

BUSINESS PAPER



His Worship the Mayor, Councillor Todd Carney joined Member for Penrith, Councillor Karen McKeown OAM and Penrith City Council's General Manager, Andrew Moore for the opening of City Park. Located on the corner of Henry and Station Streets in the Penrith City Centre, the 7,000 sqm site has been transformed into a thriving green space with a central lawn, a 78-metre sunken rain garden, amenities building with green roof, trees which will grow over time to provide natural shade, four pergolas, seating and public artwork. City Park was funded by Penrith City Council and the NSW Government.

Ordinary Meeting 29 January 2024

24 January 2024

Dear Councillor,

In pursuance of the provisions of the Local Government Act, 1993 and the Regulations thereunder, notice is hereby given that an **ORDINARY MEETING** of Penrith City Council is to be held remotely using audio visual links, audio streamed and in the Council Chambers, Civic Centre, 601 High Street, Penrith on Monday 29 January 2024 at 7:00PM.

Attention is directed to the statement accompanying this notice of the business proposed to be transacted at the meeting.

Yours faithfully

Andrew Moore
General Manager

BUSINESS

1. LEAVE OF ABSENCE

2. APOLOGIES

3. CONFIRMATION OF MINUTES

Ordinary Meeting - 11 December 2023.

4. DECLARATIONS OF INTEREST

Pecuniary Interest (The Act requires Councillors who declare a pecuniary interest in an item to leave the meeting during discussion of that item)

Non-Pecuniary Conflict of Interest – Significant and Less than Significant
(The Code of Conduct requires Councillors who declare a significant non-pecuniary conflict of interest in an item to leave the meeting during discussion of that item)

5. ADDRESSING COUNCIL

6. MAYORAL MINUTES

*In Memory of Citizens of the Community.
Australia Day Honours 2024.*

7. NOTICES OF MOTION TO RESCIND A RESOLUTION

8. NOTICES OF MOTION AND QUESTIONS ON NOTICE

9. ADOPTION OF REPORTS AND RECOMMENDATION OF COMMITTEES

*Heritage Advisory Committee Meeting - 13 December 2023.
Access Committee Meeting - 13 December 2023.*

10. DELIVERY PROGRAM REPORTS

11. URGENT BUSINESS

12. COMMITTEE OF THE WHOLE

ORDINARY MEETING
MONDAY 29 JANUARY 2024
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REPORT AND RECOMMENDATIONS OF COMMITTEES

DELIVERY PROGRAM REPORTS

ADVANCE AUSTRALIA FAIR

**Australians all let us rejoice,
For we are one and free;
We've golden soil and wealth for toil;
Our home is girt by sea;
Our land abounds in nature's gifts
Of beauty rich and rare;
In history's page, let every stage
Advance Australia Fair.**

**In joyful strains then let us sing,
Advance Australia Fair.**

WEBCASTING NOTICE

Please note that tonight's meeting other than the confidential sessions are being recorded and will be placed on Council's website. All in attendance should refrain from making defamatory statements. Council takes all care when maintaining privacy, however members of the public gallery and those addressing Council should be aware that you may be recorded.



Statement of Recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage

Council values the unique status of Aboriginal people as the original owners and custodians of lands and waters, including the land and waters of Penrith City.

Council values the unique status of Torres Strait Islander people as the original owners and custodians of the Torres Strait Islands and surrounding waters.

We work together for a united Australia and City that respects this land of ours, that values the diversity of Aboriginal and Torres Strait Islander cultural heritage, and provides justice and equity for all.



PRAYER

“Sovereign God, tonight as we gather together as a Council we affirm that you are the giver and sustainer of life. We come together as representatives of our community to make decisions that will benefit this city and the people within it.

We come not in a spirit of competition, not as adversaries, but as colleagues. Help us to treat each other with respect, with dignity, with interest and with honesty. Help us not just to hear the words we say, but also to hear each others hearts. We seek to be wise in all that we say and do.

As we meet, our concern is for this city. Grant us wisdom, courage and strength.

Lord, help us. We pray this in the name of Jesus Christ our Lord. Amen.”



Council Chambers
Seating Arrangements

Public Gallery

For members of the
public addressing
the meeting

Lectern

Directors

Media

- Clr Mark Davies**
South Ward
- Clr Mark Rusev**
South Ward
- Clr Bernard Bratusa**
East Ward
- Clr Glenn Gardiner**
North Ward
- Clr Ross Fowler OAM**
North Ward
- Clr Marlene Shipley**
East Ward
- Clr Tricia Hitchen**
East Ward
- Clr Jonathan Pullen**
North Ward
- Clr Sue Day**
South Ward
- Clr Kevin Crameri OAM**
North Ward
- Clr John Thain**
North Ward
- Clr Robin Cook**
East Ward
- Clr Karen McKeown OAM**
South Ward

Managers

**General
Manager**
Andrew Moore

**His Worship
the Mayor**
Councillor Todd
Carney

**Governance
Manager**
Adam Beggs

Minute Clerk

Directors

Oath of Office

I swear that I will undertake the duties of the office of Councillor in the best interests of the people of Penrith and the Penrith City Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

Affirmation of Office

I solemnly and sincerely declare and affirm that I will undertake the duties of the office of Councillor in the best interests of the people of Penrith and the Penrith City Council and that I will faithfully and impartially carry out the functions, powers, authorities and discretions vested in me under the Local Government Act 1993 or any other Act to the best of my ability and judgment.

2024 MEETING CALENDAR

January 2024 - December 2024

(proposed to be adopted by Council – 20 November 2023)

	TIME	JAN	FEB	MAR	APRIL	MAY	JUNE	JULY	AUG	SEPT	OCT	NOV	DEC
		Mon	Mon	Mon	Mon	Mon	Mon	Mon	Mon	Mon	Mon	Mon	Mon
Ordinary Council Meeting	7:00pm	29	26@	25	29 -	27 #	24*	22	26@	30^	28✓	25∞#+	9
Policy Review Committee	7:00pm		12		8		3		12		14		2

- Meeting at which the draft corporate planning documents (Delivery Program and Operational Plan) are endorsed for exhibition
 - * Meeting at which the draft corporate planning documents (Delivery Program and Operational Plan) are adopted
 - # Meetings at which the Operational Plan quarterly reviews (March and September) are presented
 - @ Meetings at which the Delivery Program progress reports (including the Operational Plan quarterly reviews for December and June) are presented
 - ^ Election of Mayor and/or Deputy Mayor
 - ✓ Meeting at which the 2023-24 Annual Statements are presented
 - ∞ Meeting at which any comments on the 2023-24 Annual Statements are adopted
 - + Meeting at which the Annual Report is presented
 - > Briefing to consider Budget, draft fees & charges and corporate document
-
- Extraordinary Meetings are held as required.
 - Members of the public are invited to observe meetings of the Council (Ordinary and Policy Review Committee, Councillor Briefings are confidential sessions). Should you wish to address Council, please contact Governance Manager, Adam Beggs on 4732 7597.

**UNCONFIRMED MINUTES
OF THE ORDINARY MEETING OF PENRITH CITY COUNCIL HELD REMOTELY USING
AUDIO VISUAL LINKS, AUDIO STREAMED ON THE COUNCIL WEBSITE
AND IN THE COUNCIL CHAMBERS
ON MONDAY 11 DECEMBER 2023 AT 7:00PM**

NATIONAL ANTHEM

The meeting opened with the National Anthem.

WEBCASTING STATEMENT

His Worship the Mayor, Councillor Todd Carney read a statement advising that Council Meetings are recorded and webcast.

STATEMENT OF RECOGNITION

His Worship the Mayor, Councillor Todd Carney read a statement of recognition of Penrith City's Aboriginal and Torres Strait Islander Cultural Heritage.

PRAYER

The Council Prayer was read by Rev Christine Bayliss-Kelly.

PRESENT

His Worship the Mayor, Councillor Todd Carney, Deputy Mayor, Councillor Mark Davies and Councillors Bernard Bratusa, Kevin Crameri OAM, Ross Fowler OAM, Glenn Gardiner, Karen McKeown OAM, Jonathan Pullen, Mark Rusev and Marlene Shipley.

PRESENT – ATTENDED REMOTELY

Councillors Robin Cook, Sue Day, Tricia Hitchen and John Thain.

APOLOGIES

371 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Kevin Crameri OAM that the apologies received from Councillor Karen McKeown OAM be accepted.

CONFIRMATION OF MINUTES - Ordinary Meeting - 20 November 2023

372 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Glenn Gardiner that the minutes of the Ordinary Meeting of 20 November 2023 be confirmed.

CONFIRMATION OF MINUTES - Ordinary Meeting - 4 December 2023

373 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Glenn Gardiner that the minutes of the Ordinary Meeting of 4 December 2023 be confirmed.

DECLARATIONS OF INTEREST

There were no declarations of interest.

MAYORAL MINUTES

1 Milestones for the City's emergency services

374 RESOLVED on the MOTION of Councillor Todd Carney seconded Councillor Mark

Davies that the Mayoral Minute on Milestones for the City's emergency services be received.

2 Starting conversations about DV to drive change

Councillor Ross Fowler OAM spoke in support of the Mayoral Minute.

375 RESOLVED on the MOTION of Councillor Todd Carney seconded Councillor Mark Davies that the Mayoral Minute on Starting conversations about DV to drive change be received.

3 Pink Up Penrith raises life-changing funds

376 RESOLVED on the MOTION of Councillor Todd Carney seconded Councillor Mark Davies that the Mayoral Minute on Pink Up Penrith raises life-changing funds be received.

NOTICES OF MOTION

1 Council Responses

377 RESOLVED on the MOTION Councillor Kevin Crameri OAM seconded Jonathan Pullen that council respond to all requests. Interviews inspections etc in writing or email in a clear concise and timely manner.

On being put to the meeting the MOTION was LOST.

REPORTS OF COMMITTEES

1 Report and Recommendations of the Resilience Committee Meeting held on 29 November 2023

378 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Mark Davies that the recommendations contained in the Report and Recommendations of the Resilience Committee meeting held on 29 November, 2023 be adopted.

2 Report and Recommendations of the Local Traffic Committee Meeting held on 4 December 2023

379 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Marlene Shipley that the recommendations contained in the Report and Recommendations of the Local Traffic Committee meeting held on 4 December, 2023 be adopted.

3 Report and Recommendations of the Policy Review Committee Meeting held on 4 December 2023

380 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Jonathan Pullen that the recommendations contained in the Report and Recommendations of the Policy Review Committee meeting held on 4 December, 2023 be adopted.

DELIVERY PROGRAM REPORTS

OUTCOME 2 - WE ARE WELCOMING, HEALTHY, HAPPY AND CONNECTED

1 Request for Major Event Sponsorship - New South Wales Basketball Association Incorporated

381 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Bernard Bratusa

That:

1. The information contained in the report on Request for Major Event Sponsorship - New South Wales Basketball Association Incorporated be received.
2. Council provide sponsorship of \$12,500 (ex GST) in support of the 2024 Spalding Waratah Junior League Finals & U12 State Championships, consisting of \$10,000 (exc. GST) to the New South Wales Basketball Association Incorporated (t/a Basketball NSW) and \$2,500 (exc. GST) to Sports Marketing Australia Pty Ltd.

2 Endorsement of the Penrith Community Safety Plan 2023-2027

382 RESOLVED on the MOTION of Councillor Marlene Shipley seconded Councillor Jonathan Pullen

That:

1. The information contained in the report on Endorsement of the Penrith Community Safety Plan 2023-2027 be received.
2. Council endorses the Community Safety Plan 2023 – 2027.
3. Council submits the Community Safety Plan 2023 - 2027 to the New South Wales Department of Communities and Justice seeking endorsement.

OUTCOME 3 - WE PLAN AND SHAPE OUR GROWING CITY

3 Fire Safety Update

383 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Glenn Gardiner

That:

1. The information contained in the report on Fire Safety Update be received.
2. Council investigate the use of the premises to ensure that the building classification nominated on the CDC approval providing consent for the building meets the current use and resident's needs.
3. Upon determining the building classification, Fire and Rescue NSW be advised of Council's decision and any further action warranted.
4. Council continue to monitor the premises as part of its Fire Safety Program.

5 Compliance and Enforcement Policy

384 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Glenn Gardiner

That:

1. The information contained in the report on Compliance and Enforcement Policy be received.
2. Council endorses the updated Compliance and Enforcement Policy.

6 Manufactured home estates, caravan parks and camping ground planning amendments

385 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Glenn Gardiner

That:

1. The information contained in the report on Manufactured home estates, caravan parks and camping ground planning amendments be received.
2. The submission provided as Appendix 1 to this report, be endorsed and submitted to the Department of Planning for their consideration.

4 Amendments to the Orchard Hills North, Glenmore Park Stage 2 and Glenmore Park Stage 3 Development Control Plan

386 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Bernard Bratusa

That:

1. The information contained in the report on Amendments to the Orchard Hills North, Glenmore Park Stage 2 and Glenmore Park Stage 3 Development Control Plan be received.
2. The draft amendment to the Orchard Hills North, Glenmore Park Stage 2 and Glenmore Park Stage 3 chapters of the Penrith Development Control Plan 2014 (separately enclosed) be placed on public exhibition and relevant stakeholders notified.
3. The General Manager is granted delegation to make any necessary changes to the draft amendments to the Orchard Hills North, Glenmore Park Stage 2, and Glenmore Park Stage 3 chapters of the Penrith Development Control Plan 2014 (separately enclosed), consistent with existing policy outcomes prior to public exhibition.
4. The draft amendment to the Orchard Hills North, Glenmore Park Stage 2 and Glenmore Park Stage 3 chapters of the Penrith Development Control Plan 2014 (separately enclosed) be publicly exhibited, in accordance with the relevant provisions of the Environmental Planning and Assessment Act, 1979 and associated Regulations and Council's Community Participation Plan.
5. A further report be presented to Council following the public exhibition.

In accordance with Section 375A of the Local Government Act 1993, a DIVISION was then called with the following result:

For

Against

Councillor Tricia Hitchen

Councillor Todd Carney
Councillor Robin Cook
Councillor John Thain
Councillor Kevin Crameri OAM
Councillor Sue Day
Councillor Jonathan Pullen
Councillor Marlene Shipley
Councillor Glenn Gardiner
Councillor Mark Rusev
Councillor Mark Davies
Councillor Bernard Bratusa
Councillor Ross Fowler OAM

OUTCOME 4 - WE MANAGE AND IMPROVE OUR BUILT ENVIRONMENT

7 RFT 23/24-002 Erskine Park Urban Reinvestment Project

387 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Marlene Shipley

That:

1. The information contained in the report on RFT 23/24-002 Erskine Park Urban Reinvestment Project be received.
2. Council decline to accept any tenders received for RFT 23/24-002 Erskine Park Urban Reinvestment Project.
3. Council does not call for fresh tenders. Fresh tenders are not likely to present a more advantageous result to Council.
4. The General Manager be authorised to negotiate with nominated civil construction and project management companies Ally Civil Pty Ltd, KK Civil Pty Ltd, Mack Civil Pty Ltd and Masport Civil Pty Ltd.
5. The General Manager be authorised to sign all necessary legal documents in relation to this matter.
6. The outcome of the negotiation be subject of a future report to Council for adoption.

OUTCOME 5 - WE HAVE OPEN AND COLLABORATIVE LEADERSHIP

8 Code of Conduct - Report on Complaints Statistics

388 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Glenn Gardiner

That:

1. The information contained in the report on Code of Conduct - Report on Complaints Statistics be received.
2. A copy of this report along with complaints statistics provided in accordance with 11.2 of the Model Code Procedures be forwarded to the Office of Local Government.

9 Audit, Risk and Improvement Committee

389 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Glenn Gardiner that the information contained in the report on Audit, Risk and Improvement Committee be received.

10 Summary of Investments & Banking for the period 1 November 2023 to 30 November 2023

390 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Glenn Gardiner

That:

1. The information contained in the report on Summary of Investments & Banking for the period 1 November 2023 to 30 November 2023 be received.
2. The certificate of the Responsible Accounting Officer and Summary of Investments and Performance for the period 1 November 2023 to 30 November 2023 be noted and accepted.

URGENT BUSINESS

UB 1 Nepean Potter's Society Inc

Councillor Robin Cook requested that an amount of \$5000 be donated from each ward to fund the purchase of a new kiln for the Nepean Potter's Society.

391 RESOLVED on the MOTION of Councillor Robin Cook seconded Councillor Jonathan Pullen that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Todd Carney ruled that the matter was urgent and should be dealt with at the meeting.

392 RESOLVED on the MOTION of Councillor Robin Cook seconded Councillor Jonathan Pullen that an amount of \$5000 be donated from each ward to fund the purchase of a new kiln for the Nepean Potter's Society.

UB 2 Dog Park in Thornton

Councillor John Thain requested a report be brought back to Council by February providing an update and information surrounding the works being considered for a dog park in Thornton including breaking down the elements, such as cost, shade, fencing, shade and the proposed general operation.

393 RESOLVED on the MOTION of Councillor John Thain seconded Councillor Marlene Shipley that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Todd Carney ruled that the matter was urgent and should be dealt with at the meeting.

394 RESOLVED on the MOTION of Councillor John Thain seconded Marlene Shipley that a report be brought back to Council by February providing an update and information surrounding the works being considered for a dog park in Thornton including breaking down the elements, such as shade, fencing, shade and the proposed general operation.

UB 3 Ripples

Councillor Tricia Hitchen requested that a matter be referred to Committee of the Whole as it refers to the personnel matters concerning particular individuals and discussion of the matter

in open meeting would be, on balance, contrary to the public interest.

395 RESOLVED on the MOTION of Councillor Tricia Hitchen seconded Councillor Todd Carney that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Todd Carney ruled that the matter was urgent and should be dealt with at the meeting.

396 RESOLVED on the MOTION of Councillor Tricia Hitchen seconded Councillor Todd Carney that a matter be referred to Committee of the Whole to address a Personnel Matter.

UB 4 Penrith Beach

Councillor Todd Carney requested Council call on the State Government to implement a number of facilities at Penrith Beach and that Council allocate \$100,000 from all Voted Works (shared equally) for activation programs at Penrith Beach.

397 RESOLVED on the MOTION of Councillor Todd Carney seconded Mark Davies that the matter be brought forward and dealt with as a matter of urgency.

His Worship the Mayor, Councillor Todd Carney ruled that the matter was urgent and should be dealt with at the meeting.

398 RESOLVED on the MOTION of Councillor Todd Carney seconded Mark Davies

That:

1. Council note its commitment to the opening of the Penrith Beach and call on the government to ensure long term public access to the site and to pursue the previous commitment to comprehensively master plan the broader site.
2. Council allocate up to \$100,000 from Voted Works (shared equally across the 3 wards) to a program of activation at Penrith Beach to be delivered by Western Sydney Lakes, up to scheduled closure in March 2024 and including and Australia Day activation.
3. This allocation be subject to the following:
 - a. Western Sydney Lakes ensure that all required approvals are in place from the relevant authority.
 - b. Western Sydney Lakes allocate funding of at least an equivalent amount of that being provided from Council.
4. The General Manager be granted delegation to approve the program of events, in consultation with the Mayor and Deputy Mayor.
5. Council call on the State Government to provide an adult changing facilities at Penrith Beach to ensure full accessibility for all members of our community from Day 1.

COMMITTEE OF THE WHOLE

399 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Mark Rusev that the meeting adjourn to the Committee of the Whole to deal with the following matters, the time being 7:45pm.

1 Presence of the Public

CW1 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Mark Rusev that the press and public be excluded from Committee of the Whole to deal with

the following matters:

Outcome 5

2 Council Property as Crown Land Manager - 4 Punt Road Emu Plains

This item has been referred to Committee of the Whole as the report refers to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

3 Closure of Unformed Road in Mulgoa

This item has been referred to Committee of the Whole as the report refers to 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 and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

Outcome 1

4 Draft Hawkesbury - Nepean River Flood Study- 2023 by NSW Reconstruction Authority

This item has been referred to Committee of the Whole as the report refers to information that would, if disclosed, prejudice the maintenance of law and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

Outcome 5

5 Penrith Performing and Visual Arts Ltd (PP&VA) Financial Sustainability - December 2023 report

This item has been referred to Committee of the Whole as the report refers to 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 and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

6 Organisation Structure Review

This item has been referred to Committee of the Whole as the report refers to personnel matters concerning particular individuals and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

The meeting resumed at 8:19pm and the General Manager reported that the Committee of the Whole met at 7:45pm on 11 December 2023, the following being present

His Worship the Mayor, Councillor Todd Carney, Deputy Mayor, Councillor Mark Davies and Councillors Bernard Bratusa, Robin Cook, Kevin Crameri OAM, Sue Day, Ross Fowler OAM,

Glenn Gardiner, Tricia Hitchen, Jonathan Pullen, Mark Rusev, Marlene Shipley and John Thain.

and the Committee of the Whole excluded the press and public from the meeting for the reasons set out in CW1 and that the Committee of the Whole submitted the following recommendations to Council.

CONFIDENTIAL BUSINESS

7 Ripples

400 RESOLVED on the MOTION of Councillor Tricia Hitchen seconded Councillor Todd Carney

CW7 That:

1. The information in the verbal report be received.
2. A further report be brought back to a Councillor Briefing.

2 Council Property as Crown Land Manager - 4 Punt Road Emu Plains

401 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Marlene Shipley

CW2 That:

1. The information contained in the report on Council Property as Crown Land Manager - 4 Punt Road Emu Plains be received.
2. The recommendations in the report be adopted.

3 Closure of Unformed Road in Mulgoa

402 RESOLVED on the MOTION of Councillor Kevin Crameri OAM seconded Councillor Mark Rusev

CW3 That:

1. The information contained in the report on Closure of Unformed Road in Mulgoa be received.
2. The subject road reserve parcel, as identified within the report, be permanently closed in accordance with the Roads Act 1993; vest in Penrith City Council upon closure and be classified as Operational land.
3. Council endorse the sale of the subject land to Mirvac Homes (NSW) Pty Ltd on the terms outlined in this report and agrees to enter a Contract of Sale to facilitate the transaction.
4. The Common Seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager (or his delegate) be authorised to sign all necessary legal documents in relation to this matter.

4 Draft Hawkesbury - Nepean River Flood Study- 2023 by NSW Reconstruction Authority

403 RESOLVED on the MOTION of Councillor Mark Davies seconded Councillor Jonathan Pullen

CW4 That:

1. The information contained in the report on Draft Hawkesbury - Nepean River Flood Study- 2023 by NSW Reconstruction Authority be received.
2. Council's Engineering Services Manager be authorised to finalise a submission, based on this report, to the NSW Reconstruction Authority by 15 December 2023.

5 Penrith Performing and Visual Arts Ltd (PP&VA) Financial Sustainability - December 2023 report

404 RESOLVED on the MOTION of Councillor Ross Fowler OAM seconded Councillor Jonathan Pullen

CW5 That:

1. The information contained in the report on Penrith Performing and Visual Arts Ltd (PP&VA) Financial Sustainability - December 2023 report be received.
2. The Council adopt the recommendations in the body of the report.
3. Council continues to underwrite the operations of the PP&VA up to the presentation of their 2024-25 Annual Report.

6 Organisation Structure Review

405 RESOLVED on the MOTION of Councillor Glenn Gardiner seconded Councillor Marlene Shipley

CW6 That:

1. The information contained in the report on Organisation Structure Review be received.
2. Council endorse the proposed organisational structure and timeline as provided in the Organisation Structure Review attachment.

ADOPTION OF COMMITTEE OF THE WHOLE

406 RESOLVED on the MOTION of Councillor Mark Rusev seconded Councillor Jonathan Pullen that the recommendation contained in the Committee of the Whole and shown as CW1, CW2, CW3, CW4, CW5, CW6 and CW7 be adopted.

There being no further business the Chairperson declared the meeting closed the time being 8:28pm.

PENRITH CITY COUNCIL

Procedure for Addressing Meetings

Anyone can request permission to address a meeting, providing that the number of speakers is limited to three in support of any proposal and three against.

Any request about an issue or matter on the Agenda for the meeting can be lodged with the General Manager or Public Officer up until 12 noon on the day of the meeting.

Prior to the meeting the person who has requested permission to address the meeting will need to provide the Public Officer with a written statement of the points to be covered during the address in sufficient detail so as to inform the Councillors of the substance of the address and a written copy of any questions to be asked of the Council in order that responses to those questions can be provided in due course.

In addition, prior to addressing the meeting a person addressing Council or Committee will be informed that they do not enjoy any privilege and that permission to speak may be withdrawn should they make inappropriate comments.

It should be noted that persons who wish to address the Council are addressing a formal part of the Council Meeting. All persons addressing the Meeting should give consideration to their dress attire. Smart casual is a minimum that is thought to be appropriate when addressing such a forum.

It should be noted that speakers at meetings of the Council or Committee do not have absolute privilege (parliamentary privilege). A speaker who makes any potentially offensive or defamatory remarks about any other person may render themselves open to legal action.

Prior to addressing the meeting the person will be required to sign the following statement:

"I (name) understand that the meeting I intend to address on (date) is a public meeting. I also understand that should I say or present any material that is inappropriate, I may be subject to legal action. I also acknowledge that I have been informed to obtain my own legal advice about the appropriateness of the material that I intend to present at the above mentioned meeting".

Should a person fail to sign the above statement then permission to address either the Council or Committee will not be granted.

The Public Officer or Minute Clerk will speak to those people who have requested permission to address the meeting, prior to the meeting at 6.45pm.

It is up to the Council or Committee to decide if the request to address the meeting will be granted.

Where permission is to be granted the Council or Committee, at the appropriate time, will suspend only so much of the Standing Orders to allow the address to occur.

The Chairperson will then call the person up to the lectern or speaking area.

The person addressing the meeting needs to clearly indicate:

- Their name;
- Organisation or group they are representing (if applicable);
- Details of the issue to be addressed and the item number of the report in the Business Paper;
- Whether they are opposing or supporting the issue or matter (if applicable) and the action they would like the meeting to take;
- The interest of the speaker (e.g. affected person, neighbour, applicant, applicants spokesperson, interested citizen etc).

Each person then has five minutes to make their address. Those addressing Council will be required to speak to the written statement they have submitted. Permission to address Council is not to be taken as an opportunity to refute or otherwise the points made by previous speakers on the same issue.

The Council or Committee can extend this time if they consider it appropriate, however, everyone needs to work on the basis that the address will be for five minutes only.

Councillors may have questions about the address so people are asked to remain at the lectern or in the speaking area until the Chairperson has thanked them.

When this occurs, they should then return to their seat.

Adam Beggs
Public Officer
02 4732 7597

MAYORAL MINUTES

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Mayoral Minute**In Memory of Citizens of the Community**

It is with great sadness that we reflect on some remarkable people who have recently passed, they have contributed much time, passion and energy to making our community safe and welcoming for all.

Mr Michael Kidd – Michael served as an on-call fire fighter with Fire Rescue NSW and was also a volunteer firefighter with the Londonderry Rural Fire Service. He was tragically killed during a fire at a property at Grose Vale leading up to Christmas.

Michael was awarded a National Emergency Medal and a Premier's Bushfire Citation for his efforts during the 2019-20 Black Summer fires, and then later recognised with another medal for his years of service. A keen long-distance runner, Michael was a community-minded person who made a remarkable contribution to keeping his community safe.

We extend our thoughts to his wife and children, and his colleagues at Fire rescue NSW and the Rural Fire service.

Mr Thomas Thorburn – Tom lived in St Marys for over 30 years and was an active volunteer to a range of community groups, he served as the web master of the St Marys Historical Society for 22 years, volunteered with the St Marys Spring Festival for over 20 years, and was a was a member of the St Marys Senior Citizens serving as the vice president and president.

In 2018 Tom was presented the St Marys Citizen of the Year. Our thoughts extend to his wife Norma and family.

Mr David Drozd – David, a former Penrith City Council staff member and his daughter were tragically killed in a motor vehicle accident near Lithgow prior to New Year. David joined Council in 2007 before being promoted to Traffic Engineering Coordinator in 2014, a position he held until March 2022. He was an industry leader who devoted his career to road safety and obtained significant funding for Council, including the annual Black Spot Program and Safer Roads Program, which have brought extensive benefits to our community. His legacy will benefit future generations, not only in the Penrith LGA, but across Western Sydney and beyond.

We extend our thoughts to his wife Nicole and family, along with his colleagues at Council.



Councillor Todd Carney
Mayor of Penrith

RECOMMENDATION

That the Mayoral Minute on In Memory of Citizens of the Community be received.

Mayoral Minute

Australia Day Honours 2024

Penrith City Council proudly recognises and celebrates the local residents who have been named in the 2024 Australia Day Honours List. Their unwavering support to our community is a true testament to their character and ongoing contribution to improve our City.

Congratulations to the recipients for their well-deserved recognition and thank you for your service to our City and the wider community.

I look forward to celebrating these achievements at Council's Local Celebrations Awards dinner later this year.



Councillor Todd Carney
Mayor of Penrith

RECOMMENDATION

That the Mayoral Minute on Australia Day Honours 2024 be received.

REPORTS OF COMMITTEES

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2	<u>Report and Recommendations of the Access Committee Meeting held on 13 December 2023</u>	3



**REPORT AND RECOMMENDATIONS OF THE
HERITAGE ADVISORY COMMITTEE MEETING
HELD ON 13 DECEMBER, 2023**

PRESENT

Councillor Ross Fowler OAM (Chair), Councillor Mark Rusev (Online), Eleanor Banaag, Dr Rowan Day, David Gordon, Beth Moore, and Brian Cartwright.

Otto Cserhalmi (OCP Architects) – Council's Consulting Heritage Advisor
Peter Wood (PCC), Alison Veron (PCC) and Ashley Rea (PCC), Sarah Dean (PCC),
Danielle Embleton (PCC).

APOLOGIES

Dr James Broadbent AM, Phil Martin and Wendy Herne be accepted.

CONFIRMATION OF MINUTES - Heritage Advisory Committee Meeting - 11 October 2023

That the minutes of the Heritage Advisory Committee Meeting of 11 October 2023 be confirmed.

DELIVERY PROGRAM REPORTS

OUTCOME 3 - WE PLAN AND SHAPE OUR GROWING CITY

1 Overview of Library Research Services

Sarah Dean (Library Services Manager) and Danielle Embleton (Research Services Librarian) presented an overview of the research services that the Penrith City Council library provides including research services, information regarding historic photographs and postcards, family history resources, maps, and other collections including the original Nepean Times, and Francis James collection.

Library Services offered the committee to do a visit to the research room and potentially align this with a future scheduled Heritage Advisory Committee meeting. Sarah Dean advised that Library Services run programs for the public including family history and DNA. Danielle Embleton will be attending all Heritage Advisory Committee meetings from now on to leverage what the committee is doing and promote historical sites.

RECOMMENDED

That the information contained in the report and the presentation on Overview of Library Research Services be received.

2 Plaques & Interpretive Signage

The Development Services Manager (DSM) presented on current requests to Council for potential sites for plaques and interpretive signage with advice on Council's draft Wayfinding and Signage Strategy being developed. Committee

members discussed options for plaques set within footpaths , QR codes and education programs within schools to prevent future vandalism.

The City Park was identified by DSM as a potential site for new historical interpretation signage in accordance with the draft strategy. The Committee was encouraged to look for grant funding opportunities as appropriate in relation to prioritising future works.

RECOMMENDED

That the information contained in the report on Plaques & Interpretive Signage be received.

GENERAL BUSINESS**GB 1 Fernhill Estate & Cox's Cottage Site Visit**

DSM spoke about the site visit to Fernhill Estate and Cox's Cottage in Mulgoa that occurred earlier today attended by Councillor Ross Fowler OAM, Beth Moore, Dr Rowan Day, Otto Cserhalmi, Peter Wood, Alison Veron, Chloe Lammers, Ashley Rea, and Taylah Ebzery. Dr James Broadbent and Stephanie Licciardo (Senior Manager Heritage and Culture - Greater Sydney Parklands) hosted the site visits and provided expert information regarding the Indigenous background, native vegetation and history of the sites.

RECOMMENDED

That Council staff write to Dr Broadbent & Stephanie to thank them for the tour and their time at Fernhill Estate and Cox's Cottage.

There being no further business the Chairperson declared the meeting closed the time being 5:52pm.

RECOMMENDATION

That the recommendations contained in the Report and Recommendations of the Heritage Advisory Committee meeting held on 13 December, 2023 be adopted.

**REPORT AND RECOMMENDATIONS OF THE
ACCESS COMMITTEE MEETING
HELD ON 13 DECEMBER, 2023**

PRESENT

Councillor Tricia Hitchen (Chair), Councillor Robin Cook, Farah Madon, Matthew Roger, Anthony Mulholland, Allan Windley, Carole Grayson, Dianne Brooks, Karen McIntyre, Jeni Pollard (Manager – City Resilience), Megan Whittaker (City Activation, Community & Place Manager), Heather Chaffey (Community Resilience Program Manager), Marcela Hart (Community Capacity Lead), Nik Proufas (City Assets Manager).

PRESENTERS

Rebekah Elliott, Patricia Gonzalez, Tiffany Lee-Shoy, Duncan Tjin, Jeremy Parkinson, Wendy Zheng, Rebecca Noakes

APOLOGIES

His Worship the Mayor, Councillor Todd Carney.

CONFIRMATION OF MINUTES - Access Committee Meeting - 11 October 2023

That the minutes of the Access Committee Meeting of 11 October 2023 be confirmed.

ACTION ITEMS

GB 3 Dumping of Bread in Allen Place Carpark

Dianne Brooks has been put in contact with Council's City Presentation team, who will provide more information once available.

GB 4 Support for Bus Stop Locations at the Nepean Hospital

Following the last meeting 11 October 2023, 3 letters were written following endorsement from the Committee, writing to the Minister for NSW Health, Minister of Transport for NSW and to Nepean Hospital, requesting a review of options for bus stop locations. There has since been a response, noting the request and that an investigation will occur. Matthew Roger also advised that Ryan Park, Minister for NSW Health, has requested further information from the redevelopment team at Nepean Hospital.

Matthew Roger has requested that the three letters sent regarding the support for bus stop location at the Nepean Hospital be circulated to the committee.

GB 5 Boardwalk in the Blue Hills Wetlands

Marcela Hart, Community Capacity Lead, has contacted Council's City Assets team to review the options for interim maintenance.

GB 6 Jane Street – Construction

Works around that site have now been completed and all barriers around the site have been removed.

GB 8 Tench Reserve

The Access Committee will request that Council's Traffic and Engineering team attend an

upcoming meeting to provide an update on Tench Reserve accessibility matters.

DELIVERY PROGRAM REPORTS

OUTCOME 2 - WE ARE WELCOMING, HEALTHY, HAPPY AND CONNECTED

1 Update on Sydney Metro works in St Marys

Jeremy Parkinson, Duncan Tjin, Wendy Zheng and Rebecca Noakes presented on the Sydney Metro – Western Sydney Airport project product and experience. The presentation informed the committee on provisions for safety and accessibility across the design, construction, and operation phases of the project.

Feedback discussed from the committee included:

- Wayfinding needs to be prioritised as signage can be confusing for those with intellectual and vision impairments.
- Pictograms on signs must be included.
- Bus stop locations are problematic and are too far away/unclear for those using the station.
- More bus shelters are required.
- Shared zone and hybrid/electric vehicles, travelling at slow speeds are difficult for those with hearing impairments as they cannot hear the cars approaching.
- Committee Members recommended disability awareness training for Sydney Metro staff to support customer service interactions with people with intellectual disabilities.
- Committee Members recommended Sydney Metro engage with and seek advice from local disability services that provide group outings utilising public transport. Council will share a list of stakeholders with Duncan Tjin.

RECOMMENDED

That the information contained in the report on Update on Sydney Metro works in St Marys be received.

3 Draft Cultural Strategy and Action Plan 2024-2028

Patricia Gonzalez, Social Strategy Program Manager and Tiffany Lee-Shoy, Senior Cultural Strategy Officer presented the Draft Cultural Strategy and Action Plan for committee feedback.

The plan's purpose and approach were explained, aiming to boost arts in Penrith and Western Sydney. Community and Stakeholder engagement was utilised to shape the plan, conducted through surveys, workshops and conversations with community members. As a part of this, 10 people living with a disability were interviewed, as well as 278 community members. 102 community services, cultural groups and artists were also consulted, with input from 74 council staff.

From this, 3 main goals were established:

Goal 1: Sharing our Stories

- Engage with heritage, continuing culture, and connection to Country of our diverse local First Nations community.

- Engage with the heritage and cultures of the diverse people and places that make up Penrith City.

Goal 2: Actively Participating

- Deliver and promote high quality, affordable and inclusive arts and cultural experiences for the community,
- Support the diverse community of Penrith City to have greater participation in local arts and cultural life.

Goal 3: Creating Pathways

- Champion local artists and creatives to develop and sustain viable career pathways.
- Cultivate Penrith City's creative cultural industries ecosystem.
- Goal 4: Alive with Creative Expression
- Embed cultural outcomes in Council's planning and delivery.
- Enable access to cultural infrastructure that supports the creative interests and needs of our community.
- Explore opportunities to leverage our natural landscapes to support creative and cultural experiences.

The next steps include an extended Public Exhibition period from November 2023 – February 2024, report to Ordinary Council Meeting seeking endorsement in April 2024 and then commence implementation of the Cultural Strategy and Action Plan.

Feedback discussed from the committee included:

- Request to include pictograms wherever possible to assist those with visual and intellectual impairments.
- Request to include audio descriptions in Have Your Say during the public exhibition
- Request to include an action within the Cultural Strategy around disability access regarding cultural events for example audio descriptions as part of gallery exhibitions.
- Perhaps the Companion Card could be promoted on the Council's website.
- Cllr Hitchen suggested that a QR code could be made available at art galleries and museums, so the information for an item can be read to visitors.

RECOMMENDED

That the information contained in the report on Draft Cultural Strategy and Action Plan 2024-2028 be received that the information contained in the report on Draft Cultural Strategy and Action Plan 2024-2028 be received.

2 Draft St Marys Town Centre Place Plan

Rebekah Elliott, St Marys Place Manager, presented on the Draft St Marys Town Centre Plan and the context, purpose, what the plan will deliver, community feedback, the draft plan and next steps.

The St Marys Town Centre is set to experience substantial transformation, playing an important role in supporting growth in jobs and housing over the coming years as the Western Sydney International Airport opens. The plan will prepare and support the community and business for the changes that will occur over the next 5 years.

The Place Plan will help deliver installations, activities, events and enabling

infrastructure. This was shaped through community engagement which requested a spruced-up town centre, improve shopping, dining and entertainment, more to do after dark, people focused street, improved safety, beating the heat and diverse activities and events.

Priorities for the place plan are to have a vibrant and diverse economy, have a welcoming Town centre, increase the sustainability of the town centre and create an authentic destination to protect its natural, historic and cultural assets.

The next steps are feedback from the Public Exhibition which will occur from 4 December 2023 to 29 February 2024.

Feedback discussed from the committee included:

- Matthew Rogers suggested further celebration of the cultural diversity around St Marys such as a series of small events.
- Matthew Rogers also suggested continued work with businesses to support accessibility through awareness raising, education and access projects.

RECOMMENDED

That the information contained in the report on Draft St Marys Town Centre Place Plan be received.

GENERAL BUSINESS

GB 1 Water Park at Tench Reserve

Allan Windley asked whether the Water park at Tench Reserve was operating. Council to investigate and provide an update as soon as possible.

GB 2 Access Committee Presentations

Carole Grayson suggested that perhaps future presenters at the Access Committee could be reminded about the protocols and accessibility requirements when presenting.

GB 3 Regatta Park Safety and Accessibility

Carole Grayson raised that there are some safety concerns regarding dropping off people within disabilities on River Road at Regatta Park. Metal rails and ongoing construction barriers have created hazards, which may be temporary. Council to investigate and provide an update as soon as possible.

There being no further business the Chairperson declared the meeting closed the time being 6:55pm.

RECOMMENDATION

That the recommendations contained in the Report and Recommendations of the Access Committee meeting held on 13 December, 2023 be adopted.

DELIVERY PROGRAM REPORTS

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**OUTCOME 1 - WE PROTECT AND ENHANCE AN ECOLOGICALLY
SUSTAINABLE ENVIRONMENT**

There were no reports under this Delivery Program when the Business Paper was
compiled

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OUTCOME 2 - WE ARE WELCOMING, HEALTHY, HAPPY AND CONNECTED

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1 Expression of Interest to host 2026 ALGWA NSW State Conference

Compiled by: Shelley Lee, Activation and Event Development Officer
Beau Reid, Place and Activations Program Manager

Authorised by: Josh Staines, Acting City Activation, Community and Place Manager
Jeni Pollard, Manager - City Resilience
Kylie Powell, Director - City Futures

Outcome	<i>We are welcoming, healthy, happy, creative and connected</i>
Strategy	<i>Support and provide opportunities to participate in activities and events that celebrate our diversity, culture and creativity</i>
Principal Activity	<i>Conduct and support events that include all members of our community</i>

Executive Summary

The purpose for this report is to seek Council endorsement to lodge an Expression of Interest and allocate resources to host the 2026 Australian Local Government Women's Association NSW State Conference.

Penrith City Council, along with other metropolitan councils, has been invited to submit an Expression of Interest (EOI) by the Australian Local Government Women's Association (ALGWA) – NSW Branch to host the 2026 ALGWA NSW State Conference.

The Annual State Conference is conducted on a rotational basis every two years between a metropolitan and a regional council. Penrith has previously hosted the Conference in 2017.

The conference attracts between 120 and 200 delegates from across NSW and presents an opportunity to showcase Penrith as an exemplar NSW council and as an attractive business conferencing destination.

Council officers have undertaken an initial estimate of the cost of producing the 2026 ALGWA NSW conference, which is approximately \$160,000. The cost estimate includes the initial outlay of for venue hire, catering, marketing and materials, engaging a conference organiser as well as the in-kind cost for Council staff in co-producing the conference.

Should Council be successful in the EOI process, an allocation of \$160,000 is required for upfront costs associated with co-producing the conference. The host council recoups initial outlay costs and the value of in-kind support through conference registration fees.

The report recommends that the information on the Expression of Interest to host the 2026 ALGWA NSW State Conference be received, and that Council support the bid to host the ALGWA NSW State Conference for 2026 should the Expression of Interest be successful.

Background

On 29 November 2023, Council was invited to submit an Expression of Interest (EOI) to host the 2026 Australia Local Government Women's Association (ALGWA) – NSW Branch State Conference. EOIs are to be received by 9 February 2024, with the successful council announced at the upcoming 2024 ALGWA NSW State Conference in Ryde from 14-16 March 2024.

ALGWA's purpose is to promote greater representation of women in local government, provide advice to potential female candidates for election to councils, as well as policy advocacy on matters that may be of interest to the sector.

ALGWA NSW holds an annual conference each year, which is rotated between a metropolitan and regional location, attracting between 120 and 200 delegates. The conference program includes guest speakers and workshops related to leadership and capacity building for women in local government.

ALGWA does not retain staff in order to develop and deliver their Annual Conference and operates with a voluntary committee comparison of elected Councillors from NSW Councils. The executive Committee of ALGWA organises the Conference with significant operational support and coordination of the host council.

Current Situation

It is proposed to submit an EOI to ALGWA NSW to consider Penrith to host and co-produce the 2026 NSW ALGWA Annual State Conference. The deadline for the EOI is 9 February 2024.

Hosting the ALGWA conference requires significant logistical and financial contribution from the successful Council, with further detail provided below:

Cost considerations

Council officers have undertaken an initial estimate of the cost of producing the 2026 ALGWA conference, which is approximately \$160,000. The cost estimate includes the upfront outlay of costs for venue and accommodation hire, catering, event coordination, marketing and materials as well as the in-kind cost for Council staff in co-producing the conference.

It is expected that the host council would be able to recoup the upfront cash costs of the production of the Conference and the value of in-kind support through conference fees to delegates. Any additional income generated by the conference is provided to ALGWA, which would result in a break-even position for the host council.

It should be noted that the host council is liable for any deficit incurred in hosting the conference resulting from low registration numbers or costs exceeding the forecast budget.

Logistical considerations

ALGWA NSW has advised that the host council for the 2026 State Conference would be required to provide:

- In-kind staff support to co-produce the conference, including all logistical, marketing and print services
- Arrangements for a Mayoral Civic Reception
- Arrangements for a suitable conference venue (either Council-owned or by commercial hire) and suitable venue for the Conference dinner
- Arrangements for a minimum of 80 hotel rooms for delegates for the duration of the Conference

- Arrangements for all guest speakers and the co-ordination of the conference program
- Arrangements for a social program showcasing the region to delegates
- Arrangements for childcare for delegates
- Arrangements for suitable trade displays
- Sponsorship attraction and management

ALGWA NSW will provide strategic and logistical support in the promotion of the event and the selection of program inclusions. However, it is anticipated that the development of the program and the pre-event organisation spanning over a number of months would be undertaken by a dedicated position within Council.

Assessment of EOI opportunity

The opportunity to lodge an Expression of Interest to host the 2026 ALGWA NSW State Conference presents an opportunity for Council to promote itself as a leading Council for women, as well as an attractive business conferencing destination, which is a key focus of Council's Event Strategy 2020-2024 and Visitor Economy Strategy 2023-2030.

The production of the event will result in direct economic benefit to local businesses, as well as drive overnight visitation to the Penrith Local Government Area and will have positive economic benefits to the local Penrith economy.

Council officers have estimated the event could deliver approximately \$190,000 in local economic benefit, with \$105,000 in economic benefit to local businesses engaged to support the delivery of the event and approximately \$85,000 in visitor spend.

The visitor spend estimate is calculated by using projected attendance information provided by the organiser, along with set daily spend rates based on the type of event published by Tourism Research Australia, which are loaded into an Economic Event Impact Calculator.

Financial Implications

This report alerts Council to the opportunity to host the 2026 NSW State ALGWA Conference. As the host Council, Penrith would be required to underwrite the conference costs which are estimated to be between \$160,000 to \$190,000. An initial allocation of \$160,000 would need to be included in the 2024-25 budget to forward fund the co-production of the 2026 ALGWA NSW State Conference should Council's bid be successful. This cost would be partly offset by the revenues generated by sponsorship and registration to the conference, resulting in a likely net cost to Council of between \$50,000 to \$80,000. This cost would be in addition any in kind support provided by Council.

Risk Implications

Should Council be successful in its bid to host the 2026 Conference, Council takes primary responsibility for the production and delivery of the conference on ALGWA NSW's behalf. A commercial agreement between Council and ALGWA NSW would be entered, specifying roles, responsibilities and liabilities between parties related to the production and delivery of the Conference.

Further, Council would be liable for any deficit incurred in hosting the conference resulting from lower registrations than projected or costs exceeding the forecast budget.

Conclusion

Council has been invited to lodge an Expression of Interest to host the 2026 NSW ALGWA NSW State Conference. Expressions of Interest are to be received by 9 February 2024, with the successful council announced at the upcoming 2024 ALGWA NSW State Conference in Ryde from 14-16 March 2024.

Penrith has previously hosted the ALGWA NSW State Conference in 2017.

Hosting the 2026 ALGWA NSW State Conference will provide numerous benefits to Council and the local Penrith community, showcasing Council as an exemplar NSW Local Government Council, promoting the City as an attractive business conferencing destination and providing economic benefits to the City.

It is recommended that the information in the report hosting the 2026 NSW ALGWA State Conference be received and that the Council support the bid to host the ALGWA Conference for 2026 and if successful, that an allocation of \$160,000 be made available to cover the upfront costs to Council in delivering the conference.

RECOMMENDATION

That:

1. The information contained in the report on Expression of Interest to host 2026 ALGWA NSW State Conference be received.
2. Council endorse the lodgement of an Expression of Interest to host the 2026 ALGWA NSW State Conference to ALGWA NSW for consideration.
3. Council endorse an allocation of \$160,000 to co-produce the 2026 ALGWA NSW State Conference should Council's bid be successful.

ATTACHMENTS/APPENDICES

There are no attachments for this report.

2 Magnetic Places Grants Program - 2022-23 review and 2023-24 recommendations

Compiled by: Heather Chaffey, Community Resilience Program Manager
John Le, Cultural Engagement Officer - Neighbourhood Renewal
Natalie Wadwell, Community Capacity Officer

Authorised by: Josh Staines, Acting City Activation, Community and Place Manager
Jeni Pollard, Manager - City Resilience
Kylie Powell, Director - City Futures

Outcome	<i>We are welcoming, healthy, happy, creative and connected</i>
Strategy	<i>Build and support community resilience to adapt to changing circumstances</i>
Principal Activity	<i>Work with local communities to identify priority issues in their area and build local resilience</i>

Executive Summary

The purpose of this report is to seek Council endorsement for four projects recommended for funding through the Magnetic Places Grant Program 2023-24. The report also provides Council with an overview of the community outcomes achieved through projects funded by Magnetic Places in 2022-23.

Magnetic Places is a celebrated grants program that positions Penrith City as an innovator in community-driven placemaking. The grants are an integral component of Council's response to addressing place-based disadvantage in priority communities through the Neighbourhood Renewal Program. Funded projects enrich the City's older established areas and offer residents valuable opportunities for creative expression and connection.

The annual available budget for the Magnetic Places Grants program is \$50,000. Applications to the Magnetic Places 2023-24 funding round opened on 6 October 2023 and closed on 3 November 2023. A total of 11 submissions were received with a funding request of \$158,030.

This report recommends four projects to be funded by the Magnetic Places Grants Program in 2023-24, for a total funding spend of \$49,832. The remaining \$168, will be utilised to boost promotion of the Magnetic Places activities through Council's social media channels.

The proposed projects provide residents with increased access to arts and cultural expression and opportunities for social connection between residents who may be experiencing isolation. Projects not recommended for funding are included in Appendix 1 of this report.

A review of all of Council's community grant programs is underway, including a review of the Magnetic Places Grants Program that has been in place since 2007.

The report recommends that the information contained on Magnetic Places Grants Program 2022-23 review and 2023-24 recommendations be received and that the four projects listed in Table 1 be funded as part of the Magnetic Places Grants Program 2023-24. The four recommended projects require \$49,832 of the total \$50,000 available.

Background

Magnetic Places is a small grants program delivered annually as part of Council's Neighbourhood Renewal Program. The Neighbourhood Renewal team works with communities to improve wellbeing and infrastructure in their neighbourhoods.

The total annual budget for Magnetic Places is \$50,000. Since its inception in 2007, Magnetic Places has funded 107 projects that celebrated collaboration, creativity and culture. Many residents across priority established neighbourhoods have contributed to these transformative projects led by professional artists and community service organisations.

Magnetic Places funds arts projects that invite residents to share positive narratives of the neighbourhoods where they live, strengthening community cohesion and resident wellbeing and developing safer, more attractive public spaces across the city's Neighbourhood Renewal areas.

Magnetic Places projects delivered in 2022-23

In 2022-23, three projects were funded through Magnetic Places. Projects offered residents in Neighbourhood Renewal areas diverse and meaningful experiences that engaged them through various artforms.

Through these projects, more than 20 workshops were delivered and engaged over 150 community members, contributing to quality artistic outcomes that cultivated a strong sense of connection and pride among community members.



Photo description: artists work together to film a residents story in St Marys as part of the *Longing, Belonging, Belongings* project by artist Cloe Fournier.

The three Magnetic Places projects supported in 2022-23 were:

1. *Pathway to Connection - Diamando Koutsellis and NCNS (Nepean Community and Neighbourhood Services)*
Cranebrook residents of all ages and cultures created an arts installation. *Pathway to Connection* transformed a busy thoroughfare into a vibrant visually appealing space. Residents created ceramic masks and painted silhouettes to represent culture and identity. The project generated strong positive feedback from participants who reported increased sense of belonging, improved social connectedness, and new skills.
2. *Werrington Community Mural - Sharon Billinge*
Diverse community groups came together at the Arthur Neave Memorial Hall to create a mural which has become a symbol of intergenerational collaboration and a sense of belonging. Residents participated in drawing, writing, and collage sessions with artist Sharon Billinge and the outcomes of these sessions contributed to the mural design. Feedback from community emphasised increased visibility of and sense of being welcome at Arthur Neave Memorial Hall.
3. *Longing, Belonging, Belongings - Cloe Fournier*
Residents living in St Marys and surrounding neighbourhoods explored stories of migration, participating in dance and theatre workshops which culminated in a short film. The film captured stories of migration and settling around St Marys, celebrating the resilience of participants and the local neighbourhood.

Current Situation

The 2023-24 program aims to amplify creativity, connection, and vibrancy in older established neighbourhoods and to engage residents through art making. Building on community feedback applications were sought for arts projects that offer a variety of options to promote participation.

Promotion of the 2023-24 funding round

The Magnetic Places Grant Program was open for applications and actively promoted over four weeks between 6 October and 3 November 2023. A paid social media and electronic direct mail campaign was delivered by ArtsHub, the primary online resource for the Australian arts sector. The program was also promoted via Council's website, social media, and local community service interagencies.

During this time 18 enquiries from artists and organisations were managed by Council officers and 11 applications were received.

Eligibility and assessment criteria

All Magnetic Places projects must be open to residents living in one or more of Council's 12 Neighbourhood Renewal areas. Eligible applicants can include professional artist/s with an ABN, non-government organisations, incorporated groups and unincorporated groups that are auspiced by an incorporated organisation.

The total annual budget for Magnetic Places is \$50,000. The 11 applications received in 2023 requested a total combined funding of \$158,030.

Eligible applications were assessed against their ability to meet the following criteria:

1. Attract a variety of residents from priority neighbourhoods
2. Provide quality experiences for participants
3. Generate positive experiences of place for participants and audiences

5. Deliver a public outcome
6. Work with a sound budget and implementation plan.

Applications were submitted online via SmartyGrants, assessed by a panel, and ranked against the selection criteria. This competitive assessment process resulted in four projects being recommended, representing a total funding request of \$49,832. These projects are outlined in Table 1 below.

Table 1 – Summary of recommended successful applicants 2023 – 2024

Project 1	Lanterns on the Nepean
Applicant	Kassandra Bossell
Focus location/s	Cranebrook, Kingswood Park, North St Marys and Werrington
Description	A series of workshops in Lantern Making across Kingswood Park, Cranebrook and North St Marys. Upon completion, participants along with family and community groups will be invited to join a Lantern Parade at Werrington Lake to watch the beautiful creations and their reflections on the waters of the lake.
Requested funding	\$15,000
Recommended funding	\$13,600
Project 2	Stories from Queen Street
Applicant	Penrith Performing and Visual Arts
Focus location	St Marys
Description	Record and amplify the voices of local people in St Marys from the perspective of 6 different business owners that captures the heart of a place and stories in transition through a documentary and series of photographic portraits which will be shared via social media and a public exhibition outcome.
Requested funding	\$15,000
Recommended funding	\$13,600
Project 3	Wianamatta South Creek Tile Project
Applicant	Diamando Koutsellis
Focus location	St Marys
Description	Local community groups will collaborate with artist Diamando Koutsellis to create a tile mosaic artwork for installation in St Marys. The project will centre around Wianamatta South Creek, connecting community members to our natural world and educating the local community about the waterway, native fauna and green spaces.

Requested funding	\$15,000
Recommended funding	\$13,600
Project 4	A Place for Us
Applicant	Felix Jackson
Focus location	All priority areas; installation and activities in Penrith
Description	A Place for Us will form and strengthen community connection for trans and gender diverse young people who live across a number of the established areas through collaboration on textile works exploring participants connection to their neighbourhoods and individual experiences of belonging and identity in place. The textile works will be used to create an interactive blanket which weaves stories of place, identity and belonging.
Requested funding	\$9,032
Recommended funding	\$9,032
Total funding	\$49,832 (of \$50,000 available)

Appendix 1 lists applications not recommended for funding and provides a brief rationale for each project. Council officers will provide individual feedback to unsuccessful applicants to assist future efforts. Where appropriate, other funding sources and opportunities to collaborate will also be identified.

Financial Implications

Funding of up to \$50,000 is available within existing Neighbourhood Renewal budgets included in the 2023-24 Operational Plan. It is recommended that \$49,832 is allocated as summarised in Table 1. The small amount of remaining funds, \$168, can be used in the promotion of funded projects.

Risk Implications

Successful applicants must comply with Council's policies as a condition of receiving the grant, including maintaining Public Liability Insurance. Council officers will work closely with successful applicants to review project activities and mitigate risks to the community.

Community Funding Program Review

A review is underway of all Council community funding programs, which includes Magnetic Places. Council was briefed on this work at the 18 September 2023 Councillor Briefing meeting. The review which includes engagement with stakeholders will renew our future funding programs ensuring they align with the changing needs of our growing and diverse communities.

Magnetic Places is a strong program of Council which continues to support activities for residents of established areas and is consistent with the delivery of Councils Cultural Strategy and Action Plan and Resilience Penrith Action Plan. It is timely to review its operation and delivery in this context.

Conclusion

The 2022-23 Magnetic Places Grants Program supported more than 200 residents to experience community connection and creative expression through three projects. These projects transform and amplify participants experiences their neighbourhoods and strengthen the arts and cultural sector in across Penrith.

The allocated budget for the Magnetic Places Grants program in 2023 – 24 is \$50,000. A total of 11 submissions were received. This report recommends 4 projects to be funded by the Magnetic Places Grants Program in 2023-24, to a total funding allocation of \$49,832.

The 4 recommended projects will engage with a diverse range of people and continue to position Penrith City as a leader in community-driven placemaking and creative neighbourhood renewal.

RECOMMENDATION

That:

1. The information contained in the report on Magnetic Places Grants Program - 2022-23 review and 2023-24 recommendations be received.
2. The four projects listed in Table 1 be funded as part of the Magnetic Places Grants Program 2023-24 for a total funding allocation of \$49,832.

ATTACHMENTS/APPENDICES

- | | | |
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| 1. Magnetic Places Grants program 2023-24: Unsuccessful applicants | 3
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Appendix 1: Magnetic Places 2023-24 Applications not recommended for funding.

Applicant	Madeleine Jaine Lobsey
Project	Nothing to see here
Description	<i>Nothing to See Here</i> is a film project that will address hidden disabilities like autism and ADHD. It will reduce misunderstandings and stigmatisation, contributing to a more inclusive and compassionate community.
Amount requested	\$14,550
Notes from panel assessment	The panel regarded this application highly and acknowledged its alignment with Council's Disability Inclusion Action Plan; however, it was not clearly a place making project due to digital delivery.
Alternative assistance Council Officers can provide	Council officers will explore opportunities to work with the applicant on alternative ways to fund and deliver this project. Provide feedback around placemaking practice.
Rationale for final decision	This project was unsuccessful because it did not meet criteria regarding placemaking and requirements for public outcomes, such as events in public space within priority neighbourhoods.
Applicant	Penrith CBD Corp
Project	City Park Flora and Fauna Mural
Description	Working with a professional artist to paint a mural on a business owners wall that overlooks the City Park which offers new experiences to take residents and visitors on a cultural journey and a place they want to visit spend time in as a community.
Amount requested	\$15,000
Notes from panel assessment	The mural location is outside the specified scope of locations which can be considered through Magnetic Places. The artist lacks experience in direct community engagement. The application would have been strengthened by a more defined budget.
Alternative assistance Council Officers can provide	Council officers will provide feedback to the applicant and provide advice for alternative funding submissions.
Rationale for final decision	This project is unsuccessful for funding from Magnetic Places because it is based outside of the priority neighbourhoods and does not strongly meet the community participation requirements of the grant.
Applicant	Debbie O'Connor
Project	TOTS Blanket Challenge
Description	To engage the broader Penrith community to croquet 3000 squares to create a giant 10m high Christmas tree installation. After it has been displayed in a public area in Penrith NSW, the squares will be turned into warm blankets for the homeless, domestic violence survivors and youth in crisis in our local Penrith LGA.
Amount requested	\$15,000
Notes from panel assessment	The South Penrith location is outside the specified scope for Magnetic Places. The applicant lacks experience with large-scale temporary art and has not responded thoroughly to Council advice regarding a Development Application. The panel also noted insufficient budget for

	the project without clarity on how the applicant would cover the shortfall.
Alternative assistance Council Officers can provide	Council officers will provide further advice regarding a Development Application and alternative sources of funding for arts initiatives.
Rationale for final decision	This project was unsuccessful because it does not meet criteria regarding priority neighbourhoods or the requirement to deliver a public outcome, such as an open event in a priority neighbourhood. The submission also presented insufficient information regarding the project budget.
Applicant	Rhonda Dee
Project	The Creative Cure Project
Description	To create a digital publication that makes visible the relationship between hope and creative engagement and art as "medicine" for well-being. Project will provide participants with materials to create a variety of visual works and texts that will be photographed for inclusion in the digital publication. Weekly meetings with Village Café and youth centres combine a range of art-making activities and discussions around the creation of colourful mandalas, spirit-animal collages, and clay talismans.
Amount requested	\$15,000
Notes from panel assessment	This project was highly regarded by the panel but was not as strong as other projects recommended for funding. Application would have been strengthened by confirmation of supporting parties with support letters and engagement with Council officers during the enquiry period.
Alternative assistance Council Officers can provide	Council officers will offer support to the applicant in pursuing this idea including offering opportunities to apply for artists residency through the Village Café, and future Magnetic Places rounds.
Rationale for final decision	Of the eligible projects, this application was not comparatively strong regarding placemaking outcomes and the administrative requirements of Council Grants.
Applicant	Riff Raff ARI
Project	Project Homepage
Description	A collaborative effort between five local artists and five emerging artists from Penrith LGA to install a semi-permanent ground mural at City Park using Mural Cloth and Heavy Acrylic Gel which celebrates the power of collaboration, emphasising the connection between early career artists and the community.
Amount requested	\$14,699
Notes from panel assessment	The panel were supportive of this project proposal but could not recommend it for funding on the grounds of limited community engagement. The project includes emerging local artist development and a public art outcome but does not really engage community residing in priority neighbourhoods to generate this work. An alternative location would need to be identified for the work, impacting delivery in this grant round.
Alternative assistance Council Officers can provide	Council officers will offer support around grant writing skills, supporting greater understanding of community participation and development practice, and if required, will provide advice for alternative sources of funding.

Rationale for final decision	This project was unsuccessful because it is outside of the priority neighbourhoods and did not deliver a strong response to criteria regarding community engagement with residents in priority neighbourhoods.
Applicant	PCYC Penrith
Project	Diversity Wall
Description	Working with Penrith Selective High school's art students to create an Indigenous story that highlights safe haven, to be painted by a professional artist. The artwork would be created on the front wall of PCYC facing Station Street. Having this opportunity to have creative art is far better than a blank building.
Amount requested	\$14,750
Notes from panel assessment	This project has merit but does not align with place-making practices in that it includes participation exclusively through schools. The artist is highly regarded, although the project centres on First Nations culture and story, the artist is not First Nations identified and there is no allocation within the budget for payment of elders or other First Nations community members in the development of this work.
Alternative assistance Council Officers can provide	Council officers will offer advice to support PCYC in further developing this concept to increase First Nations leadership and ownership of this project, and seeking alternative sources of funding.
Rationale for final decision	This project was unsuccessful because it did not meet criteria regarding engagement with residents in priority neighbourhoods and did not strongly demonstrate a plan for culturally appropriate practice with First Nations community members.
Applicant	Tamara Niccol
Project	Paint Something That Scares You
Description	A night-based Plein-Air-Painting initiative where participants will face their fears through facilitated creative workshops. Individuals will be challenged to recognise an aspect of their local environment that has always given them the "Heebie-Jeebies". They will be guided in the structural/practical aspects of the project to create a memento of their own with a focus on individual growth and transformation.
Amount requested	\$15,000
Notes from panel assessment	Not eligible due to no Public Liability Insurance
Alternative assistance Council Officers can provide	Council officers will connect with the applicant and provide information regarding grant writing, place making, and other professional development activities.
Rationale for final decision	Not eligible as the applicant did not provide evidence of Public Liability Insurance.

3 Request for Community Event Sponsorship - Penrith Panthers Fishing Club

Compiled by: Beau Reid, Place and Activations Program Manager

Authorised by: Josh Staines, Acting City Activation, Community and Place Manager
Jeni Pollard, Manager - City Resilience
Kylie Powell, Director - City Futures

Outcome	<i>We are welcoming, healthy, happy, creative and connected</i>
Strategy	<i>Support and provide opportunities to participate in activities and events that celebrate our diversity, culture and creativity</i>
Principal Activity	<i>Conduct and support events that include all members of our community</i>

Executive Summary

The purpose of this report is to present to Council a request for Community Event Sponsorship received from the Penrith Panthers Fishing Club.

Community events bring people together and bring energy and vibrancy to the City and the lives of our residents.

The request from Penrith Panthers Fishing Club is for \$1,000 (exc. GST). This report provides Council with details of the sponsorship proposal received, including the proposed sponsorship benefits.

Officers have assessed the application against Council's Event Sponsorship Policy and recommend it be supported.

The report recommends that Council receive the information and endorse sponsorship of \$1,000 (exc. GST) to Penrith Panthers Fishing Club in support of the 2024 FishFest Nepean and Hawkesbury event.

Background

Council endorsed the Events Sponsorship Policy (the Policy) in June 2020. The Policy includes criteria for Community Event Sponsorship. Council officers have commenced a review of the Events Sponsorship Policy and aim to bring this Council in the first quarter of 2024.

Council endorsed the Think Penrith, Think Events – Penrith Events Strategy 2020-2024 in June 2020. The Events Strategy provides for up to \$200,000 annually to support the attraction and retention of major and community events in the Penrith Local Government Area. There is currently \$91,119 available in the 2023-24 event sponsorships budget.

Current Situation

Council was approached by the Penrith Panthers Fishing Club on 11 January 2024 with a request for community event sponsorship in support of the 2024 FishFest Nepean and Hawkesbury event to be held on the Nepean and Hawkesbury Rivers from 23-25 February 2024.

The sponsorship proposal received from Penrith Panthers Fishing Club seeks Council funds of \$1,000 (exc. GST) to assist with event infrastructure hire fees associated with the event.

The annual FishFest event is an inclusive fish catch, photograph and release competition held on the banks of the Nepean and Hawkesbury Rivers. The event is in its 40th year in 2024 and is estimated to attract approximately 400 participants.

Previous Council sponsorship to Penrith Panthers Fishing Club

Council has previously sponsored the Penrith Panthers Fishing Club to a total of \$6,500 in support of the FishFest event, made up of \$500 sponsorship each year between 2014 and 2016, \$600 sponsorship each year between 2017 and 2021 and \$1,000 sponsorship in 2022 and 2023. The funds have been used for prizes, equipment hire, rods, reels, tackle, bait and assisting learning for entrants with no experience.

Financial Implications

The Penrith Events Partnership Program provides up to \$200,000 annually to fund major and community events in the Penrith Local Government Area. This funding is available within the existing City Activation, Community and Place budget included in Council's 2023-24 Operational Plan.

To date for this financial year, Council has endorsed a total of \$51,353 (exc GST) worth of major and community event sponsorships.

In addition, \$54,528 of sponsorships were adopted by Council in the 2022-23 financial year which will be paid in 2023-24 financial year after the events have occurred and conditions of the Sponsorship funding have been met and a further \$3,000 of Grandfathered arrangements have been paid in 2023-24.

Tabled for consideration by Council in tonight's meeting is one Community Event Sponsorship request totalling \$1,000, should this proposal progress as recommended the resulting funds available in the sponsorship budget would be \$90,119.

Assessment of sponsorship proposal

The sponsorship proposal has been assessed against Council's Events Sponsorship Policy criteria for Community Event Sponsorship. To receive funding, the event/activity must satisfy the following eligibility criteria:

- Must take place in the Penrith Local Government Area
- Provide opportunity for Council's support to be recognised publicly
- Preference will be given to events/activities that provide free attendance
- Should be in line with and not conflict with the objectives and mission of Council

The proposal is deemed eligible for sponsorship from Council and is recommended for full support.

Risk Implications

If the sponsorship proposal is endorsed, Council will enter into a sponsorship agreement with the event organiser to detail the expected sponsorship benefits to be delivered to Council and the community in exchange for Council's investment.

Conclusion

Council has received a request for community event sponsorship from Penrith Panthers Fishing Club.

The request is for \$1,000 (exc. GST) in support of the delivery of the 2024 FishFest Nepean and Hawkesbury event to be held on the Nepean and Hawkesbury Rivers from 23-25 February 2024. Community events within the Penrith Local Government Area contribute to celebrating and building a strong and connected local community.

The report recommends Council endorse the sponsorship request for a total investment of \$1,000 (exc. GST).

RECOMMENDATION

That:

1. The information contained in the report on Request for Community Event Sponsorship - Penrith Panthers Fishing Club be received.
2. Council endorse sponsorship of \$1,000 (exc. GST) to Penrith Panthers Fishing Club in support of the 2024 FishFest Nepean and Hawkesbury event.

ATTACHMENTS/APPENDICES

There are no attachments for this report.

OUTCOME 3 - WE PLAN AND SHAPE OUR GROWING CITY

Item		Page
4	<u>Western Sydney International Airport - Draft Environmental Impact Statement on the Preliminary Flight Paths</u>	19



4 Western Sydney International Airport - Draft Environmental Impact Statement on the Preliminary Flight Paths

Compiled by: Peter Wood, Development Services Manager

Authorised by: Adam Wilkinson, Acting Director - Development and Regulatory Services

Outcome	<i>We plan and shape our growing City</i>
Strategy	<i>Undertake strategic planning that will ensure balanced growth and liveability</i>
Principal Activity	<i>Guide sustainable quality development outcomes for the community through expert advice, transparent, efficient assessment, policy input and continuous improvement</i>

Executive Summary

The Australian Government has released the Draft Environmental Impact Statement (EIS) for the preliminary flight paths of the Western Sydney International Airport; which is on exhibition until 31 January 2024. A draft submission (Appendix 1) has been prepared in response to the material exhibited.

The draft submission has been informed by a review and subsequent report by Marshall Day Acoustic consultants commissioned by The Parks representing the Western City Parkland Councils. Council Officers have reviewed the relevant information and prepared the draft submission with specific consideration of impacts to the Penrith Local Government Area in the context of past and future planning and the extent of affected properties.

The recommendations seek endorsement of the submission as drafted and the application of Planning Certificate notations.

Background

On 24 October 2023, the Australian Government released the Draft Environmental Impact Statement (EIS) for the preliminary flight paths of the Western Sydney International Airport. The draft EIS describes the predicted noise, social and environmental impacts of the Airport's preliminary flight paths released earlier this year. This includes aircraft noise impacts for the years 2033, 2040 and 2055. The draft EIS also includes the Australian Government's proposed policies and measures to address areas of concern, such as noise treatments for significantly impacted properties. The Draft EIS is on public exhibition until 31 January 2024 and the draft submission prepared by Council Officers is appended to this report with a recommendation for its endorsement to be submitted within the exhibition period. This draft submission draws on a report by Marshall Day Acoustic consultants commissioned by The Parks representing the Western City Parkland Councils.

Council's Submission

Council's submission reiterates Council's support for the 24-hour Western Sydney International Airport on the basis of the opportunities that it presents for Penrith. It also reiterates calls for NSW and Australian Government investment in the infrastructure that is critical to activating the Airport and the Aerotropolis and connecting them to Western Sydney, maximising amenity, efficiencies as well as mitigating impacts appropriately.

Specific areas required to be addressed which feature in the draft Council submission are outlined below:

- The EIS only includes impacts associated with the first runway meaning that the impacts of the second runway are not known. Council's submission calls for information on both runways to be made available so that the community can consider the cumulative impact of both runways and to better inform future land use planning decisions.
- Building on the first point, the Draft EIS identifies that there will be noticeable noise impacts for Penrith resulting in changed flight movements from Sydney International Airport (SIA). The information in the EIS should be presented in a way that allows the cumulative impact of both WSI and SIA to be assessed.
- The EIS adopted night time noise criteria are determined by the curfew of SIA. That is, the night time noise period for WSI is 11pm to 5:30am rather than the typical industry standard for sleep disturbance of 11pm to 7am for airports. The Council submission calls for an alignment of the night time noise period.
- The Flight Path and Noise Insulation Policy accompanying the EIS is high level and requires more detailed work to allow for it to be fully assessed. The Policy is intended to generally align with the ANEC (Australian Noise Exposure Concept) Contours for Land Use Planning controls. However, it is expected that there will be noise impacts beyond the ANEC contours. Council's submission calls for the Policy, including financial support for retrofitting insulation measures, to be extended beyond the ANEC contours.
- Council has been noting properties advising of the likely impacts of aircraft noise for a number of years. These notations have been broadly based around the ANEC noise contours. Based on the exhibited EIS, it appears as if there are areas, particularly within St Clair, that will be impacted by noise that do not currently have notations. This will need to be managed by all levels of Government.

Planning Certificates

The Environmental Planning and Assessment Regulation 2021 (the EPA Regulations) requires local councils to include a notation on planning certificates where a property is subject to an ANEF or ANEC contour of 20 or greater. In the Penrith LGA, there are approximately 726 properties within an ANEF or ANEC contour of 20 or greater, all of which currently have a notation included on their property. This mandatory notation is not proposed to be amended and indeed will continue to apply to the affected properties.

In addition to the ANEC contour noise impacts, the draft EIS identifies additional impacts of aircraft noise for areas within the N60 and N70 noise contours, which affect more properties than the ANEF/ANEC contours. In the Penrith LGA, over 19,000 properties would be impacted by an N60 or N70 contour.

In the interest of providing transparency to all current and prospective landowners, it is recommended that an additional notation be applied on all planning certificates regarding potential aircraft noise impacts.

It is noted that Council previously resolved to notify certain property owners about potential airport affection on planning certificates in accordance with information previously available.

However, these notations need to be updated as a result of the release of the draft EIS. For example, there are almost 900 properties (predominantly in St Clair) that would be affected by the N70 contour, however, there is currently no notation on the property. Accordingly, it is recommended that the previous notations be removed and replaced with a new notation that would apply to all properties in the Penrith LGA.

Council officers, in consultation with the Legal Services Department, have prepared a draft notation, which has been reproduced below:

On 24 October 2023, the Australian Government released a draft Environmental Impact Statement for the preliminary flight paths for the Western Sydney International (Nancy-Bird Walton) Airport. The draft Environmental Impact Statement examines the environmental, health, social and economic impacts of the proposed flight paths.

The Australian Government has also released an Aircraft Overflight Noise Tool which indicates the preliminary flight path design and aircraft overflight and noise information.

Enquiries regarding the Western Sydney Airport should be made with the Australian Government (www.wsiflightpaths.gov.au).

The recommend advisory notation will ensure that all prospective land owners in the Penrith LGA are made aware of the Aircraft Overflight Noise Toll and can make an informed decision.

Financial Implications

There are no financial implications for Council associated with this report.

Risk Implications

There are no risk implications for Council associated with this report.

Conclusion

The draft submission maintains Council's support for the 24-hour Western Sydney International Airport on the basis of the opportunities that it presents for Penrith. It suggests however that some areas of the assessment and proposed mitigation of impacts are too narrow in their assumptions and scope. The draft submission identifies opportunities where these should be expanded for a more wholistic and equitable assessment of potential impacts for the Penrith Local Government Area in relation to the broader Sydney Metropolitan area.

In response to the latest exhibition and released documentation, changes to property notations are further recommended.

RECOMMENDATION

That:

1. The information contained in the report on Western Sydney International Airport - Draft Environmental Impact Statement on the Preliminary Flight Paths be received.
2. The draft submission (Appendix 1) be endorsed as Council's submission.
3. A new advisory planning notation regarding airport affectation, as drafted in this report, be applied to planning certificates for all properties in the Penrith

LGA, and, further that, the previous advisory notation adopted by Council be removed from planning certificates. The mandatory notation for properties within the ANEC/ANEF 20 contour will continue to be applied.

ATTACHMENTS/APPENDICES

- | | | |
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| 1. Draft Submission for WSI - Airspace and Flight Path Design Draft
Environmental Impact Statement | 7
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Our reference: P-595276-H8K7
Contact: Peter Wood
Telephone: (02) 4732 7577

12 January 2024

WSI Flight Path team
Department of Infrastructure, Transport,
Regional Development, Communications, and the Arts

Email: eis.submissions@infrastructure.gov.au

Dear Sir/Madam,

**Western Sydney International (Nancy-Bird Walton) Airport
Airspace and Flight Path Design Draft Environmental Impact Statement**

Thank you for providing Penrith City Council (Council) with the opportunity to make a submission on the abovementioned Draft Environmental Impact Statement (EIS). We welcome the Government's ongoing commitment to adhere to the **12 Airspace Design Principles** as set out in the Airport Plan, that seek to maximise safety, efficiency, and capacity, while minimising impacts on the community and the environment.

Council supports the 24-hour Western Sydney International Airport on the basis of the opportunities that it presents for Penrith, provided there is adequate NSW and Australian Government investment in infrastructure and impact mitigation.

Further to the submission by *Marshal Day Acoustics* on behalf of *The Parks for the Western Parkland City Councils*, Council has reviewed the exhibited information and provide the following attached advice for the Department's consideration in informing the assessment in preparation of the final Environmental Impact Statement. Should you wish to discuss this matter further, please contact me on (02) 4732 7577.

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Peter Wood
Development Services Manager





1. Land Use Planning

- a) Longer term dual runway scenarios should be included in the assessment, at least to inform future strategic land use planning decisions. ANEC contours for dual runways should inform land use zones and controls so that inappropriate development is prohibited, and adequate noise insulation is provided for with permissible development on land that will be affected by dual runway operations.
- b) Further to the above clarity is sought in relation to how decisions on the final flight path preferences have considered the impact on potential future development. The methodology (Chapter 11, Section 11.5.7) explains that the population and dwelling counts were sourced from Australian Bureau of Statistics (ABS) 2021 Census data (ABS, 2022). While increases in flight frequencies have been considered to 2055, clarity is sought in relation to the consideration of future planned, projected, and / or potential residential and non-residential development within affected areas. For example, the NSW Department of Planning population projections for the SA2 of Mulgoa-Luddenham (a large area adjacent to WSI) show population growth of approximately 30,000 people by 2041.
- c) Clarity is also sought in relation to how areas being planned for future development have been taken into account when finalising the flight paths for example:
 - i. Land within the walking catchment around the Sydney Metro Luddenham station and Sydney Science Park. This area is within the Northern Gateway Precinct and identified by Western Sydney Aerotropolis Precinct Plan as a specialised mixed-use centre with medium to higher density residential development. Council's population forecasts for the Northern Gateway and Mamre Road area show population growth of 11,500 by 2046.
 - ii. land identified in the Luddenham Village interim strategy, including land identified for further investigation.
- d) The results of the flight path assessment show that the number of residents affected by aircraft noise depends on the runway

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operating scenario. Examining the flight path scenarios, using the Aircraft Overflight Noise Tool and the assessment the results (section 11.7.1.1 N70) show the Preferred Runway 23 scenario (with RRO operations at night) has the lowest number of people impacted by various noise event thresholds. The results show that the Preferred Runway 23 scenario minimises impact to the communities of St Clair and Kingswood as well as in St Marys. We ask that the Government considers the work Council is undertaking in St Marys in planning for future development, as set out in St Marys Town Centre Structure Plan 2022.

- e) The **draft noise insulation and property acquisition policy** sets out the eligibility requirements for noise treatments to existing properties and matters to be considered for any potential acquisition of property. As this is a high-level policy only at this stage it will be important to further engage with Council and the community about the policy as the details are being developed in 2024.
- f) The EIS (Chapter 18 Social) has identified a range of impacts of aircraft noise on social cohesion and wellbeing of communities in the local and regional areas, including a potential increase of inequality for vulnerable groups within areas contained within ANEC 20, N60 and N70 contours for the 2055 scenarios, which is of high significance. We welcome further engagement with Council in relation to regular monitoring and reporting of data.
- g) The analysis of economic impacts of the flight paths should consider more closely the impact on the range and diversity of job opportunities and businesses. It will be also important to consider of the impact of the flight paths on agricultural producers in the affected areas which cover a substantial amount of the metropolitan rural area.
- h) The broader land use planning framework for the Aerotropolis should provide greater consideration for noise impacts within N60 and N70 contours. Furthermore, guidance should be provided for local councils seeking to adopt noise management controls for properties within the N60 and N70 contours that fall outside of the Aerotropolis precinct.

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2. Noise Impacts

It is accepted that Aircraft noise impacts are an unavoidable consequence of aircraft operations in urban environments. A balance needs to be achieved however between the development of infrastructure to respond to the growing demands of a major city and the protection of amenity for neighbouring sensitive land uses.

The WSI preliminary flight paths are such that they do not impact existing flight paths, in particular those of Sydney Kingsford Smith International Airport. There is an opportunity to consider a wholistic (balanced) approach to broader Sydney Basin airspace flight path design, such that potential noise impacts around WSI could be mitigated further. In this context the following more specific comments are relevant:

- a) The flight paths show that landowners and residents of significant areas of the Penrith Local Government Area (LGA) will be affected by aircraft noise who have not previously been notified of potential future aircraft noise impacts, with no planning certificate notations placed on the property. Of note are the residential areas of St Clair and Erskine Park, but extending into Orchard Hills and Claremont Meadows, Werrington and further north. This is particularly the case for N60 contours for the year 2055. (see pages C-28 and C29 of Technical Paper 1).
- b) The above also applies to parts of the Twin Creeks Estate that are located just outside the ANEC 20 contour. These properties will be heavily impacted, but being outside of the ANEC 20 contour, have not had notations included in the planning certificate, and have not been captured by planning controls that require upgraded construction to comply with AS2021 internal noise criteria.
- c) Noise impacts are modelled for 2040, not 2055 when the single runway configuration will be at capacity, and therefore greatest impact. This needs to be further assessed in detail.
- d) Noise impacts from WSI aircraft have been assessed in isolation – i.e. there has been no cumulative assessment that includes aircraft noise impacts from planes arriving at, and departing from, other airports in the Sydney basin. This needs to be further assessed in detail.
- e) The assessment has set a night-time period being 11:00pm to 5:30am. This is contrary to accepted industry practices and

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standards. A night-time period of 11:00pm to 7am needs to form the basis for assessment noise impacts. This would more closely align with the sleep disturbance assessment requirements set out in the NSW EPA's *Noise Policy for Industry*.

3. Noise Mitigation measures

The current draft noise insulation and property acquisition (NAPI) program is limited to include sensitive receivers within the ANEC 20 contour for insulation purposes, and within ANEC 40 for acquisition purposes. Whilst acquisition is not triggered until ANEC 40, Australian Standard AS 2021 deems new residential development 'Unacceptable' where greater than ANEC 25. The proposed mitigation area is much smaller than the area that will actually be exposed to high levels of aircraft noise – i.e noise levels above 70dB(A) during the day and/or 60 dB(A) during night-time hours.

Around 19,000 properties are impacted by the N60 and N70 contours in the LGA, well beyond the extent of the ANEC contour, and extending outside of the Aerotropolis Precinct. Of this number, almost 900 properties are impacted by the N70 contour, but have never been notified of potential flight path affectation. Most of these properties are situated in St Clair and thousands of residents, as well as businesses, schools, and early learning centres will experience impacts.

Furthermore, the Aerotropolis Phase 2 Development Control Plan (DCP) requires development within the ANEC 20 and above contours to achieve indoor design sound levels in accordance with AS 2021 – Acoustics Noise Intrusion – Building Siting and Construction. As the draft policy for the WSI only adopts the ANEC 20 contour as the principal eligibility criterion for noise insulation treatment, no noise treatment is proposed, or compensation offered for properties within the N60 or N70 contours.

The NAPI program needs to include properties exposed to N70 (5 flights or more) as typically windows and doors will be required to be kept closed to meet the internal noise level of 50dB(A) set out for sleeping and lounge areas in residential dwellings set out in Table 3.3 of AS 2021:2015. This will deprive occupants of natural ventilation. In situations where windows and doors can't provide natural ventilation, the Building Code of Australia requires alternative means of ventilation to be provided. As such, affected properties need to be included in the NAPI so that residents are not financially impacted by having to fund their

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own alternative ventilation solution. In addition, the NAPI needs to be based on impacts at year 2055 (not 2040 as stated in the EIS) so that full impacts of single runway operations are considered and managed.

There is also a likelihood that existing residents in the Penrith Local Government Area (LGA) not covered by the program will consider upgrading existing dwellings including the replacement of external cladding (roof and walls) and glazing to help minimise the impact of increased aircraft noise as described under Chapter 20 of the Draft EIS. Such 'Minor building alterations' are possible without Council approval under Part 2 Division 1 Subdivision 27 of State Environmental Planning Policy (SEPP)(Exempt and Complying Development Codes) 2008.

It is expected that Council will receive an increased number of enquiries in regard to these types of works. There is potential for increased compliance action should the works not be carried out in accordance with the requirements of the SEPP. It is also likely that there will be additional acoustic requirements for the construction of new and altered buildings in additional suburbs within the LGA. This will have impacts upon construction costs and housing affordability amongst the Penrith LGA community, with an expanded and more comprehensive program warranted.

Land use planning restrictions around the airport site have been in place for several decades, including requirements to insulate new noise sensitive development against aircraft noise. While the noise impact predictions from the airport have changed since the initial noise contours were developed, there will be some existing dwellings that fall under the eligibility criteria for noise insulation treatment that were constructed to insulate against noise. It is not clear from the NIPA how this will be recognised as dealt with, noting that public funding for upgrades to these buildings may not be required.

The following specific comments are made further to the above noise mitigation considerations:

- The Australian Government must ensure written notification is provided to all landowners who are eligible for the noise treatment program.
- The Australian Government must ensure new landowners are notified of the noise treatment program should a property be

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sold. More clarity is needed to understand how new owners would be notified in this instance.

- Further to the above, should the noise treatment program only be available for a limited time (e.g., up to 12 months), the time period should be reset if a property is sold to a new landowner. This will ensure the new landowner has sufficient opportunity to apply for the program.
- The Environmental Planning and Assessment Regulation 2021 currently requires local Councils to include a notation on planning certificates where a property is subject to an ANEF or ANEC contour of 20 or greater. While there may be merit in a further notation on planning certificates regarding the Noise Treatment Program, planning certificates are not a communications tool and should not be solely relied upon for notifying eligible property owners.

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OUTCOME 4 - WE MANAGE AND IMPROVE OUR BUILT ENVIRONMENT

Item	Page
5 Infrastructure Betterment Fund	33



5 Infrastructure Betterment Fund

Compiled by: Anne Richardson, Strategic Asset Management Coordinator
Alexx Alagiah, Asset Coordinator - Roads

Authorised by: Nik Proufas, City Assets Manager
John Gordon, Director - City Services

Outcome	<i>We manage and improve our built environment</i>
Strategy	<i>Plan for and maintain accessible, safe and high quality infrastructure</i>
Principal Activity	<i>Improve the amenity of the City's roads, pathways and drainage network</i>

Executive Summary

Council has been awarded \$1,371,963 from the Infrastructure Betterment Fund. The program application closed 15 December 2022.

The report recommends that Council accept the awarded grant funding of \$1,371,963 offered under the Infrastructure Betterment Fund and enters into a funding agreement with the Department of Regional NSW.

Background

The Infrastructure Betterment Fund is a \$200 million program to support the repair and rebuilding of public assets directly damaged by the 2019/20 NSW Bushfires (AGRN 871), February and March 2021 Storm and Floods (AGRN 954/AGRN 960) and February and March 2022 NSW Severe Weather and Flooding (AGRN 1012).

The program is the first of its kind in NSW with a focus on repairing and rebuilding public infrastructure to a more resilient standard.

Under existing Disaster Recovery Funding Arrangements, infrastructure like roads can only be built back to current standards and potentially without any future resilience improvements. The betterment programs will promote rebuilding infrastructure in a way that reduces vulnerability to future disasters, provides continuity of essential services and lowers the risk of economic impact due to a natural disaster.

The Infrastructure Betterment Fund will consider not only where, but how essential public assets are being built. Better, stronger public assets mean that the risks associated with future natural disasters can be minimised.

This program is funded and administered by Department of Regional NSW.

Current Situation

Penrith City Council will be awarded up to \$1,371,963 subject to the parties entering into a Funding Deed for the projects below

- Betterment of Woodlands Drive drainage - \$304,000

Replacement of stormwater drainage pipe in Woodlands Drive, Glenmore Park. Works include excavation and remove original pipe. Replacement of stormwater pipe and backfill trench. Reseal of road surface.

- Betterment of the Driftway, Londonderry - \$1,067,963

Base stabilisation works on The Driftway. Works include Geotechnical investigation and design of pavement treatment, base stabilisation of road subgrade, and road asphalt reseal.

Financial Implications

Acceptance of the Betterment funding grant does not require any further part financial contribution from Council.

There are no financial implications for Council caused by acceptance of the funding.

Risk Implications

Project cost and time overrun. All physical works and expenditure are to be completed by 20 May 2026.

Project design is progressing for the Betterment of the Driftway, Londonderry and will be completed in the 2024 calendar year.

Betterment of Woodlands Drive drainage has been completed and is eligible for retrospective funding.

Contingency has been accounted for in scoping and budgeting for projects.

Conclusion

It is recommended that Council accept the grant awarded and enters into a funding agreement with the Department of Regional NSW.

RECOMMENDATION

That:

1. The information contained in the report on Infrastructure Betterment Fund be received.
2. Council endorse acceptance of the Infrastructure Betterment Fund grant funding of \$1,371,963.
3. The General Manager be authorised to enter into Funding Agreements with the Department of Regional NSW.

ATTACHMENTS/APPENDICES

There are no attachments for this report.

OUTCOME 5 - WE HAVE OPEN AND COLLABORATIVE LEADERSHIP

Item		Page
6	<u>Land Classification - 24 Chapman Street and 1 Tramway Avenue Werrington (Lot 1069 DP1272641 and Lot 1226 DP1272642)</u>	37
7	<u>Disclosure of Pecuniary Interest - First Returns</u>	39
8	<u>NSW Rural Fire Fighting Fund 2023-24 Infrastructure Allocations</u>	41
9	<u>Local Road and Community Infrastructure Program Grant – Phase 3 Alternate Projects</u>	43
10	<u>Summary of Investments & Banking for the period 1 December 2023 to 31 December 2023</u>	46



6 Land Classification - 24 Chapman Street and 1 Tramway Avenue Werrington (Lot 1069 DP1272641 and Lot 1226 DP1272642)

Compiled by: Tara Braithwaite, Development Manager

Authorised by: Karen Luka, Program Manager
Matthew Bullivant, Director - Corporate Services

Outcome	<i>We have open and collaborative leadership</i>
Strategy	<i>Deliver an efficient, transparent and accountable service to the community</i>
Principal Activity	<i>Provide property services and manage community and commercial requests for the use of Council owned or controlled land</i>

Executive Summary

Section 25 of the Local Government Act 1993 (LG Act) requires all public land to be classified as either community or operational land. The purpose of this report is to seek Council Resolution to classify 24 Chapman Street and 1 Tramway Avenue Werrington (Lot 1069 DP1272641 and Lot 1226 DP1272642) as community land and to further categorise the sites as “General Community Use” to support the ongoing management of the sites as multi-purpose public open space.

Background

At the Ordinary Meeting of 1 May 2023, Council endorsed the recommendation to enter the Voluntary Planning Agreement VPA for 16 Chapman Street Werrington between Council and Lendlease Communities (Werrington) Pty Ltd.

The VPA supports DA19/0704 for the staged subdivision of land at Werrington to create 227 Residential Lots, 17 Industrial Lots, Open Space, 14 Residue Lots and Road Dedication. The DA includes the delivery of public infrastructure including the dedication of Open Space known as Central Park and Eastern Park.

As required by the VPA, Lend Lease have developed both open space sites and delivered the infrastructure and embellishments as required for their public purpose. The sites were transferred into Council’s ownership on 3 November 2023.

A site context plan is separately enclosed to this business paper.

Land Classification

Council is required to classify all public land under its ownership or control as either “community” or “operational” land. In accordance with Section 31 of the LG Act, all public land can be classified either before acquisition or within 3 months of transfer into Council’s ownership by Council resolution. Settlement of the property took place on 03 November 2023 and therefore classification by resolution is required by 03 February 2024.

Council must provide public notice of the proposed resolution to classify public land by resolution for a period of 28 days to allow for public submissions in relation to the matter. A notice to classify 24 Chapman Street and 1 Tramway Avenue Werrington (Lot 1069 DP1272641 and Lot 1226 DP1272642) as community land was provided in the Western Weekender and on Council’s website between 17 November 2023 and 15 December 2023. No submissions were received regarding this proposal.

Having met our obligations under Section 34 of the LG Act, it is proposed that the subject sites be classified as community land in accordance with Section 31 of the LG Act.

Land Categorisation

Community land is required to be used and managed in accordance with a plan of management (POM) applying to the land. Part 2 Division 2 of the LG Act outlines the objectives for the use and management of community land and the requirement for land to be categorised for that purpose in the POM.

It is recommended that the subject land be categorised as “General Community Use”. The core objectives for management of community land categorised as general community use are to promote, encourage and provide for the use of the land, and to provide facilities on the land, to meet the current and future needs of the local community and of the wider public.

Council’s City Asset Department will undertake the required updates to the relevant POM following the classification of the land.

Financial Implications

Costs associated with the land classification are minor and will be funded by the Property Development reserve.

Risk Implications

The risk to Council is considered low as the classification is being completed by Council in accordance with the provisions of the LG Act.

Conclusion

To ensure Council’s compliance with the LG Act and the management of public land, it is recommended that Lot 1069 DP1272641 and Lot 1226 DP1272642 be classified as community land and categorised as General Community Use.

RECOMMENDATION

That:

1. The information contained in the report on Land Classification - 24 Chapman Street and 1 Tramway Avenue Werrington (Lot 1069 DP1272641 and Lot 1226 DP1272642) be received.
2. Lot 1069 DP1272641 and Lot 1226 DP1272642 be classified as community land in accordance with Section 31 of the Local Government Act 1993.
3. The land be categorised as a “General Community Uses” in accordance with Section 36 of the Local Government Act 1993.
4. The Common Seal of the Council of the City of Penrith be affixed to all documents as required, and the General Manager (or their delegate) be authorised to sign all necessary legal documents in relation to this matter.

ATTACHMENTS/APPENDICES

There are no attachments for this report

7 Disclosure of Pecuniary Interest - First Returns

Compiled by: Avanthi Fernando, Governance Officer
Stuart Benzie, Governance Coordinator

Authorised by: Adam Beggs, Governance Manager
Stephen Britten, Chief Governance Officer

Outcome	<i>We have open and collaborative leadership</i>
Strategy	<i>Corporate Enablers</i>
Principal Activity	<i>Promote ethical behaviour through awareness and advice, and manage investigations of alleged corruption, maladministration or breaches of the Code of Conduct</i>

Executive Summary

In accordance with clause 4.21 of the Model Code of Conduct for Local Councils in NSW 2020, *“a Councillor or designated person must make and lodge with the General Manager a return in the form set out in schedule 2 of the Code, disclosing interests specified in schedule 1 of the Code within three (3) months after:*

- (a) becoming a Councillor or designated person,*
- (b) 30 June each year, and*
- (c) the Councillor or designated person becoming aware of an interest they are required to disclose under Schedule 1 that has not been previously disclosed...”.*

Clause 4.25 of the Code further prescribes that a written disclosure lodged by a Councillor or designate person under clause 4.21(a) after becoming a Councillor or a designated person must be tabled at the first Council meeting after the last day the return is required to be lodged.

This report details a list of first returns lodged by designated persons.

Current Situation

Under clause 4.21(a) of the *Model Code of Conduct for Local Councils in NSW 2020*, ‘a Councillor or designated person must make and lodge with the General Manager a return in the form set out in schedule 2 to this code, disclosing the “...interests as specified in schedule 1 to this code within 3 months after becoming a Councillors or a designated person”.

These first returns lodged by a Councillor or a designated person... *‘must be registered with the General Manager under clause 4.24 and must be tabled at the first Council meeting after the last day the return is required to be lodged’* (clause 4.25).

The following clause 4.21(a) written disclosures (first returns) under the Code of Conduct have been lodged:

Name	Position Title	Date Commenced	Date Lodged
James Symonds	Capital Projects Director	17 October 2023	9 November 2023
Christine Gough	City Planning Manager	4 December 2023	15 January 2024

These first returns are currently kept by Council as required by the Model Code and will be made publicly available in accordance with the requirements of the Government Information (Public Access) Act 2009 subject to redaction, where permitted in accordance with public interest principles and applicable guidelines.

Financial Implications

There are no financial implications for Council associated with this report.

Risk Implications

Councillors and designated persons are prescribed to disclose pecuniary interests listed in Schedule 1 in accordance with Clause 4.21 of the Model Code. The disclosures of pecuniary interests are expected to uphold Councillors' and designated persons' honest and responsible conduct while executing their duties and to minimise possible breaches of pecuniary interest obligations set out in the Model Code. The management of Council's pecuniary interest returns are one of a series of measures implemented to manage risks associated with decision making throughout the organisation.

Conclusion

The first returns listed in this report are being completed and lodged within three (3) months of becoming designated persons and are kept in a register held by the Governance Department.

Written returns will be made available on Council's website subject to redaction, where permitted in accordance with public interest principles and applicable guidelines.

RECOMMENDATION

That:

1. The information contained in the report on Disclosure of Pecuniary Interest - First Returns be received.
2. The written first returns be made publicly available in accordance with the requirements of the Government Information (Public Access) Act 2009 subject to appropriate redactions.

ATTACHMENTS/APPENDICES

There are no attachments for this report.

8 NSW Rural Fire Fighting Fund 2023-24 Infrastructure Allocations

Compiled by: Caroline Orde, Strategic Asset Management Coordinator - Buildings and Open Space
Laurie Cafarella, Emergency Management Coordinator and Local Emergency Management Officer

Authorised by: Nik Proufas, City Assets Manager
John Gordon, Director - City Services

Outcome	<i>We have open and collaborative leadership</i>
Strategy	<i>Plan for and manage City resources for current and future generations</i>
Principal Activity	<i>Manage Council's assets to minimise risk, reflect lifecycle costs and meet community needs</i>

Executive Summary

Council has been allocated \$1,076,313 for Infrastructure projects across multiple Brigades in the Penrith City Council Local Government Area for the 2023-24 Financial Year. Several projects for NSW Rural fire Service Brigade Stations have been selected and are currently under consideration utilising the 2023-24 allocation.

This report recommends Council receives and notes the 2023-24 allocation provided for infrastructure.

Background

The Minister for Customer Service and Digital Government, Minister for Emergency Services, and Minister for Youth Justice, the Honourable Jihad Dib MP, has approved allocations for the 2023-24 Rural Fire Fighting Fund, which supports volunteer brigades who protect our local community.

Following amendments to the Rural Fires Act 1997 during 2017, the statutory contribution by relevant Councils is now determined by reference to the 'rural fire brigade funding target' defined in section 103 of the Act.

The Rural Fire Service has provided a schedule of key allocations including firefighting appliances, infrastructure, equipment and grants that will be provided directly to Penrith City Council in the 2023-24 year.

For infrastructure, the 2023-24 allocation totals \$1,076,313 for works programs across multiple Brigades in LGA.

Current Situation

The 2023-24 allocation for infrastructure is provided as a lump sum of \$1,076,313.

Scoping, design and site investigation is currently underway for a number of separate projects to progress the scope, costs and timeframes.

The list of projects under consideration utilising the 2023-24 allocation are listed below:

- Regentville Driveway upgrade Stages 1 and 2,
- Security upgrades for Erskine Park Brigade Station,
- Painting the Regentville Brigade Station (external)

- Generator installation at Mulgoa Brigade Station
- Design works for knockdown and replacement of Castlereagh Brigade Station, and
- Upgrades of Londonderry Brigade Station improvements (3 phase power connection), including potential reimbursement for cost of generator install undertaken last year from the bushfire reserve account.

Financial Implications

There is no requirement for Council to provide matching funds to the allocation being offered.

The maintenance and operational requirements of the projects will be reflected in Council's future asset maintenance budgets and asset renewal programs in accordance with Council's Budget Guidelines.

Risk Implications

The current funding allocation received from the NSW Rural Fire Service for infrastructure improvements is conditional on ensuring that all funded projects are either completed or substantially commenced within the required timeframes and cost reimbursement claims are processed at regular intervals.

If required, allocated funds can be carried over to future financial years. Council officers are working closely with the RFS to scope requirements and ensure outcomes are achieved.

Conclusion

It is recommended that Council notes the 2023-24 allocation for infrastructure of \$1,076,313 for works across multiple Brigades in LGA.

RECOMMENDATION

That the information contained in the report on NSW Rural Fire Fighting Fund 2023-24 Infrastructure Allocations be received.

ATTACHMENTS/APPENDICES

There are no attachments for this report.

9 Local Road and Community Infrastructure Program Grant – Phase 3 Alternate Projects

Compiled by: Nik Proufas, City Assets Manager

Authorised by: John Gordon, Director - City Services

Outcome	<i>We have open and collaborative leadership</i>
Strategy	<i>Plan for and manage City resources for current and future generations</i>
Principal Activity	<i>Manage Council's assets to minimise risk, reflect lifecycle costs and meet community needs</i>

Executive Summary

As part of phase three of the Federal Government's Local Roads and Community Infrastructure (LRCI) Program, Council was awarded \$3,044,550. Council endorsed projects that meet the funding criteria at its Ordinary Meeting on 21 February 2022 and entered into a funding agreement with the Department of Infrastructure, Transport, Regional Development and Communications. Projects are to be completed by 30 June 2024.

One of the endorsed projects was the allocation of \$850,000 towards the development of a mixed recreation space at Bennett Park, St Marys. Subsequent site investigations, design investigations and grant awards from the Western Sydney Infrastructure Grant Program, as well as an alternate Federal Grant (it is not permissible for the same project to be funded by two Federal Government grants), has provided the opportunity to reallocate the \$850,000 allocated from phase three of LRCI to other projects.

This report recommends that Council seeks approval from the Department of Infrastructure, Transport, Regional Development and Communications to allocate the funds to:

- *Citywide* - High Priority Footpath projects
- *Jamison Park* - Dog park infrastructure (small dog park and solar lighting pathway)
- *Caddens Oval* - Synthetic cricket wicket
- *Parker Street* – spectator seating installation, fencing and landscaping by amenity building
- *Allsopp and Paterson Reserve* – spectator and player hardstand area.

Background

The Local Roads and Community Infrastructure (LRCI) Program was announced by the Federal Government on 22 May 2020, with funding being offered to Councils to be spent from 1 July 2020 to 30 June 2021 that meet eligibility criteria. The nominal grant funding amount offered to Penrith City Council under the initial LRCI Program was \$1,522,275.

Nominated projects were reported and endorsed by Council at the Ordinary Meeting on 27 July 2020. Following the announcement of the Federal budget in July, further funding was allocated to the LRCI Program (Phase 2). A further \$6,613,341 was offered to Penrith City Council for projects that met the funding criteria. Nominated projects were reported and endorsed by Council at the Ordinary Meeting on 22 February 2021. A further \$3,044,550 (Phase 3) was offered to Penrith City Council for projects that meet the funding criteria and endorsed by Council at the Ordinary Meeting on 21 February 2022.

Projects for Phase 4 of the LRCI Program was endorsed by Council at the Ordinary Meeting on 20 November 2023. The Phase 4 of the program provides Council with \$2,400,357 and

runs from 1 July 2023 to 30 June 2025, with projects required to be physically completed by 30 June 2025.

Current Situation

Council endorsed LCRI Program Phase 3 projects at its Ordinary Meeting on 21 February 2022 including a funding allocation of \$850,000 for Bennett Park, St Marys as a contribution to delivering a new mixed recreation space as part of the Penrith Sport and Recreation Strategy implementation plan. The project has also, subsequently, been allocated grants from both the Western Sydney Infrastructure Grant Program and, an alternate Federal Government grant.

Since the allocation of LRCI, there has been significant work undertaken in terms of site investigations, due diligence and design considerations for the delivery of the mixed recreation space at Bennett Park which have identified site constraints and challenges. Furthermore, a project cannot now be delivered by 30 June 2024 in accordance with the grant program requirements and, advice has been received that two sources of Federal Government funding cannot be expended on the same project.

Revised designs are currently being prepared that will deliver the intent of the Bennett Park mixed recreation space with both play and informal active (scooter, bike ride area etc.) included within the budget that is available through allocated Council budgets, the Western Sydney Infrastructure Grant Program, and the non-LRCI Federal Government grant allocation.

Given the status of Bennett Park, Council Officers have confirmed with the Department of Infrastructure, Transport, Regional Development and Communications that a variation request can be lodged to allocate the \$850,000 grant to Bennett Park to other open space infrastructure projects that can be delivered prior to 30 June 2024.

Opportunities for the grant to be reallocated have been investigated, with the following projects identified.

Project Summary	Value
High Priority Footpath projects – This will complete the current list of high priority footpaths	\$530,000
Jamison Park Dog park infrastructure including small dog area and solar pathway lighting	\$160,000
Caddens Oval – Synthetic Cricket	\$50,000
Parker Street Reserve – spectator seating, fencing and landscaping	\$70,000
Allsop and Patterson Oval – spectator and player hardstand area	\$40,000

The projects have been selected from future unfunded open space infrastructure improvement projects, take into account short delivery timeframes, and include contingency.

Financial Implications

There is no requirement for Council to provide matching funds to the grant being offered. Instead, Council is given an opportunity to realise the full scope of works for projects that would have otherwise had to make concessions to fit within original budget.

The maintenance and operational requirements of the upgraded building will be reflected in Council's future asset maintenance budgets and asset renewal programs in accordance with Council's Budget Guidelines.

Risk Implications

Project cost and time overrun. All physical works and expenditure are to be completed by 30 June 2024. The selected projects either require minimal design input, have designs and investigation progressed, or minimise procurement timeframes by utilising Council panel contractors.

Conclusion

It is recommended that Council endorses the projects selected as a variation to the LCRI Program Phase 3 funding request, and applies for a Major Variation to LCRI Program Phase 3 to notify the Department of Infrastructure, Transport, Regional Development and Communications of the project substitutions.

RECOMMENDATION

That:

1. The information contained in the report on Local Road and Community Infrastructure Program Grant – Phase 3 Alternate Projects be received.
2. Council apply to the Department of Infrastructure, Transport, Regional Development and Communications for a Major Variation to LCRI Program Phase 3.

ATTACHMENTS/APPENDICES

There are no attachments for this report.

10 Summary of Investments & Banking for the period 1 December 2023 to 31 December 2023

Compiled by: James Legarse, Treasury and Operations Accountant

Authorised by: Neil Farquharson, Financial Services Manager
Matthew Bullivant, Director - Corporate Services

Outcome	<i>We have open and collaborative leadership</i>
Strategy	<i>Deliver an efficient, transparent and accountable service to the community</i>
Principal Activity	<i>Support financial sustainability through financial planning and budget management and provide accurate reporting to the community</i>

Executive Summary

This report on the Summary of Investments & Banking for December 2023 is submitted for the purpose of financial accountability and to satisfy the investment reporting requirements of the Local Government (General) Regulation 2005 (clause 212), the Local Government Act 1993 (the Act) (Section 625) and the Council's Investment Policy.

The report certifies that the Council investments comply with the forms of investment made by order of the Minister under section 625(2) of the Local Government Act 1993. The current Ministerial Order was issued under Council Circular 11-01 on 17 February 2011.

The report provides a summary of investments for the period 1 December 2023 to 31 December 2023 and a reconciliation of invested funds as at 31 December 2023.

The investment returns versus the benchmark as a percentage for December 2023 are:

- Council portfolio current yield (including FRNs) 4.95%
- Council portfolio annualised yield to date 4.32%
- 90-day Bank Bill Swap rate (Benchmark) 4.36%
- Enhanced 90-day Bank Bill Swap Rate (Benchmark: BBSW+20bps) 4.56%
- Original Budget estimated return (2023/24 Financial Year) 3.65%

The report recommends that the information contained in the report be received.

Current Situation

A Summary of Investments is shown in Appendix 1, including Economic Commentary for December 2023, Historical Investment Performance Analysis tables and charts, a reconciliation of Invested Funds for December 2023 and various Investment Summary and Investment Portfolio analysis tables and charts.

The Reserve Bank of Australia (RBA) met on December 2023, and the Board decided to keep the Cash Rate at 4.35%. The Board's decision to hold the Cash Rate is to provide some time to assess the impact of the increase in interest rates to date and the economic outlook. While the economy has been experiencing a period of below trend growth, it was stronger than expected over the first half of the 2023. The Board's view that progress in bringing inflation back to the target range of 2 to 3 per cent was looking slower than earlier forecast; hence potential further Cash Rate increases are not out of the picture.

Financial Implications

Adopting the recommendations of this report confirms Council's investment returns are favourably exceeding the Original Budget, as well as outperforming the benchmark for the month. More detailed Financial Implications are contained in Appendix 1.

Risk Implications

The Council's investments have been placed in accordance with Section 625 of the Local Government Act 1993, relevant regulations, and the Council's adopted Investment Policy. The Council's Investment Policy has objectives to preserve capital, ensure liquidity of funds to meet cash flow requirements and achieve an acceptable rate of return having reference to the Council's risk tolerance.

Conclusion

This report confirms that the Council's investments have been placed in accordance with relevant legislation/regulations, the Council's Investment Policy and highlights the Council's investment performance for December 2023. Additionally, the report assures the Council that Council's Cash Book and Bank Statements have been reconciled.

Certificate of Responsible Accounting Officer

I hereby certify the following:

1. All investments have been made in accordance with Section 625 of the Local Government Act 1993, relevant regulations, and Council's Investment Policy.
2. The Council's Cash Book and Bank Statements have been reconciled as at 31 December 2023.



Matthew Bullivant

RECOMMENDATION

That:

1. The information contained in the report on Summary of Investments & Banking for the period 1 December 2023 to 31 December 2023 be received.
2. The certificate of the Responsible Accounting Officer and Summary of Investments and Performance for the period 1 December 2023 to 31 December 2023 be noted and accepted.

ATTACHMENTS/APPENDICES

1. Investment Report as at 31 December 2023 6 Pages Appendix

Penrith City Council
Summary of Investments
31 December 2023

Commentary

The Reserve Bank of Australia (RBA) met on 6 December 2023, and the Board decided to keep the Cash Rate to 4.35%. The Board's decision to hold the Cash Rate is to provide some time to assess the impact of the increase in interest rates to date and the economic outlook. While the economy has been experiencing a period of below-trend growth, it was stronger than expected over the first half of the 2023. The Board's view that progress in bringing inflation back to the target range of 2 to 3 per cent was looking slower than earlier forecast; hence a potential further Cash Rate increase(s) is not out of the picture.

It is to be noted, as illustrated in Graph 1 of this report, both Council's benchmarks of BBSW monthly return and Enhanced BBSW have been surpassed in December 2023, showing the impact of the continued improvements in interest rates being invested. The Council remains proactive in securing the best interest rates on offer at the time the funds are invested.

Australia's Long-term government bond yields have been steadily growing, consistent with several countries. Bank funding costs in Australia have also declined, with money-market spreads having fully reversed the increases that took place during the height of the pandemic. Borrowing rates for both businesses and households have continued to rise, consistent with the RBA cash rate increase outlook. The Australian dollar is at the low end of its narrow range of recent times.

The inflation rate at the third quarter of 2023 (July 2023-September 2023), being the most recent quarterly result, has decreased to 5.4% from 6.0% in the previous quarter - in both headline and underlying terms. The November 2023 unemployment rate was 3.9%, a 0.2% increase from the previous month's result. As at writing of this report, the December 2023 Unemployment Rate result has yet to be released and published.

The investment returns versus the benchmark and annual budget as a percentage for December 2023 are:

Council portfolio current month's yield	4.95%
Council portfolio annualised yield to date	4.32%
90-day Bank Bill Swap Rate (Benchmark)	4.36%
Enhanced 90-day Bank Bill Swap Rate (Benchmark – BBSW + 20bps)	4.56%
Original budget estimated return (2023/24 Financial Year)	3.65%

Penrith City Council
Historical Investment Performance

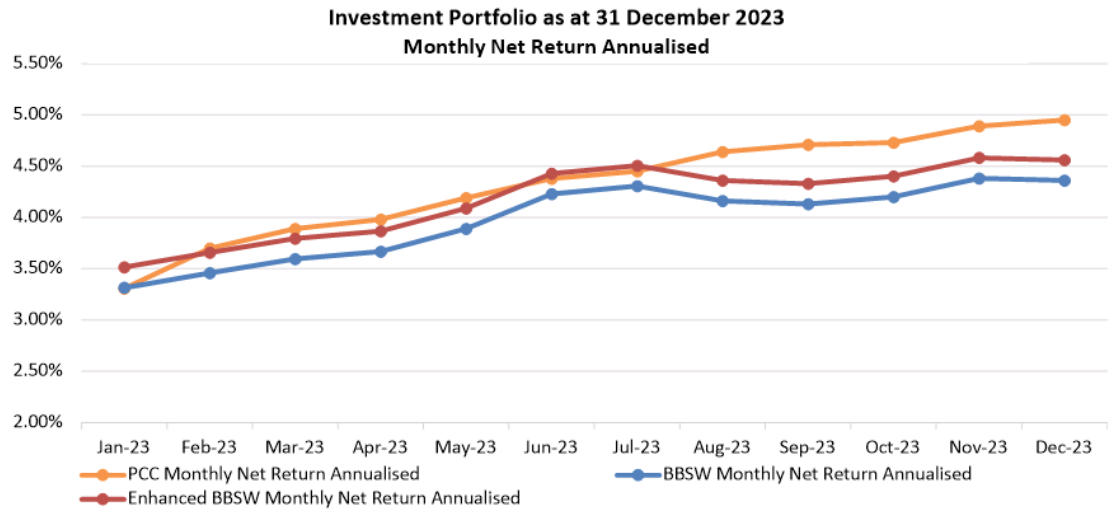
Table 1

	Actual Portfolio Monthly Return	Benchmark (BBSW)	Enhanced Benchmark (BBSW+20bps)
Current Portfolio Yield (including FRNs)	4.95%	4.36%	4.56%
Past 12 Month Portfolio Performance	4.32%	3.97%	4.29%
Portfolio Return for the Period	0.41%	0.36%	0.38%

Portfolio Yield (Actual Versus Benchmark)

The annual weighted average income return on investments to 31 December 2023, was 4.32%. This graph tracks performance over time and shows that the yield was between 3.31% and 4.95% for the past 12 months. The reportable month's result has surpassed the BBSW monthly return benchmark.

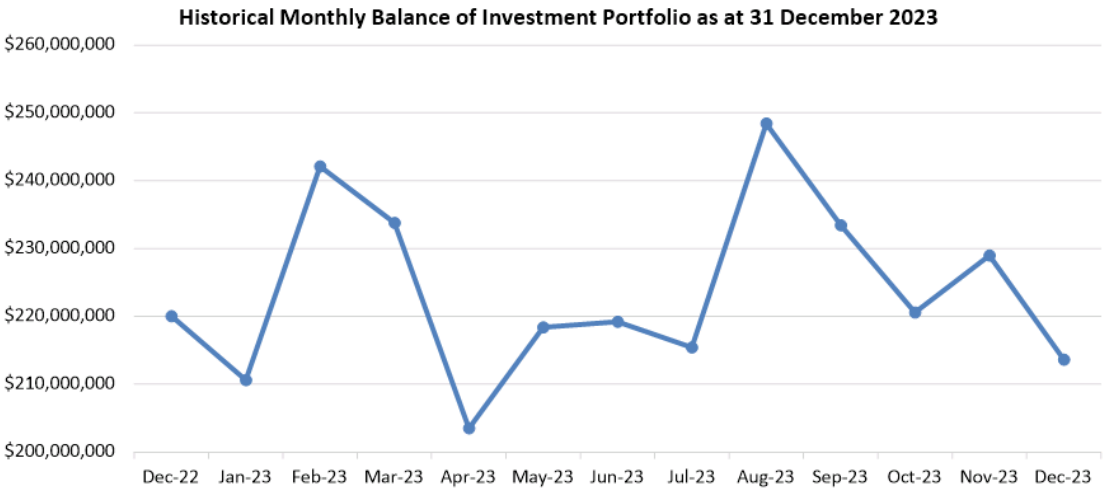
Graph 1



Annual Portfolio (Actual)

The graph below illustrates the annual trend of the Council's monthly Investment Portfolio balances.

Graph 1.1



Penrith City Council
Investment Summary by Asset Group and Monthly Movement

Table 1.1

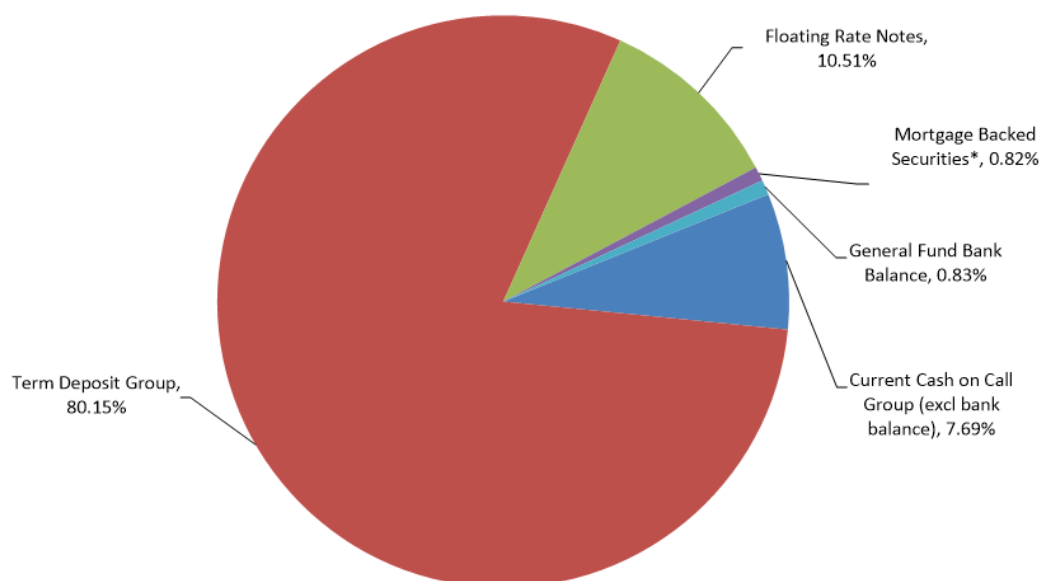
Asset Group	Closing Value (Face Value) 30 November 2023		Closing Value (Face Value) 31 December 2023	
	\$	%	\$	%
Current Cash on Call Group (excl General Fund balance)	21,049,831	9.19%	16,415,754	7.69%
Term Deposit Group	177,700,000	77.61%	171,200,000	80.15%
Floating Rate Notes	22,450,000	9.81%	22,450,000	10.51%
Mortgage Backed Securities*	1,752,049	0.77%	1,752,049	0.82%
Sub-Total	222,951,880		211,817,803	
General Fund Bank Balance	6,005,088	2.62%	1,778,826	0.83%
Total	228,956,968	100%	213,596,629	100%

* MBS Purchased in 2006/2007 prior to the current Ministerial Investment Order. This product is being 'Grandfathered' – i.e., the Council will continue to actively manage these investments within the portfolio. However, the Council is not permitted to place further funds in this bank, due to its credit rating.

December 2023 Investments % Allocation by Asset Groups

The graph below illustrates the dissection of the Council's Portfolio per investment products or categories.

Graph 1.2



Penrith City Council
Reconciliation of Invested Funds and Monthly Movement

Table 1.2

	Period Ending 30 November 2023 \$	Period Ending 31 December 2023 \$
Represented by:		
Externally Restricted Assets		
Section 7.11 Developer Contributions	77,609,636	81,678,451
Restricted Contributions for Works	4,092,476	5,286,506
Unexpended Grants*	34,604,517	33,332,267
Unexpended Loan Funds	14,770,890	14,770,890
Other Externally Restricted	7,771,101	7,335,489
Sub-Total	138,848,620	142,403,603
Internally Restricted Assets - Funding of Operations		
Internal Reserves	40,167,021	39,124,063
Security Bonds and Deposits	20,772,964	20,897,024
Sub-Total	60,939,985	60,021,087
Restricted Assets Utilised in Operations		
Unrestricted Invested Funds	29,168,363	11,171,939
Total Cash and Investments	228,956,968	213,596,629

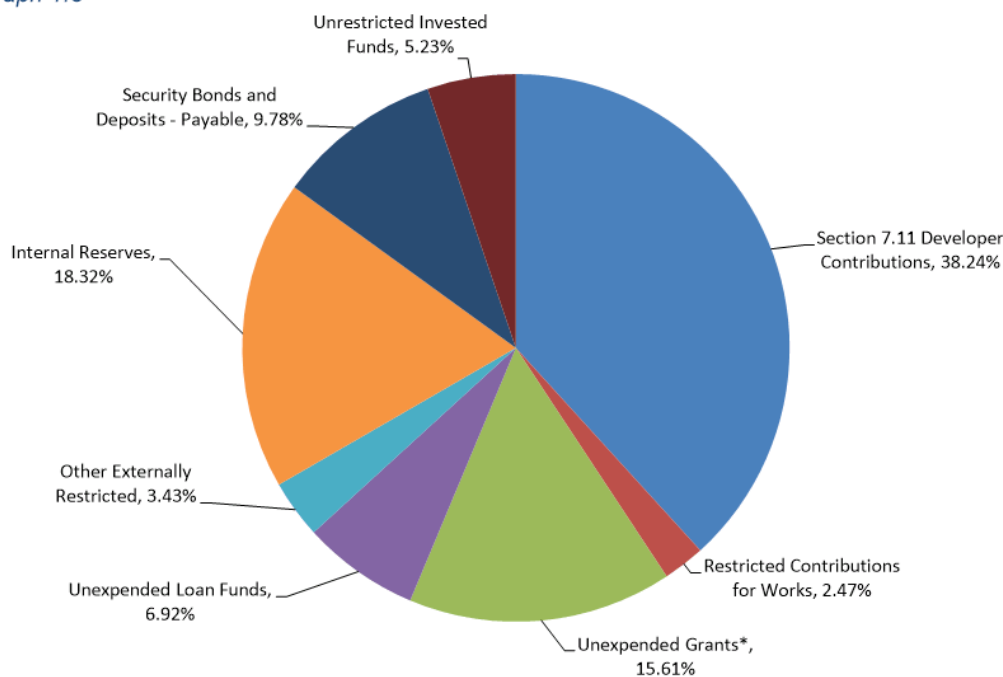
*Balance may be in deficit when funds are spent in advance of grant payment date to the Council.

NOTE: The above figures have been prepared under cash basis accounting.

December 2023 Investments % Allocation by Cash Reserve Type

This graph demonstrates the allocation of the Council's cash reserves.

Graph 1.3



Penrith City Council
Investment Summary

(Graphed to reflect fund ratings as % of portfolio)

Table 1.3

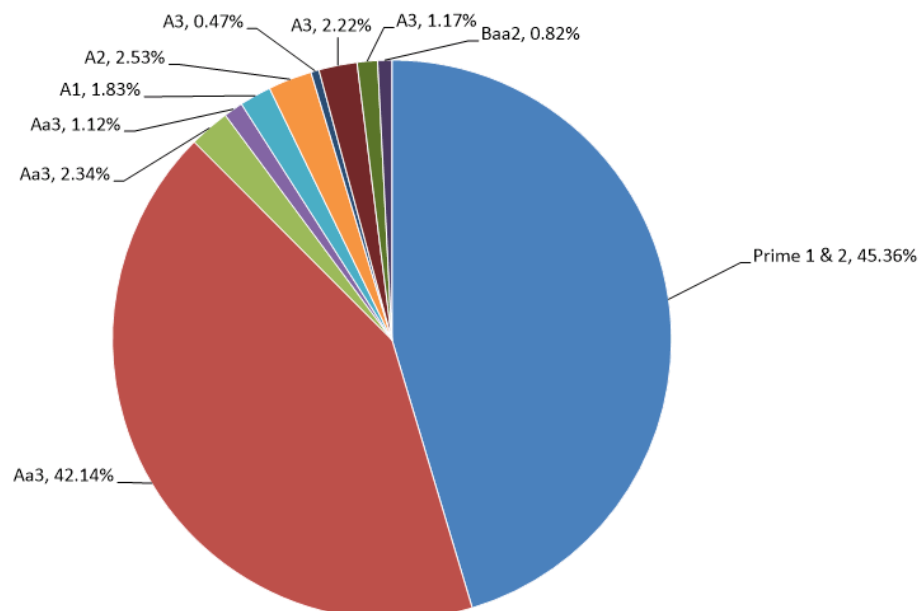
		31 December 2023		
Credit Rating (per Moody's)	Bank/Financial Institution -	Utilised \$	Portfolio %	Policy Maximum %
Short Term				
Prime 1	CBA, NAB & Westpac	90,394,580	42.32%	100% (40% per institution)
Prime 2	AMP Bank	6,500,000	3.04%	5% (10% per institution)
Prime 1 & 2		96,894,580	45.36%	
Long Term				
Aa3	Term Deposit - Long Term (CBA,WBC & NAB)	90,000,000	42.14%	100% (40% per institution)
Aa3	Floating Rate Note (WBC)	5,000,000	2.34%	100% (40% per institution)
Aa3	Floating Rate Note (NAB)	2,400,000	1.12%	100% (40% per institution)
A1	Suncorp Bank (Suncorp)	3,900,000	1.83%	40% (25% per institution)
A1	Floating Rate Note (Macquarie Bank)	5,400,000	2.53%	40% (20% per institution)
A3	Floating Rate Note (ING)	1,000,000	0.47%	40% (20% per institution)
A3	Floating Rate Note (Bank of Queensland)	4,750,000	2.22%	20% (10% per institution)
A3	Term Deposit - Long Term (Bendigo)	2,500,000	1.17%	20% (10% per institution)
Baa2	Mortgage Backed Securities (Barclays Capital) *	1,752,049	0.82%	Grandfathered
Total Portfolio		213,596,629	100.00%	

*Investments placed prior to current Ministerial Order. This product is being 'Grandfathered' – i.e., the Council will continue to actively manage these investments within the portfolio. However, the Council is not permitted to place further funds in this bank, due to its credit rating.

December 2023 Investments % Allocation by Moody's Fund Rating

Reflects Moody's fund ratings as percentage (%) of the portfolio, to show compliance with the Council's Investment Policy objectives of minimising risk.

Graph 1.4



Penrith City Council
Diversification of Portfolio
(Graphed to reflect fund ratings as % of portfolio)

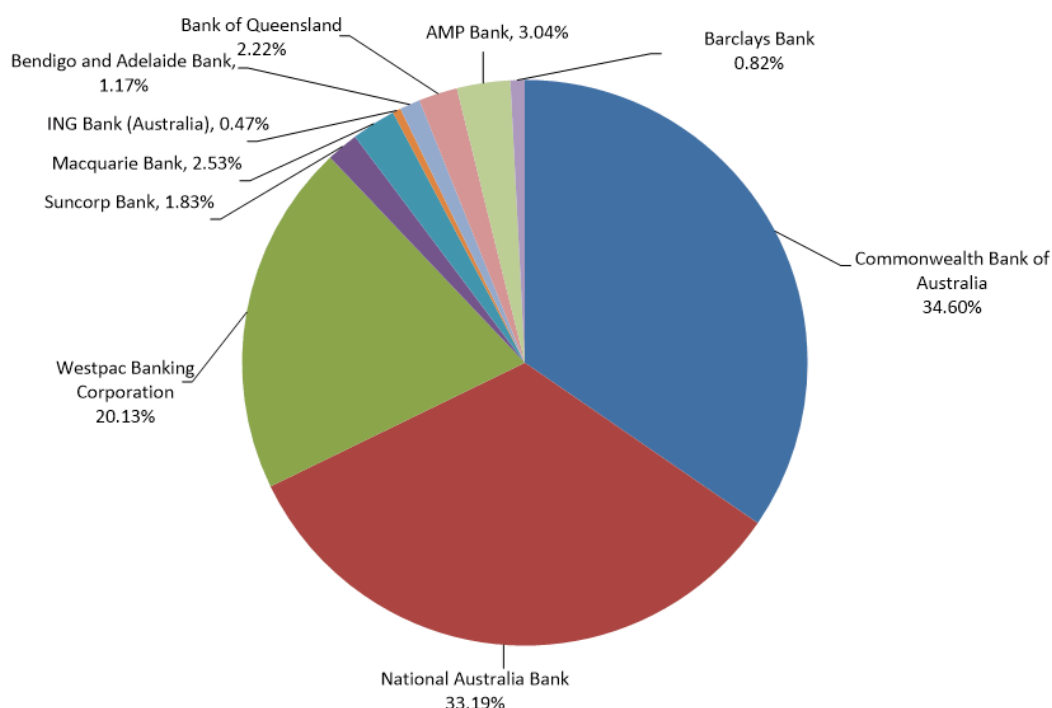
Table 1.4

Dealing Bank	Short Term	Long Term	31 December 2023	
			Investment (\$)	Allocation (%)
Commonwealth Bank of Australia	Prime 1	Aa3	73,894,580	34.60%
National Australia Bank	Prime 1	Aa3	70,900,000	33.19%
Westpac Banking Corporation	Prime 1	Aa3	43,000,000	20.13%
Suncorp Bank	Prime 1	A1	3,900,000	1.83%
Macquarie Bank	Prime 1	A1	5,400,000	2.53%
ING Bank (Australia)	Prime 1	A3	1,000,000	0.47%
Bendigo and Adelaide Bank	Prime 2	A3	2,500,000	1.17%
Bank of Queensland	Prime 2	A3	4,750,000	2.22%
AMP Bank	Prime 2	Baa2	6,500,000	3.04%
Barclays Bank	Prime 2	Baa2	1,752,049	0.82%
Total Investment			213,596,629	100.00%

December 2023 Investment % Allocation by Financial Institutions (per Moody's Credit Ratings)

Reflects the spread of investments amongst various Financial Institutions to show portfolio diversification in accordance with the Council's Policy of risk aversion.

Graph 1.5



COMMITTEE OF THE WHOLE
DELIVERY PROGRAM REPORTS
CONTENTS

Pecuniary Interests

Other Interests

Monday 29 January 2024

Item		Page
1	Presence of the Public	1
2	<u>Council Property - New Licence - First Floor, 207-209 Queen St, St Marys</u>	2
3	<u>Federal Grant Programs - Sport and Recreation Projects</u>	2

1 Presence of the Public

Everyone is entitled to attend a meeting of the Council and those of its Committees of which all members are Councillors, except as provided by Section 10 of the Local Government Act, 1993.

A Council, or a Committee of the Council of which all the members are Councillors, may close to the public so much of its meeting as comprises:

- (a) the discussion of any of the matters listed below; or
- (b) the receipt or discussion of any of the information so listed.

The matters and information are the following:

- (a) personnel matters concerning particular individuals;
- (b) the personal hardship of any resident or ratepayers;
- (c) information that would, if disclosed, confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business;
- (d) commercial information of a confidential nature that would, if disclosed:
 - prejudice the commercial position of the person who supplied it; or
 - confer a commercial advantage on a competitor of the Council; or
 - reveal a trade secret.
- (e) information that would, if disclosed, prejudice the maintenance of the law;
- (f) matters affecting the security of the Council, Councillors, Council staff or Council property;
- (g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

The grounds on which part of a meeting is closed must be stated in the decision to close that part of the meeting and must be recorded in the minutes of the meeting.

The grounds must specify the following:

- (a) the relevant provision of section 10A(2);
- (b) the matter that is to be discussed during the closed part of the meeting;
- (c) the reasons why the part of the meeting is being closed, including (if the matter concerned is a matter other than a personnel matter concerning particular individuals, the personal hardship of a resident or ratepayer or a trade secret) an explanation of the way in which discussion of the matter in open meeting would be, on balance, contrary to the public interest.

Members of the public may make representations at a Council or Committee Meeting as to whether a part of a meeting should be closed to the public

The process which should be followed is:

- a motion, based on the recommendation below, is moved and seconded
- the Chairperson then asks if any member/s of the public would like to make representations as to whether a part of the meeting is closed to the public
- if a member/s of the public wish to make representations, the Chairperson invites them to speak before the Committee makes its decision on whether to close the part of the meeting or not to the public.
- if no member/s of the public wish to make representations the Chairperson can then put the motion to close the meeting to the public.

The first action is for a motion to be moved and seconded based on the recommendation below.

RECOMMENDATION

That:

Outcome 5

2 [Council Property - New Licence - First Floor, 207-209 Queen St, St Marys](#)

This item has been referred to Committee of the Whole as the report refers to 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 and discussion of the matter in open meeting would be, on balance, contrary to the public interest.

Outcome 4

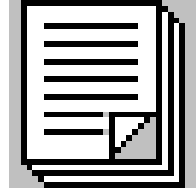
3 [Federal Grant Programs - Sport and Recreation Projects](#)

This item has been referred to Committee of the Whole as the report refers to 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 and discussion of the matter in open meeting would be, on balance, contrary to the public interest.



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ATTACHMENT



Date of Meeting:

Delivery Program: Outcome 5

Service: Financial Services

Report Title: 2022-2023 Voted Works

2023-24 VOTED WORKS

as at 29 January 2024

Meeting Approved	Ref	Description of Allocation	Amount \$	Expenditure	Manager Responsible
SOUTH WARD					
		Amount Available for 2023-24			
		Funds brought forward from 2022-23	195,206		
		2023-24 Funds	53,000		
		Total Vote for 2023-24	248,206		
		Amounts Allocated			
27-Jun-22	7	Disability Inclusion Action Plan Stretch Events**	8,333	694	CACP
24-Jul-23	UB1	Glenmore Park High School – Australian Nationals Knock Out Competition	2,000	2,000	CACP
25-Sep-23	3	NRL Grandfinal Live Site*	9,003	9,003	CACP
25-Sep-23	UB1	Barnardos Australia - Penrith	1,000	1,000	CACP
25-Sep-23	UB3	Indian Dance Festival	1,000	1,000	CACP
20-Nov-23	UB3	Luddenham Show	2,000	2,000	CACP
20-Nov-23	UB1	St John Ambulance	500	-	CACP
11-Dec-23	UB1	Nepean Potter's Society Inc	5,000	-	CACP
11-Dec-23	UB4	Penrith Beach	33,334	-	CACP
		Total Vote Committed	62,170		
TOTAL VOTE UNCOMMITTED FOR SOUTH WARD			186,036		
NORTH WARD					
		Amount Available for 2023-24			
		Funds brought forward from 2022-23	281,713		
		2023-24 Funds	53,000		
		Total Vote for 2023-24	334,713		
		Amounts Allocated			
27-Jun-22	7	Disability Inclusion Action Plan Stretch Events**	8,333	694	CACP
25-Sep-23	3	NRL Grandfinal Live Site*	9,003	9,003	CACP
25-Sep-23	UB1	Barnardos Australia - Penrith	1,000	1,000	CACP
25-Sep-23	UB3	Indian Dance Festival	1,000	1,000	CACP
20-Nov-23	UB3	Luddenham Show	2,000	2,000	CACP
20-Nov-23	UB1	St John Ambulance	500	-	CACP
11-Dec-23	UB1	Nepean Potter's Society Inc	5,000	-	CACP
11-Dec-23	UB4	Penrith Beach	33,333	-	CACP
		Total Vote Committed	60,169		
TOTAL VOTE UNCOMMITTED FOR NORTH WARD			274,544		
EAST WARD					
		Amount Available for 2023-24			
		Funds brought forward from 2022-23	190,919		
		2023-24 Funds	53,000		
		Total Vote for 2023-24	243,919		
		Amounts Allocated			
27-Jun-22	7	Disability Inclusion Action Plan Stretch Events**	8,334	694	CACP
25-Sep-23	3	NRL Grandfinal Live Site*	9,004	9,004	CACP
25-Sep-23	UB1	Barnardos Australia - Penrith	1,000	1,000	CACP
25-Sep-23	UB3	Indian Dance Festival	1,000	1,000	CACP
20-Nov-23	UB3	Luddenham Show	2,000	2,000	CACP
20-Nov-23	UB1	St John Ambulance	500	-	CACP
11-Dec-23	UB1	Nepean Potter's Society Inc	5,000	-	CACP
11-Dec-23	UB4	Penrith Beach	33,333	-	CACP
		Total Vote Committed	60,171		
TOTAL VOTE UNCOMMITTED FOR EAST WARD			183,748		
SUMMARY					
		Total Vote for 2023-24	826,838		
		Less Total Vote Committed	182,510		
		TOTAL VOTE UNCOMMITTED	644,328		

*Savings transferred back to Voted Works

** Funds revoted from 2022-23