' as an additional permitted use (limited to a maximum of 3,800m²) to facilitate a supermarket and liquor store at 1 Windsor Road, North Rocks.

I, the Executive Director, Central River City and Western Parkland City at the Department of Planning, Industry and Environment, as delegate of the Minister for Planning and Public Spaces, have determined under section 3.34(2) of the *Environmental Planning and Assessment Act 1979* (the Act) that an amendment to the Parramatta (former The Hills) Local Environmental Plan (LEP) 2012 to facilitate a supermarket and liquor store should proceed subject to the following conditions:

1. Prior to public exhibition, Council is to consult with Caltex seeking their comments and update the planning proposal, if required.
2. Prior to public exhibition, Council is to amend the planning proposal to:
 - (a) update the Explanation of Provisions to require that 'retail premises' may only be permitted as an additional permitted use in conjunction with an existing permissible use under the B6 Enterprise Corridor zone;
 - (b) include a proposed Additional Permitted Use map; and
 - (c) update the response and justification in relation to Section 9.1 Directions 1.1 Business and Industrial Zones, 2.6 Remediation of Contaminated Land, 4.1 Acid Sulfate Soils, 6.2 Reserving Land for a Public Purpose, 6.3 Site Specific Provisions.
3. Public exhibition is required under section 3.34(2)(c) and schedule 1 clause 4 of the Act as follows:
 - (a) the planning proposal must be made publicly available for a minimum of **28 days**; and
 - (b) the planning proposal authority must comply with the notice requirements for public exhibition of planning proposals and the specifications for material that must be made publicly available along with planning proposals as identified in section 6.5.2 of *A guide to preparing local environmental plans* (Department of Planning and Environment, 2018).

4. Consultation is required with the following public authorities/organisations under section 3.34(2)(d) of the Act and/or to comply with the requirements of relevant section 9.1 Directions:

- NSW Heritage;
- NSW State Emergency Services; and
- Transport for NSW.

Each public authority/organisation is to be provided with a copy of the planning proposal and any relevant supporting material and given at least 21 days to comment on the proposal.

5. A public hearing is not required to be held into the matter by any person or body under section 3.34(2)(e) of the Act. This does not discharge Council from any obligation it may otherwise have to conduct a public hearing (for example, in response to a submission or if reclassifying land).
6. The planning proposal authority is authorised as the local plan-making authority to exercise the functions under section 3.36(2) of the Act subject to the following:
- (a) the planning proposal authority has satisfied all the conditions of the Gateway determination;
 - (b) the planning proposal is consistent with section 9.1 Directions or the Secretary has agreed that any inconsistencies are justified; and
 - (c) there are no outstanding written objections from public authorities.
7. The time frame for completing the LEP is to be **12 months** following the date of the Gateway determination.

Dated 3rd day of November 2020.



Catherine Van Laeren
Executive Director, Central River City
and Western Parkland City
Greater Sydney, Place and
Infrastructure
Department of Planning, Industry and
Environment

Delegate of the Minister for Planning
and Public Spaces

PP_2020_COPAR_009_00 (IRF20/4720)

NOTICES OF MOTION

09 AUGUST 2021

18.1	NOTICE OF MOTION: Moving Art in the Parramatta Local Government Area	
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NOTICE OF MOTION

ITEM NUMBER 18.1
SUBJECT NOTICE OF MOTION: Moving Art in the Parramatta Local Government Area
REFERENCE F2021/00521 - D08158300
FROM Councillor Wilson

MOTION

That Council prepare a report examining the installation and moving of artwork and examine if contractual arrangements can be made so that if Council decides to move the bus or any other artwork, Council is not charged again.

BACKGROUND

1. If Council moves the fountain in Centenary Square, Council will have to make a further payment to the artist. From memory, the Council paid an exceptionally large amount for the original artwork.
2. The assessment of art is always according to the taste of the viewer. The fact remains however that Councils are always refreshing and renewing their public spaces. The general public expects that once their Council pays for something Council is not expected to pay for it again.
3. Though many people have a positive view of the proposed artwork, regardless of its merit we are now putting in a view blocking an upturn bus at the end of Parramatta Square.

Andrew Wilson
Councillor

EXECUTIVE DIRECTOR, CORPORATE SERVICES RESPONSE

4. A written staff response will be provided to Councillors in a supplementary agenda prior to the Council Meeting.

FINANCIAL AND RESOURCE IMPLICATIONS

5. A written staff response will be provided to Councillors in a supplementary agenda prior to the Council Meeting.

Andrew Wilson
Councillor Wilson

Jon Greig
Executive Director Community Services

Brett Newman
Chief Executive Officer

ATTACHMENTS:

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QUESTIONS WITH NOTICE

09 AUGUST 2021

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QUESTIONS WITH NOTICE

ITEM NUMBER 19.1
SUBJECT QUESTION WITH NOTICE: Powerhouse Museum
REFERENCE F2021/00521 - D08162958
FROM Councillor Davis

At the meeting of 30 November 2020, Council supported the proposal from the Museum of Applied Arts and Sciences for a Community Information Centre to temporarily activate Council's Parramatta Square Retail 6 tenancy and adjoining public domain under a license agreement for a period of 6 months.

QUESTION

1. What date was the licence agreement and associated documents signed in connection to this matter?
2. When does the licence agreement expire?
3. How much money has the Museum of Applied Arts and Sciences paid the City of Parramatta for this 6-month lease?
4. Has the Museum of Applied Arts and Sciences approached Council to extend this lease?

Donna Davis
Councillor

EXECUTIVE DIRECTOR, PROPERTY & PLACE RESPONSE

1. A written staff response will be provided in a supplementary agenda to be distributed to Councillors prior to the meeting.

Donna Davis
Councillor Davis

Bryan Hynes
Executive Director Property & Place

Brett Newman
Chief Executive Officer

ATTACHMENTS:

There are no attachments for this report.

QUESTIONS WITH NOTICE

ITEM NUMBER	19.2
SUBJECT	QUESTION WITH NOTICE: Willow Grove
REFERENCE	F2021/00521 - D08162969
FROM	Councillor Davis

In relation to the Powerhouse Parramatta Response to Submissions, at the 9 November 2020 Council meeting it was resolved:

- (c) *That Council note the Response does not include sufficient information on the method of relocation, future location or the impact of the heritage significance of Willow Grove to allow for an assessment of the proposed relocation.*
- (d) *That, if the Proponent's final submission proposes to relocate Willow Grove, then Council conditionally support the relocation of Willow Grove, rather than its demolition, subject to an assessment of the method of relocation, future location and the impact of the heritage significance of Willow Grove.*

QUESTION

1. Has Council received and reviewed any correspondence relating to the deconstruction of Willow Grove including a detailed Relocation Framework and Methodology Plan (RFMP) for the site selection, deconstruction, and relocation of Willow Grove?
2. If Council has received any correspondence from or engaged in any discussions with Infrastructure NSW and the NSW Government about the storage site for Willow Grove what, if anything, has been discussed/resolved to this point?
3. If Council has received any correspondence from or engaged in any discussions with Infrastructure NSW and the NSW Government about site selection for the relocation of Willow Grove what, if anything, has been discussed/resolved to this point?
4. If Council has received any correspondence from or engaged in any discussions with Infrastructure NSW and the NSW Government about the proposed adaptive reuse of St George's Terrace what, if anything, has been discussed/resolved to this point?

Donna Davis
Councillor

EXECUTIVE DIRECTOR, PLANNING & DESIGN RESPONSE

1. A written staff response will be provided in a supplementary agenda to be distributed to Councillors prior to the meeting.

Donna Davis
Councillor Davis

David Birds

Acting Executive Director, City Planning & Design

Brett Newman

Chief Executive Officer

ATTACHMENTS:

There are no attachments for this report.

QUESTIONS WITH NOTICE

ITEM NUMBER 19.3
SUBJECT QUESTION WITH NOTICE: Industrial Relations
REFERENCE F2021/00521 - D08162974
FROM Councillor Davis

QUESTION

Broken down by year (ie, 2020, 2021):

1. Have any City of Parramatta staff been stood down under the Splinter Award, and for how long?
2. How many casual staff were stood down? Of these casual staff, how many were employed via labour hire?

Donna Davis
Councillor

EXECUTIVE DIRECTOR, CORPORATE SERVICES RESPONSE

1. A written staff response will be provided in a supplementary agenda to be distributed to Councillors prior to the meeting.

Donna Davis
Councillor Davis

Michael Tzimoulas
Executive Director Corporate Services

Brett Newman
Chief Executive Officer

ATTACHMENTS:

There are no attachments for this report.

QUESTIONS WITH NOTICE

ITEM NUMBER 19.4
SUBJECT QUESTION WITH NOTICE: Delegations
REFERENCE F2021/00521 - D08161200
FROM Councillor Wilson

QUESTION

1. Where would the CEO anticipate needing to have delegated authority in excess of \$250k?
2. Why can't Councillors have a list of projects you expected to approve and show the expected value?
3. What possible emergency could occur to negate the need for Council to consider the expenditure?

Andrew Wilson
Councillor

EXECUTIVE DIRECTOR CORPORATE SERVICES RESPONSE

1. A written staff response will be provided in a supplementary agenda to be distributed to Councillors prior to the meeting.

Andrew Wilson
Councillor Wilson

Michael Tzimoulas
Executive Director Corporate Services

Brett Newman
Chief Executive Officer

ATTACHMENTS:

QUESTIONS WITH NOTICE

ITEM NUMBER 19.5
SUBJECT QUESTION WITH NOTICE: Questions Taken on Notice from Council Meeting - 26 July 2021
REFERENCE F2021/00521 - D08162287
FROM Governance Manager

QUESTIONS TAKEN ON NOTICE FROM THE COUNCIL MEETING OF 26 JULY 2021

Item	Subject	Councillor	Question
12.1	Investment Report for June 2021	Bradley	<p>1. In reference to Council 26 July 2021 Item 12.1, pages 36, 43-44, & 47-48, why do we have (in round \$ figures) only \$719,000 invested in top S&P rated AAA Suncorp Covered ADI, only \$6.6m in A+ high rated Credit Suisse AG, only \$2.5m in A+ Suncorp, \$6.3m in A+ rated UBS AG, only \$1.0m in A rated Bank China (all fossil fuel free highly rated ADIs - for a total \$17.1m), when we have \$51.2m in much lower BBB+ rated higher risk BoQ and \$25.1m in even lower BBB rated AMP Bank (both fossil fuel exposed, lower rated higher risk ADIs totalling \$76.3m!)?</p> <p>Please provide a copy of the questions asked of Council's investment consultants in respect of the Fossil Fuel related investments.</p> <p>2. Why also as page 36 says "the highest rates amongst the A rated ADIs was yielding between 0.70% – 1.50% per annum" and "the highest deposit rates amongst the BBB and unrated ADIs was yielding [lower] between 0.40% and 1.10% p.a."?</p> <p>NOTE: Council's primary Investment policy objective is to preserve capital of low risk whilst maximising its returns.</p> <p>3. In the item 12.1 Investment Report there is a section on Fossil Fuel Investments which formed the basis of the Executive Director Corporate Services' Response to my item 18.1 Notice of Motion on Smart Progressive Divestment from Fossil Fuel Investing Financial Institutions.</p> <p>Could Council please be provided with the questions that were asked of Council's investment advisers to provide the basis of the Executive Director's Response to my Notice of Motion and the related section of the Item 12.1 Investment Report?</p>

BACKGROUND

- Paragraph 9.23 of Council's Code of Meeting Practice states:

“Where a councillor or council employee to whom a question is put is unable to respond to the question at the meeting at which it is put, they may take it on notice and report the response to the next meeting of the Council.”

STAFF RESPONSE

2. Staff responses to the questions taken on notice at the Council Meeting of 26 July 2021 are provided below:

Item	Subject	Councillor	Question	Response	Executive Director
12.1	Investment Report for June 2021	Bradley	<p>1. In reference to Council 26 July 2021 Item 12.1, pages 36, 43-44, & 47-48, why do we have (in round \$ figures) only \$719,000 invested in top S&P rated AAA Suncorp Covered ADI, only \$6.6m in A+ high rated Credit Suisse AG, only \$2.5m in A+ Suncorp, \$6.3m in A+ rated UBS AG, only \$1.0m in A rated Bank China (all fossil fuel free highly rated ADIs - for a total \$17.1m), when we have \$51.2m in much lower BBB+ rated higher risk BoQ and \$25.1m in even lower BBB rated AMP Bank (both fossil fuel exposed, lower rated higher risk ADIs totalling \$76.3m!)? Please provide a copy of the questions asked of Council's investment consultants in respect of the Fossil Fuel related investments.</p> <p>2. Why also as page 36 says “the highest rates amongst the A rated ADIs was yielding between 0.70% – 1.50% per annum” and “the highest deposit rates amongst the BBB and unrated ADIs was yielding [lower] between 0.40% and 1.10% p.a.”?</p> <p>NOTE: Council's primary Investment policy objective is to preserve capital of low</p>	A written staff response will be included in a supplementary agenda to be circulated to Councillors prior to the meeting.	Executive Director, Corporate Services

			<p>risk whilst maximising its returns.</p> <p>3. In the item 12.1 Investment Report there is a section on Fossil Fuel Investments which formed the basis of the Executive Director Corporate Services' Response to my item 18.1 Notice of Motion on Smart Progressive Divestment from Fossil Fuel Investing Financial Institutions. Could Council please be provided with the questions that were asked of Council's investment advisers to provide the basis of the Executive Director's Response to my Notice of Motion and the related section of the Item 12.1 Investment Report?</p>		
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Patricia Krzeminski
Governance Manager

Michael Tzimoulas
Executive Director Corporate Services

Brett Newman
Chief Executive Officer

ATTACHMENTS: