MINUTES OF THE ORDINARY MEETING HELD ON 4 FEBRUARY 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Lina Kakish, Acting Director Planning and Growth
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Mr Eddie Jackson, Manager Community Development and Planning
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.01pm.

OPENING 6.01pm.

PRAYER The prayer of the Council was read by Pastor John Keane from West Hoxton Community Church.

APOLOGIES Councillors Mamone and Waller

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Stanley**

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

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Chairperson

CONDOLENCES

Graham Larcombe

It is with great sadness that we remember Graham Larcombe. Graham passed away on January 25 after a long struggle with cancer. Graham was 62.

Graham worked at Liverpool Council in the 1990s and 2000s within the Economic Development and Major project teams. Graham was a strong and passionate believer in Liverpool's potential as a regional centre and as a hub for technology and jobs.

Graham went on in his career to craft strong credentials in economic development and urban development doing work both domestically and internationally. As a Director of Strategic Economics, Graham's most recent involvement in Liverpool was to develop in partnership with SGS Economics an important piece of work detailing existing and future opportunities for the Liverpool Health and Education Precinct. This work has been important for Council in pursuing new economic development prospects for Liverpool arising from the location of health, medical and education facilities in the heart of the city centre.

In his time here at Liverpool Council Graham was respected as a mentor and leader to the staff of Council and as someone who was always prepared to make available his knowledge and expertise to staff and stakeholders.

Our sympathies go to Graham's daughter Sophia, step daughter Lauren, niece Jacqueline and sister Louise.

Graham's funeral service will be held at the chapel, Parsons Funeral Home, 278 Princes Highway Bulli on Friday February 6 at 2pm.

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

That Council express its deepest sympathy for the recent passing of Mr Graham Larcombe and a letter of condolence be sent to his family

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

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the minutes of the Ordinary Meeting held on 16 December 2014 be confirmed as a true record of that meeting, subject to the resolution on page 15 relating to NOM 03 being corrected as it is repeated.

DECLARATIONS OF INTEREST

Nil

PUBLIC FORUM

(Presentation – items not on agenda) Nil

(Representation – items on agenda) Nil

MAYORAL MINUTE

SUBJECT: Excellence in the Environment Award

125 tonnes of waste material has been dropped off at Liverpool's Community Recycling Centre since it opened in July last year. Considering that this waste would have otherwise been land-fill, Liverpool City Council should be proud of its renewed commitment to sustainable waste disposal and the protection of our environment.

The benefits of this centre, a first for Sydney, have not gone unnoticed. We were recently honoured with a high commendation in the Local Government NSW Excellence in the Environment Awards - Resource Recovery division.

Such an honour is an endorsement of Liverpool's sustainability agenda and the collaborative approach taken by Council, the NSW State Government and residents to local sustainable service delivery.

The NSW Government supported the initiative by way of a $250,000 grant from the Environment Protection Authority (EPA) as part of the *Waste Less, Recycle More* waste initiative, but it is our local residents who deserve the highest praise for their patronage of the centre.

RECOMMENDATION:

That Council:

1. Notes that the Liverpool Community Recycling centre was 'Highly Commended' in the LGNSW Excellence in the Environment Awards in the 'Resource Recovery' division.

2. Congratulates the residents of Liverpool for getting involved with and embracing this opportunity to contribute to our sustainability.

3. Thanks Council staff for their hard work in the creation of this centre.

4. Thanks the NSW Government including the NSW Minister for the Environment and Heritage the Hon. Rob Stokes MP, and the Member for Menai Ms Melanie Gibbons MP for their contribution to the creation of this centre.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Relationship with Penrith City Council

Last year, Council resolved to write to Penrith City Council to request an apology in relation to Clr Marcus Cornish's inappropriate and offensive statements about Liverpool and our community's diversity which we celebrate and cherish.

Liverpool City Council prides itself on our City's diversity. We are glad to be home to so many people from so many backgrounds who give our city its richness and variety. We are a tolerant city, we are a welcoming city, who celebrate our history and past, and who know that we are stronger for the good we see in one another. We refuse to have others try to tear us apart.

I would like to thank Mayor Ross Fowler OAM on his concern about the statements made by Clr Cornish. The Mayor relayed that Clr Cornish himself has refused to apologise in person for his comments. To their great credit Penrith Council through their Mayor have categorically refuted those views and expressed their solidarity and cohesion with the Liverpool. I want to thank him on our behalf for this.

We at Liverpool City Council value deeply the role that Penrith plays with us in promoting our region and advocating for the people of Western Sydney. This region and its diverse and dynamic people is so much of the future of our nation.

Liverpool City Council appreciates the kind words of the Mayor of Penrith, and is glad that Penrith stands with Liverpool in rejecting the outrageous statements made by Clr Cornish.

RECOMMENDATION:

That Council:

1. Acknowledge the letter from Mayor of Penrith Council outlining their concerns about the statements made by Councillor Cornish.

2. Welcome the positive attitude of Penrith Council towards Liverpool, and their expression of solidarity and cohesion with our communities.

3. Write to the Mayor of Penrith thanking him for his letter, and expressing our gratitude for the collaborative approach that he and most other councillors have promoted.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Former Court House, Bigge Street

For 150 years, the Former Court House operated as Liverpool's Court, and in the early Colony was an important building in the development of our judicial system.

An interesting building with a complicated past, it was commenced in the 1820's, and was added to and modified over time. It is actually one of the earliest surviving convict barracks, perhaps only predated by Hyde Park Barracks itself in NSW.

It faces Bigge Street with its impressive gates, across from Bigge Park and the railway station, and with a remarkably intact furnished court inside. It is a building that is crying out to be open, visited, and enjoyed. This is one of our key assets when it comes to activating our city and celebrating our past.

At the end of last year, the Courthouse drew an estimate 10,000 people over 4 nights with a pop-up activation. This shows its potential as an entertainment hub that draws people into our City.

I understand that the matter of its state heritage listing has been discussed for decades within Council and the community. It was also listed on the Register of the National Estate, and is listed on the National Trust of Australia (NSW) Register of Heritage Places. There is a strong case for state heritage listing, due to its historic significance to whole of New South Wales. In its assessment against the State Heritage Register, it notes that:

The site, as a working courthouse for over 150 years, demonstrates the history of the judicial service in the Colony and Liverpool area.

I understand that our property and heritage staffs are doing great work to this end, and I want personally to commend them. I hope we see it celebrated and enjoyed.

RECOMMENDATION:

That Council:

1. Write to the state government to inform them that we will be commencing a process of seeking state heritage listing for the Former Court House, Liverpool.

2. Write to our local and federal Members and the National Trust seeking support.

3. Prepare a nomination form for listing it on the State Heritage Register.

4. Seek State Government assistance with any necessary repairs and upgrades, such as for disabled access, to assist with the building's activation.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: NOM 01
FILE NO: 014054.2015
SUBJECT: Fifteenth Avenue, Twenty-Seventh Avenue and Twenty Eight Avenue

NOTICE OF MOTION

That Council:

1. Work with Sydney Catchment Authority to address the heights of the barriers around the canal that obstruct traffic turning out of Twenty seventh and Twenty Eight avenue onto Fifteenth Avenue.

2. Open discussion with Western Sydney Parklands Trust to have upgrades of Fifteenth Ave progress to accommodate the extra traffic that will be generated by the proposed business park and other developments in the area.

3. Report back to Council by its April 2015 meeting detailing works completed.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: NOM 02
FILE NO: 014056.2015
SUBJECT: Traffic Interaction - George, Bathurst, Campbell Streets and Westfield Shopping Town

NOTICE OF MOTION

That Council:

1. Investigate the traffic interaction with Westfields and implement strategies to improve traffic movements around the centre.

2. Restrict and enforce by way of a barrier traffic turning right into the second Driveway entrance from Bathurst Street. The movement of traffic at this driveway is already illegal as it turns right across double unbroken lines.

3. Liaise with Westfields to improve traffic entry into the car parks. (By for instance presenting tickets without the need to press buttons thereby reducing the wait for cars at the parking barriers.)

4. Report to Council by April 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the matter be deferred for a briefing after discussions have occurred with Westfield, as per the CEO's comment (as outlined in the Council Agenda).

Foreshadowed motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Stanley) lapsed.

ITEM NO: NOM 03
FILE NO: 016833.2015
SUBJECT: Full Council Approval for Sect 96 and Subdivisions outside of Growth Areas

NOTICE OF MOTION

That Council:

1. Have full Council determine any Sect 96 that had the DA previously approved by full Council

2. Have full Council determine any subdivisions greater than 5 lots that fall outside the growth areas of Austral, Leppington North, Edmondson Park and Middleton Grange.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council have full Council determine any subdivisions greater than 5 lots that fall outside the growth areas of Austral, Leppington North, Edmondson Park and Middleton Grange.

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

DEVELOPMENT APPLICATION DETERMINATION REPORT

ITEM NO: DAD 01
FILE NO: 003389.2015
SUBJECT: DA-4/2014 - 4 Mayberry Crescent Liverpool - Demolition of the existing dwelling; tree removal and construction of a four storey residential flat building containing 9 units and basement parking

RECOMMENDATION

That Council approves Development Application DA-4/2014, subject to the recommended conditions attached to the Council officer's IHAP Report, with Condition 2 amended to read as follows:

> *Development must be carried out generally in accordance with the Development Application and accompanying plans listed below and stamped DA-4/2014 except where modified by the undermentioned conditions or hand marked in red by Council:*

Description	***Drawing/Project/Report Number***	***Issue***	***Date***	***Prepared by***
Demolition Work Method Statement	*-*	*-*	*n.d.*	*Multi Civil Pty Ltd*
Site Plan	*2013.028_DA_02*	*E*	*30 October 2014*	*Plann Studio*
Basement 1 Floor Plan	*2013.028_DA_03*	*E*	*30 October 2014*	*Plann Studio*
Site Ground Floor Plan	*2013.028_DA_04*	*E*	*30 October 2014*	*Plann Studio*
Level 1 Plan	*2013.028_DA_05*	*E*	*3 December 2014*	*Plann Studio*
Level 2 Plan	*2013.028_DA_06*	*E*	*3 December 2014*	*Plann Studio*
Level 3 Plan	*2013.028_DA_07*	*E*	*3 December 2014*	*Plann Studio*
Roof Plan	*2013.028_DA_08*	*E*	*3 December 2014*	*Plann Studio*
Elevations	*2013.028_DA_09*	*F*	*3 December 2014*	*Plann Studio*
Elevations	*2013.028_DA_10*	*F*	*3 December 2014*	*Plann Studio*
Sections	*2013.028_DA_11*	*E*	*30 October 2014*	*Plann Studio*
Schedule of Finishes	*2013.028_DA_16*	*E*	*30 October 2014*	*Plann Studio*
Driveway/OSD Tank Details	*2013.028_DA_18*	*A*	*30 October 2014*	*Plann Studio*
Basement Stormwater	*13-053-H01*	*D*	*24 October 2014*	*Abacus Engineering Pty Ltd*
Basement Stormwater	*13-053-H02*	*G*	*24 October 2014*	*Abacus Engineering*

				Pty Ltd
Basement Stormwater	*13-053-H03*	*D*	*24 October 2014*	*Abacus Engineering Pty Ltd*
Landscape Plan	*3494a L-01*	*A*	*18 December 2013*	*Ray Fuggle Associates*
BASIX Certificate	*522288M*	*-*	*20 September 2013*	*Gradwell Consulting*
Arboricultural Impact Assessment	*-*	*-*	*29 May 2013*	*Horticultural Management Services*

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Ristevski
Clr Shelton

Vote against: Clr Stanley

Clr Ristevski left the Chambers at 6.23pm.

ITEM NO: DAD 02
FILE NO: 015854.2015
SUBJECT: RD - 4/2014 Review of determination of DA-851/2013 pursuant to Section 82A of the EPA&A application for boarding house containing 11 bedrooms

RECOMMENDATION

That Council approves review RD-4/2014 of Development Application No. 851/2013, subject to the attached deferred commencement and standard conditions of consent.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Karnib
Clr Shelton
Clr Stanley

Vote against: Clr Hadchiti
Clr Hadid
Clr Harle

Note: Clr Ristevski was absent from the Chambers when this Item was voted on.

Clr Ristevski returned to the Chambers at 6.27pm.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 262601.2014
SUBJECT: Australian Local Government Women's Association Conference

RECOMMENDATION

That Council nominates delegates to attend the 2015 Australian Local Government Women's Association Conference to be held in Wollongong NSW.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadid**

That Council:

1. Provide all Councillors the option of attending this conference and Council nominate Clr Mamone, Clr Waller and Clr Stanley.

2. Delegate to the CEO to nominate a staff member to attend.

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

ITEM NO: CFO 02
FILE NO: 303548.2014
SUBJECT: Policy Review (Red Tape Reduction Project) - Revocation of Use of Council-Branded Administrative Resources Policy

RECOMMENDATION

That Council:

1. Note this report.

2. Revoke the Use of Council-Branded Administrative Resources Policy.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CFO 03
FILE NO: 007134.2015
SUBJECT: Use of Delegation Over Christmas / New Year Period

RECOMMENDATION

That Council receives this report and notes that the Mayor and Chief Executive Officer did not exercise delegated authority during the period 17 December 2014 and 4 February 2015.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CFO 04
FILE NO: 007214.2015
SUBJECT: Investment Report December 2014

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CFO 05
FILE NO: 012781.2015
SUBJECT: Local Infrastructure Renewal Scheme (LIRS) - Funding Agreement and Borrowing

RECOMMENDATION

That Council:

1. Approves borrowing of $10.0m under the LIRS subsidy assistance program;

2. Authorises the Mayor and the Chief Executive Officer to sign the LIRS funding agreement for City Centre Revitalisation Project;

3. Authorises affixing of Common Seal of the Council to the LIRS Funding Agreement;

4. Authorises the Chief Executive Officer to obtain quotations from major financial institutions and execute a loan agreement with the bank offering most favourable terms;

5. Authorises affixing of Common Seal of the Council, if required, to the bank loan agreement.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 010776.2015
SUBJECT: Liverpool Mayoral Concert

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

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

That Council:

1. Progress a seniors mid-year Concert and authorise a budget for it of the amount outlined in the report to Council.

2. Seek sponsorship from the Catholic Club, or failing that, other potential partners to ensure that the event costs are similar to those of our end of year event.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Balloot) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

Division called:

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Ristevski

Vote against: Clr Karnib
Clr Shelton
Clr Stanley

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 263840.2014
SUBJECT: Proposal to amend Part 2.11 of Liverpool Development Control Plan 2008 to remove reference to Edmondson Park South

RECOMMENDATION

That Council:

1. Resolves to prepare and publicly exhibit an amendment to Liverpool Development Control Plan 2008 in accordance with Section 74C of the Environmental Planning and Assessment Act 1979.

2. Receives a future report considering the comments received during public exhibition.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 02
FILE NO: 003418.2015
SUBJECT: Approval for Works-In-Kind for DA-170/2013

RECOMMENDATION

That Council:

1. Accepts the Tender WIK proposal by the developer subject to capping the WIK credit to the amounts indicated in the Liverpool Contributions Plan 2009.

2. Notes that the Director will finalise and sign a WIK agreement in accordance with the delegated authority.

3. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A (2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 283571.2014
SUBJECT: Warwick Farm Racing Precinct Steering Committee Minutes of Meeting 2 December 2014

RECOMMENDATION

That Council receives and notes the Minutes of the Warwick Farm Racing Precinct Steering Committee Meeting held on 2 December 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 296584.2014
SUBJECT: Meeting Notes of Liverpool Youth Council meeting held on 2 December 2014

RECOMMENDATION

That Council receives and notes the Meeting Notes of the Liverpool Youth Council Meeting held on Tuesday 2 December 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 308323.2014
SUBJECT: No Intermodal Committee meeting minutes 2 December 2014

RECOMMENDATION

That Council receives and notes the Minutes of the No Intermodal Committee Meeting held on 2 December 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 004351.2015
SUBJECT: Minutes of Aboriginal Consultative Committee Meeting held on 4 December 2014

RECOMMENDATION

1. The Minutes of the Aboriginal Consultative Committee Meeting held on 4 December 2014 are attached for the information of Council.

2. The Minutes identify a number of actions that require Council staff to undertake, none of which will have any financial impact on Council.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 006767.2015
SUBJECT: Minutes of the Liverpool Access Committee 11 December 2014

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Access Committee Meeting held on 11 December 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 007693.2015
SUBJECT: Liverpool City Council Sports Committee Meeting Minutes 27 November 2014

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Sports Committee held on 27 November 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 010971.2015
SUBJECT: Casula Powerhouse Arts Centre Board Minutes from Meeting 4 December 2014

RECOMMENDATION

That Council receives and notes the Minutes of the Casula Powerhouse Arts Centre Board Meeting held on 4 December 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CTTE 08
FILE NO: 015247.2015
SUBJECT: Heritage Advisory Committee Meeting Minutes of 2 December 2014

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Heritage Advisory Committee Meeting held on 2 December 2014.

2. Extends the term of Ruth Grimson and Beverly Barfield, current Community Representatives on the Heritage Advisory Committee, for another two year term.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 014051.2015
SUBJECT: Question with Notice - Clr Stanley

I refer to the Gateways at Warwick Farm and the Hume Highway, and the Hume Highway at the Cross roads.

Can I please be provided with the following information:

1. Cost of the work per Gateway Site

2. How many sites have been completed?

3. Where are they?

4. What sites are still to be completed/estimated completion dates?

5. How often will the planting need to be updated (other than plants which die or are vandalised)?

6. Have natives been used? If not why?

7. What will the maintenance costs be for the gateways?

A response to these questions will be provided in the business papers for the Council meeting 25 February 2015.

ITEM NO: CONF 01
FILE NO: 007068.2015
SUBJECT: Proposed acquisition of part Lot 103 DP 1105443, Lot 103 Kurrajong Road, Carnes Hill for road widening purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of part Lot 103 DP 1105443, Lot 103 Kurrajong Road, Carnes Hill, containing an area of approximately 20.96 square metres for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, dedicates the portion of Lot 103 DP 1105443, Lot 103 Kurrajong Road, Carnes Hill, being acquired as public road;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CONF 02
FILE NO: 297087.2014
SUBJECT: ST2416 Strategic Service Delivery Partnership

The CEO advised that he had declared a conflict of interest on the register to the probity auditor regarding this item and has excluded himself from the evaluation of the tender process on the basis that in a previous role he had a 7 year relationship with a company that has tendered and the report has come to Council from the Director Business Improvement.

RECOMMENDATION

That Council:

1. In principle, accept the Tender from Queensland Partnership Group (LG Shared Services) Pty Ltd trading as Propel Partnerships (ABN 45 560 909 108) for ST2416 – Strategic Services Delivery Partnership in two stages.

2. Agree to commence Stage One to undertake due diligence and determine a baseline regarding the long term financial and human resources required to establish the agreement, including forecasting of future costs, efficiencies and savings.

3. Receives a further Stage Two Report on or before 29th April 2015, regarding the outcome of Stage One evaluation, due diligence and baseline, with suitable recommendations as to whether to progress with any future partnership arrangements.

4. Notes that the Director, Business Improvement will finalise all details and sign the Letter of Acceptance in accordance with the above following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the specific details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib

Clr Ristevski
Clr Stanley

Vote against: Clr Shelton

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Chairperson

THE MEETING CLOSED AT 6.41pm

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 25 February 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 4 February 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

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Chairperson

MINUTES OF THE ORDINARY MEETING HELD ON 25 FEBRUARY 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.02pm.

OPENING	6.02pm
PRAYER	The prayer of the Council was read by Reverend David Clarke from Hoxton Park Anglican Church.
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Harle** **Seconded: Clr Ristevski**

That the minutes of the Ordinary Meeting held on 4 February 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

Clr Stanley declared a pecuniary interest in the following item:

Item NOM 02: Phase Three Land Reclassifications and Rezonings
Reason: Clr Stanley owns property in the vicinity of one of the proposed parks.

Clr Stanley left the Chambers for the duration of this item.

Clr Shelton declared a pecuniary interest in the following item:

Item CONF 05: ST2393 - Tender for the provision of Legal Services to Liverpool City Council
Reason: Clr Shelton has multiple business dealings at commercial rates with nearly all of the tenderers.

Clr Shelton left the Chambers for the duration of this item.

PUBLIC FORUM

Presentation – Items not on agenda

1. **Mr Vele Trpevski** addressed Council on the floods in the Republic of Macedonia.

2. **Ms Angelina Kuiper** addressed Council on rubbish being left on Bathurst Street (between Campbell and Lachlan Street) and the need for more regular rubbish collections.

Representation – Items on agenda

1. **Mr John Lupton** from ShareCare Organisation addressed Council on the following item:

   Item NOM 04 - Inaugural Mayoral and Councillor Ball

2. **Ms Sharon Hughes** addressed Council on the following item:

   Item DPG 02 – Draft Liverpool Local Environmental Plan 2008 (Amendment No.46) – Macleod Park Master Plan Post-Exhibition Report.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That a two minute extension of time be given to Ms Sharon Hughes.

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

MAYORAL MINUTE

SUBJECT: Miracle Babies Turns Ten

Liverpool is home to many grassroots not-for-profit organisations which provide a great deal of support to our residents with limited resources. One organisation which has prospered and grown far beyond Liverpool's borders is the Miracle Babies Foundation which is chaired by former NSW Premier, Mr Morris Iemma and lead operationally, by CEO Ms Melinda Cruz.

As many of you will know the foundation started at Liverpool Hospital 10 years ago and supports premature and sick newborns and their families. I attended their 10th birthday celebration last week at Liverpool Hospital with the Member for Menai, Melanie Gibbons MP. It would not surprise many of you to know that this is an issue close to my heart.

Mr Iemma and Ms Cruz both spoke with great humility and thanked Council for their continued support of the foundation and its work. More importantly they spoke of the inspirational journey of the foundation's creation, with many in the crowd shedding a tear in celebration of the lives saved by facilities and staff funded by Miracle Babies.

The Miracle Babies story shows just what can be achieved through hard work and dedication in the face of tremendous adversity.

RECOMMENDATION

That Council write to the CEO and Board of Miracle Babies congratulating them on their continued success and contribution to Liverpool Hospital over the last decade.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: John Edmondson Memorial VC Park Safety

I have received representation from residents in Wattle Grove and the Member for Menai Ms Melanie Gibbons MP regarding safety at John Edmondson Memorial VC Park.

The park provides pedestrian access to Birdwood and Bridges Avenues but Ms Gibbons has advised that the residents feel unsafe using the pathways in the evening due to the lack of lighting.

I am informed that lighting is often not provided for smaller parks such as John Edmondson Memorial VC Park, because it is believed that such lighting can attract anti-social elements. But in this case, given that pedestrian access for extended periods is a priority for residents, lighting may be a reasonable request.

Due to how Wattle Grove was planned there are numerous parks that fit this description.

RECOMMENDATION

That Council:

1. Provide a report to Council on the safety of users of John Edmondson Memorial VC Park, and other relevant parks in Wattle Grove, with particular regard to the lighting and configuration of the park.

2. Write to the residents of Wattle Grove to request feedback on the safety and quality of recreation spaces in their local area.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Toda School Exchange Program

Council has been approached by the former principal of John Edmonson High School, Gary Joannides about the Toda School Exchange Program which Council has previously funded and supported. The program has typically involved 15 high school students from Liverpool visiting Toda City, Japan and 15 students from Toda visiting Liverpool, and has become a long-term cultural exchange with significant good will established.

Unfortunately in the wake of Fukushima Daiichi Nuclear Disaster, Council and High Schools across the Local Government Area were forced to halt their participation in the program due to concerns about potential nuclear radiation. Partnering Council in this program was the Toda International Friendship Association who, in this period of lapsed Council involvement, have continued to send their students to Sydney and to Liverpool.

The program is one of the longest running student exchange programs in Australia and is part of our continuing Sister City relationship with Toda. Since 1993, more than 600 students plus teachers from both Sister Cities have participated in the program. I believe it has brought about a deeper understanding of Japanese culture amongst high school aged residents and their families, and is of particular benefit to those studying the Japanese language at high school, which is a nation of growing importance to Australia's future. It also reinforces to Council and the community the importance of cross cultural dialogue in this age of global interconnectedness, building upon our existing relationship with Toda City.

In light of the absence of safety concerns in Toda, I would like to support Gary Joannides' approach to rekindle our exchange program.

RECOMMENDATION

That Council:

1. Allocate $50,000.00 in the 2015/2016 Council Budget to the Toda School Exchange Program.

2. Write to Toda City and the Toda International Friendship Association thanking them for their continued friendship and informing them of Council's resolution to renew funding for the Toda Student Exchange Program.

3. Write to the principals of high schools in the Local Government Area to inform them of Council's resolution.

Motion: **Moved: Mayor Mannoun**

That Council:

1. Consider allocating $50,000.00 in the 2015/2016 Council Budget to the Toda School Exchange Program.

2. Write to Toda City and the Toda International Friendship Association thanking them for their continued friendship and informing them of Council's resolution to renew funding for the Toda Student Exchange Program subject to the budget approval process.

3. Pending the outcome of the budget approval process, write to the principals of high schools in the Local Government Area to inform them of Council's resolution.

4. Staff look at all ramifications of safety before sending Liverpool students to Toda City.

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

MAYORAL MINUTE

SUBJECT: Macedonian Flood Assistance

Recently, the Republic of Macedonia has experienced dramatic flooding throughout regions of the Pelagonia Valley and large portions of Eastern Macedonia.

This has displaced thousands of people and affected the lives of countless others. It has also lead to the destruction of significant infrastructure and mass evacuations.

Liverpool's highly multicultural makeup means that families in our community have directly or indirectly been affected by this natural disaster. Many have come forward to support the efforts of the Macedonian Red Cross' Flood Appeal, and our community has come to particular note for its outstanding efforts on this front.

We benefit greatly from the contribution the Macedonian community makes to Liverpool, and to this end Council would like to follow the example of Rockdale Council in showing our support to our communities' fundraising efforts in this time of need.

RECOMMENDATION

That Council:

1. On behalf of the City of Liverpool provide $5,000 to the Macedonian Flood Appeal which is being managed by the Embassy of the Republic of Macedonia on behalf of the Macedonian Red Cross.

2. Acknowledges the significant efforts of the Macedonian community in Liverpool and Sydney more broadly to support the relief efforts of the Macedonian Red Cross

3. Reaffirms its support for the Macedonian Community in Liverpool and Australia, in writing to the Ambassador of the Republic of Macedonia in Canberra, Vele Trpevski.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Chief Executive Officer's 6 Monthly Performance Review – 1 July 2014 to 31 December 2014

This report is **CONFIDENTIAL** in accordance with Section 10A(2) of the Local Government Act 1993, which permits the meeting to be closed to the public for business relating to the following:

(a) personnel matters concerning particular individuals.

RECOMMENDATION

That Council:

Receives and notes the Mayoral Minute on behalf of the Chief Executive Officer Performance Review Committee (PRC).

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 023453.2015
SUBJECT: Northumberland Serviceway

NOTICE OF MOTION

That Council:

1. Reviews Northumberland Service way, Liverpool

2. Takes steps to ensure that all garbage bins are properly stowed within premises as required by relevant DA.

3. Takes steps to ensure that business do not store goods or garbage or trolleys on the roadway obstructing traffic.

4. Addresses the use of the service way as an extension of business premises. Especially the use of forklifts to move goods holding up traffic.

5. Direct business to remove all accumulated rubbish.

6. Reports back to Council at its May meeting.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Ristevski**

That Council:

1. Acknowledge Councillor Hadid's notice of motion of 29 October 2014 entitled "CBD Waste Strategy" which called for a review of waste policies in the CBD, investigation of more frequent pick-ups and shared bins, and consideration of ways of encouraging businesses to share bins and shield them from the public.

2. Note that the issue of bins in the service ways has already been raised in Council, and that the investigation of real solutions to these problems is underway.

3. Appreciate Councillor Stanley's concern on this issue.

4. Request a briefing from Council officers, on a monthly basis on progress of Councillor Hadid's motion, including the identification of possible locations for shared bins.

5. Action relating to Northumberland Serviceway be seen as a priority and progress on this be reported to Council at the May Council meeting.

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

Clr Stanley left the Chambers at 6.49pm.

ITEM NO: NOM 02
FILE NO: 036263.2015
SUBJECT: Phase Three Land Reclassifications and Rezonings

NOTICE OF MOTION

That Council forthwith discontinue its attempts to reclassify and rezone the following properties:

- 124A Wonga Road, Lurnea (McCarthy Park)
- Part of 15 Qantas Boulevard, Middleton Grange (Part of Stante Reserve)
- 8 Ferrington Crescent, Liverpool (Ferrington Park)
- 20A Frazer Avenue, Lurnea (Baker Park)
- 84A St Andrews Boulevard, Casula (St Andrews Park)
- 26 Wendlebury Road, Chipping Norton (Wendlebury Park)
- 2A Deerwood Avenue, Liverpool (Hazel Bradshaw Park)
- 22 Box Road, Casula (Mimosa Park)
- 72A Grevillea Crescent, Prestons (Acacia Park)
- 9 Gunsynd Avenue, Casula (Part of Thawaral Park)
- 10 Anjudy Close, Casula (Part of Thawaral Park)
- 230 Newbridge Road, Moorebank (Part of Regan Park)
- 99-101 Rose Street, Liverpool (Part of Pearce Park)
- 12A Brain Avenue, Lurnea (Hannan Park)

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Notes that extensive analysis undertaken before the reclassification of the land in question.

2. Notes that to not proceed with the process would make a mockery of Council's lengthy consideration of this matter.

3. Notes that without the current Council's sensible asset management, we would not be in position to deliver the improvements in amenity and facilities that are underway and planned.

4. Notes that Liverpool Council's sound asset management should not be reversed due to irrelevant state elections elsewhere in Australia.

5. Notes that such facilities and amenities are put at risk by attempts to undo this process.

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

Division called:

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

Vote against: Clr Harle
Clr Karnib
Clr Shelton
Clr Waller

Clr Stanley was not in the Chambers when this item was voted on.

Clr Stanley returned to the Chambers at 7.04pm.

ITEM NO: NOM 03
FILE NO: 036401.2015
SUBJECT: Matching Sports Grants

NOTICE OF MOTION

That Council:

1. Allocate $50,000.00 in the 2015/16 budget to a Matching Grants program for local sporting organisations to commence in July 2015.

2. Direct the CEO to develop draft guidelines, application forms, assessment criteria and a charter for an assessment panel which includes Councillor representation.

COUNCIL DECISION

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

That Council:

1. Consider allocating $200,000.00 in the 2015/16 budget to a Matching Grants program for local sporting organisations to commence in July 2015.

2. Direct the CEO to develop draft guidelines, application forms, assessment criteria and a charter for an assessment panel which includes Councillor representation.

3. Note that the funds will be subject to CPI increases.

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

ITEM NO: NOM 04
FILE NO: 036478.2015
SUBJECT: Inaugural Mayoral and Councillor Ball

NOTICE OF MOTION

That:

1. Council hold the 2015 annual Mayor and Councillor Ball at the Liverpool Catholic Club on 29 August 2015.

2. The proceeds of the Ball from ticket sales, raffles, auctions and sponsorship to go to Share Care and Liverpool Women's Health Centre. Council will be the facilitator of ticket sales.

3. A Ball organising committee be established and consist of the Mayor, Deputy Mayor and Councillor Sabrina Mamone.

4. Council fund the advertising of the Ball in the Liverpool City Champion, Liverpool Leader, Council website and the Council newsletter that gets sent out with the rates.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That:

1. Council hold the 2015 annual Mayor and Councillor Ball at the Liverpool Catholic Club on 22 August 2015.

2. The proceeds of the Ball from ticket sales, raffles, auctions and sponsorship to go to a recipient associated with Liverpool Hospital and to Share Care. Council will be the facilitator of ticket sales.

3. A Ball organising committee be established and consist of the Mayor, Deputy Mayor and Councillor Sabrina Mamone. This committee with participate in the existing regular meetings of the Ball organisers and Council staff to ensure the progress of the preparations for the Ball. A representative from Share Care and a representative from Liverpool Hospital be part of the Committee.

4. Council fund the advertising of the Ball in the Liverpool City Champion, Liverpool Leader, Council website and the Council newsletter that gets sent out with the rates.

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

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That CONF 08 be brought forward and dealt with now.

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

ITEM NO: CONF 08
FILE NO: 018167.2015
SUBJECT: Design and Construction of the Carnes Hill Precinct

RECOMMENDATION

That Council:

1. Accepts the Tender from Kane Constructions Pty Ltd for WT2401 – Contract Relating to the Design and Construction of Carnes Hill Recreation Precinct at the GST inclusive price specified in the Confidential Report.
2. Makes public its decision regarding tender WT2401 - Contract Relating to the Design and Construction of Carnes Hill Recreation Precinct.
3. Notes that the Director – Infrastructure & Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.
4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Accepts the Tender from Kane Constructions Pty Ltd for WT2401 – Contract Relating to the Design and Construction of Carnes Hill Recreation Precinct at the GST inclusive price of $30,481,322.20.
2. Makes public its decision regarding tender WT2401 - Contract Relating to the Design and Construction of Carnes Hill Recreation Precinct.
3. Notes that the Director – Infrastructure & Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.
4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature

that would, if disclosed, prejudice the commercial position of the person who supplied it.

5. Thank staff for their work on this project, in particular Raj Autar, Albert Galetta and Neeraj Kumar and their teams.

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

Councillors voted unanimously for this motion.

DEVELOPMENT APPLICATION DETERMINATION REPORT

ITEM NO: DAD 01
FILE NO: 039400.2015
SUBJECT: Development Application DA-426/2014 at Lot 31 and Lot 32 in DP 1181985, Brickmakers Drive, Moorebank seeking approval for a staged subdivision

RECOMMENDATION

That Council approves Development Application DA-426/2014 subject to the recommended conditions of consent attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 279909.2014
SUBJECT: Revised Investment Policy

RECOMMENDATION

That Council adopts the revised Investment Policy.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CFO 02
FILE NO: 003802.2015
SUBJECT: Adoption of Civic Advisory Committee Charter and Amendments to Australia Day Awards Recipients Policy and Order of Liverpool Awards Policy

RECOMMENDATION

That Council:

1. Note this report.

2. Adopt the Civic Advisory Committee Charter and amended Australia Day Awards Recipients Policy and the amended Order of Liverpool Awards Policy, as attached to this report.

3. Notes that expressions of interest for community members are being invited with a view to holding the first Committee meeting in March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Ristevski**

That Council:

1. Notes this report.

2. Adopts the Civic Advisory Committee Charter and amended Australia Day Awards Recipients Policy and the amended Order of Liverpool Awards Policy, as attached to this report, with section 7.3.a to read:

   7.3.a "Former Mayors and Councillors of Council (as observers only)"

3. Notes that expressions of interest for community members are being invited with a view to holding the first Committee meeting in March 2015.

4. Investigate merging the three policies into one policy and report back to Council.

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

ITEM NO: CFO 03
FILE NO: 004352.2015
SUBJECT: Adoption of Fraud and Corruption Prevention Policy

RECOMMENDATION

That Council:

1. Note this report.

2. Revoke Council's current Fraud and Corruption Prevention Policy and Fraud and Corruption Prevention Plan.

3. Adopt the Fraud and Prevention Policy, as attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Clr Stanley left the Chambers at 7.36pm.

ITEM NO: CFO 04
FILE NO: 006974.2015
SUBJECT: December Community Performance Report

RECOMMENDATION

That Council receives and notes the December Community Performance Report which outlines the progress of all principal activities contained in the 4-year Delivery Program and Operational Plan 14/15.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CFO 05
FILE NO: 025967.2015
SUBJECT: Investment Report January 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CFO 06
FILE NO: 027984.2015
SUBJECT: 2016 Local Government Elections

RECOMMENDATION

That Council:

1. Pursuant to s.296(2) and (3) of the Local Government Act 1993 (NSW) ("the Act") that an election arrangement be entered into by contract for the NSW Electoral Commissioner to administer all elections of the Council.

2. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a Council poll arrangement be entered into by contract for the NSW Electoral Commissioner to administer all Council polls of the Council.

3. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the NSW Electoral Commissioner to administer all constitutional referenda of the Council.

4. Grants delegation to the CEO or his delegate to execute the contract for the 2016 Liverpool City Council elections to the estimated value of $832,919 and where possible negotiate on commercial terms how the election will be administered and final monetary value of the contract; and

5. Requests the CEO to notify the Office of Local Government and the NSW Electoral Commissioner of Council's resolution.

COUNCIL DECISION

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

That Council:

1. Pursuant to s.296(2) and (3) of the Local Government Act 1993 (NSW) ("the Act") that an election arrangement be entered into by contract for the NSW Electoral Commissioner to administer all elections of the Council.

2. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a Council poll arrangement be entered into by contract for the NSW Electoral Commissioner to administer all Council polls of the Council.

3. Pursuant to s.296(2) and (3) of the Act, as applied and modified by s.18, that a constitutional referendum arrangement be entered into by contract for the NSW Electoral Commissioner to administer all constitutional referenda of the Council.

4. Grants delegation to the CEO or his delegate to execute the contract for the 2016 Liverpool City Council elections to the estimated value of $832,919 and where possible negotiate on commercial terms how the election will be administered and final monetary value of the contract; and

5. Requests the CEO to notify the Office of Local Government and the NSW Electoral Commissioner of Council's resolution.

6. Be consulted on the location of booths, in particular the location of pre-poll.

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

ITEM NO: CFO 07
FILE NO: 032723.2015
SUBJECT: December 2014 Budget Review

RECOMMENDATION

That Council:

1. Receives and notes the report;
2. Approves the identified budget variations in accordance with this report.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CFO 08
FILE NO: 033938.2015
SUBJECT: Council Reserves

RECOMMENDATION

That Council:

1. Receives and notes the report;

2. Approves the recommended changes to Council Reserves structure.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Appreciates the direction of this report as part of the improvement of financial management in the Council.

2. Defer this matter for an in-depth briefing.

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

Clr Stanley returned to the Chambers at 7.39pm.

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 003963.2015
SUBJECT: Donations, Grants and Sponsorships

RECOMMENDATION

That Council endorses the Financial Contributions Panel's recommendations for the provision of $6,000 under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Shree Sanatan Dharm Pratinindhi Sabha of Australia Inc.	$3,000
YMCA Leisure Centre	$3,000

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: DCC 02
FILE NO: 015575.2015
SUBJECT: Liverpool Listens Evaluation Report

RECOMMENDATION

That Council:

1. Receives and notes this report.

2. Approves $80,000 (excluding GST) to continue the subscription to Engagement HQ supplied by Bang the Table for a further three years and allocates funds from the Special Projects Reserve to cover this cost.

3. Receives a further evaluation report on the effectiveness of Liverpool Listens in February 2016.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Division called:

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

Vote against:
Clr Harle
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Clr Waller left the Chambers at 7.41pm.

Clr Mamone left the Chambers at 7.42pm.

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 017403.2015
SUBJECT: East Leppington Contributions Plan

RECOMMENDATION

That Council exhibits the draft Liverpool Contributions Plan 2015 (East Leppington Precinct).

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Ristevski**

That Council:

1. Exhibits the draft Liverpool Contributions Plan 2015 (East Leppington Precinct).

2. Staff report back to Council on the outcomes of the section 94 review as a matter of urgency.

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

Councillors voted unanimously for this motion.

Councillors Mamone and Waller were not in the Chambers when this item was voted on.

Clr Waller returned to the Chambers at 7.44pm.

Clr Mamone returned to the Chambers at 7.47pm.

ITEM NO: DPG 02
FILE NO: 020897.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment No. 46) - Macleod Park Master Plan Post-Exhibition Report

RECOMMENDATION

That Council:

1. Adopts Draft Liverpool Local Environmental Plan 2008 (Amendment No. 46) and forwards a copy of the attached planning proposal and supporting documentation to the Department of Planning for finalisation.

2. Notifies those who provided written submissions and attended the public hearing advising of Council's decision.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council

1. Does not adopt Liverpool Local Environmental Plan 2008 (Amendment No. 46).

2. Notifies those who provided written submissions and attended the public hearing advising of Council's decision.

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

That Council defer DPG 02 and CONF 01 for further discussion at a Councillor Briefing Session, as they are items relating to similar subjects.

On being put to the meeting the motion (moved by Clr Shelton) was declared LOST.

Vote for:
Clr Karnib
Clr Harle
Clr Shelton
Clr Stanley
Clr Waller

Vote against:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

The Foreshadowed Motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared CARRIED.

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

Vote against: Clr Harle
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

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Chairperson

Mayor Mannoun called for a recess at 8.03pm.

Mayor Mannoun reopened the meeting at 8.23pm.

ITEM NO: DPG 03
FILE NO: 022133.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment No.41) Post-Exhibition Report

RECOMMENDATION

That Council:

1. Adopts Draft Liverpool Local Environmental Plan 2008 (Draft Amendment No. 41) and forward a copy of the attached planning proposal and supporting documentation to the Department of Planning for finalisation.

2. Notifies to those who attended the public hearing to advise them of Council's decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: DPC 01
FILE NO: 023974.2015
SUBJECT: Proposed reclassification of Lot 154 DP 867979 and Lot 3046 DP 869842, Bernera Road, Prestons to 'Operational' land

RECOMMENDATION

That Council:

1. Agrees to commence the process of reclassification of Lot 154 DP 867979 and Lot 3046 DP 869842, Bernera Road, Prestons, through an amendment to the Liverpool Local Environmental Plan 2008; and
2. Receives a further report following the public exhibition process with a recommendation as to proceeding with the reclassifications.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti Seconded: Clr Balloot**

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 018857.2015
SUBJECT: Local Traffic Committee Minutes of Meeting held on 21 January 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Local Traffic Committee Meeting held on 21 January 2015.

2. Adopts the following recommendations of the Local Traffic Committee meeting:

   Item 1 Bigge Street and Speed Street, Liverpool – Proposed Minor Interim Intersection Treatment
   i. Approves the proposed interim minor intersection treatment.

   Item 2 Flowerdale Road, Liverpool – Proposed Pedestrian Refuge
   i. Approves a pedestrian refuge on Flowerdale Road south of Moore Street.
   ii. Appropriate community consultation is to be carried out prior to installation.

   Item 3 Liverpool City Centre – Proposed Changes to Car Parking Restrictions at Various Locations
   i. Approves parking restrictions in the Liverpool City Centre as shown in the minutes for the following locations:
      - Location 1 – Macquarie Street south of Castlereagh Street
      - Location 2 – Macquarie Street north of Terminus Street
      - Location 3 – Macquarie Street south of Pirie Street
      - Location 4 – Norfolk Service Way opposite Norfolk Lane
      - Location 5 – Scott Street between Macquarie Street and George Street.

   Item 4 Wilson Road, Green Valley – Proposed Line Marking Scheme and Pedestrian Refuge
   i. Approves the Wilson Road reconstruction sign posting and line marking scheme and two pedestrian refuges.

   Item 5 Elizabeth Street and Bigge Street, Liverpool – Proposed Line Marking Scheme for Shared Path
   i. Approves signs and line marking scheme for the proposed shared paths.

COUNCIL DECISION

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

That Council:

1. Receives and notes the Minutes of the Local Traffic Committee Meeting held on 21 January 2015.

2. Adopts the following recommendations of the Local Traffic Committee meeting:

Item 1 Bigge Street and Speed Street, Liverpool – Proposed Minor Interim Intersection Treatment

i. Approves the proposed interim minor intersection treatment.

Item 2 Flowerdale Road, Liverpool – Proposed Pedestrian Refuge

i. Approves a pedestrian refuge on Flowerdale Road south of Moore Street.
ii. Appropriate community consultation is to be carried out prior to installation.

Item 3 Liverpool City Centre – Proposed Changes to Car Parking Restrictions at Various Locations

i. Approves parking restrictions in the Liverpool City Centre as shown in the minutes for the following locations:
   - Location 1 – Macquarie Street south of Castlereagh Street
   - Location 2 – Macquarie Street north of Terminus Street
   - Location 3 – Macquarie Street south of Pirie Street
   - Location 4 – Norfolk Service Way opposite Norfolk Lane

ii. Location 5 – Scott Street between Macquarie Street and George Street be deferred to the Traffic Committee before a decision is made for statistical evidence on the feasibility of parking to be provided. Council note that this may not be possible on Thursday nights.

Item 4 Wilson Road, Green Valley – Proposed Line Marking Scheme and Pedestrian Refuge

i. Approves the Wilson Road reconstruction sign posting and line marking scheme and two pedestrian refuges.

Item 5 Elizabeth Street and Bigge Street, Liverpool – Proposed Line Marking Scheme for Shared Path

i. Approves signs and line marking scheme for the proposed shared paths.

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

ITEM NO: CTTE 02
FILE NO: 026628.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 5 February 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 5 February 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 028157.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 5 February 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 5 February 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 028163.2015
SUBJECT: Minutes of Badgerys Creek Airport Taskforce meeting held 5 February 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Badgerys Creek Airport Taskforce Meeting held on 5 February 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 028166.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 5 February 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Building our New City Committee Meeting held on 5 February 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 028516.2015
SUBJECT: Meeting Notes of the Liverpool Youth Council meeting held on 3 February, 2015

RECOMMENDATION

That Council receives and notes the Meeting Notes of the Liverpool Youth Council Meeting held on 3 February 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Harle**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 027352.2015
SUBJECT: Question with Notice - Clr Stanley

I refer to the Gateways at Warwick Farm and the Hume Highway, and the Hume Highway at the Cross roads.

Can I please be provided with the following information:

1. **Cost of the work per Gateway Site**

   The cost for the gateway is approximately $50,000.

2. **How many sites have been completed?**

   Two sites have been completed.

3. **Where are they?**

   On the corner of Governor Macquarie Drive and the Hume Highway, Warwick Farm and Camden Valley Way Casula directly across from Bunnings.

4. **What sites are still to be completed/estimated completion dates?**

   At this stage no further gateways will be constructed.

5. **How often will the planting need to be updated (other than plants which die or are vandalised)?**

   Most of the plants that have been selected are hardy and suitable for this application. Some annuals species have been introduced in front of the wall to enhance the colour of the garden beds, however we are also considering other plant species that will achieve the same objectives without the need for replacement.

6. **Have natives been used? If not why?**

   Native plants have not been used in the current 2 Gateway locations as the design objective was to create a formal, vibrant and symmetrical garden that would enhance the appearance of the wall. The public feedback to date has been very positive and has significantly raised the profile of Liverpool. Native plant species can be considered in any future Gateways.

7. What will the maintenance costs be for the gateways?

Prior to the construction of the Gateways Council was already incurring maintenance costs for the provision of grass mowing, rubbish removal and weed control. Since the Gateways have been established it has been noticed that the general rubbish has reduced and the sites are easier to maintain as the area around the gardens have been cleared and are level which makes mowing more efficient. However additional costs will be incurred for the replacement of the annual plants and this is expected to be approximately $4,000 per annum. This cost may be reduced if a suitable replacement species is introduced that will not require seasonal replacement.

ITEM NO: QWN 02
FILE NO: 036133.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. Can I be advised if a report has been prepared for Council on the outcomes of the attached Liverpool Heritage Strategy 2011-2014? If this has been presented can I be provided with a copy? If not when will such a report be ready?

2. Can I be advised the progress of the review regarding the Heritage Conservation Management Plan as described on Liverpool Council website http://www.liverpool.nsw.gov.au/council/policies-and-forms/forms-publications-and-policies

3. Does Council require in its DA process an archaeological report for areas especially in the CBD that are likely because of their uses of the last two hundred years to contain items of interest?

4. What requirements must be met if items of significance are found?

5. Is there a process to determine areas of Aboriginal significance and how these areas are dealt with in any potential Development Application?

A response to this question will be provided in the March 2015 business papers.

ITEM NO: QWN 03
FILE NO: 036146.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

Can I be advised if a decision has been made as to where and when the Cenotaph in the Mall will be relocated and the projected cost?

A response to this question will be provided in the March 2015 business papers.

ITEM NO: QWN 04
FILE NO: 036211.2015
SUBJECT: Question with Notice - Clr Hadchiti

Please address the following:

Subdivision applications that require a variation to the LLEP follow a different process in order to obtain approval ie. IHAP.

Is Council aware of any best practise from other Councils where creating a certain number of new lots triggers the IHAP/Full Council approval process?

A response to this question will be provided in the March 2015 business papers.

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

Except where subdivision proposals are highly controversial or likely to attract significant public interest, three or more Councillors may advise the Manager Development Assessment to refer the application to Council for determination.

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

ITEM NO: QWN 05
FILE NO: 036221.2015
SUBJECT: Question with Notice - Mayor Mannoun

Please address the following:

What planning proposals are currently being assessed and when will councillors be briefed on these? What role should councillors play as representatives of the community in determining the shape and look of the city in strategic planning matters?

A response to this question will be provided in the March 2015 business papers.

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

That Council staff prepare a report to the March Council meeting that contains options for a Planning and Development Committee consisting of all Councillors, similar to the City of Sydney Council.

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

ITEM NO: CONF 01
FILE NO: 007244.2015
SUBJECT: Development Options of part Lot 3 DP 855930, 290 Braidwood Drive, Prestons

RECOMMENDATION

That Council:

1. Agrees to sell part Lot 3 DP 855930, 290 Braidwood Drive, Prestons, by placing the property on the open market for sale by way of public auction through a local real estate agent once the property is rezoned and reclassified;

2. Agrees to set the reserve price for the public auction as outlined in the confidential report;

3. Authorises Council officers to prepare and lodge a development application to create a separate lot for the portion of Lot 3 DP 855930, 290 Braidwood Drive, Prestons, to be sold;

4. Authorizes the Chief Executive Officer or his nominee to negotiate the sale of part of Lot 3 DP 855930, if not sold under the hammer, for a sale price of not less than five percent below the reserve price, on the day of auction, and execute the contract for sale to facilitate the exchange of contracts on the day of the auction;

5. Agrees that if the property is not sold at auction it is immediately placed on the open market for sale by private treaty;

6. Transfers the net proceeds of sale into the relevant Section 94 Contribution Fund; and

7. Keeps confidential the details supplied in the confidential report pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Note: This item was dealt with earlier at the meeting in conjunction with Item DPG 02 and deferred for further discussion at a Councillor Briefing Session. See page 30 and 31 of these minutes.

ITEM NO: CONF 02
FILE NO: 026866.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 3 February 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Site Master Planning Steering Committee Meeting held on 3 February 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CONF 03
FILE NO: 026641.2015
SUBJECT: Ethics and Audit Committee meetings held on 11 February 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Ethics and Audit Committee Meetings held on 11 February 2015;

2. Keeps confidential the minutes attached minutes containing information pursuant to the provisions of s10A(2)(c) of the *Local Government Act 1993* as it contains information that would if disclosed confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: CONF 04
FILE NO: 023892.2015
SUBJECT: RCL2046 Tree Maintenance Services

RECOMMENDATION

That Council:

1. Accepts the tenders submitted by the following tenderers and place them on a panel of Recognised Contractors for RCL2406 – Tree Maintenance Services for an initial two (2) year contract term with the option to extend by three (3) one year terms:

   - BJ'S Tree Service
   - Ascending Tree Services Pty Ltd, T/AS CPE Tree Services
   - TreeServe Pty Ltd

2. Makes public its decision regarding tender RCL2406 – Tree Maintenance Services.

3. Notes that the Director of City Presentation will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Clr Shelton left the Chambers at 8.40pm.

ITEM NO: CONF 05
FILE NO: 026231.2015
SUBJECT: ST2393 - Tender for the provision of Legal Services to Liverpool City Council

RECOMMENDATION

That Council:

1. Approve the recommended list for ST2393 - Provision of External Legal Services, for an initial 3 year term with the option of extending for a period of 1 year.

2. Makes public its decision regarding tender **ST2393** – Provision of External Legal Services.

3. Notes that the Director of Corporate Services (CFO) will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council's website for the tender, giving it contractual effect in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

Councillors voted unanimously for this motion.

Clr Shelton was not in the Chambers when this item was voted on.

Clr Shelton returned to the Chambers at 8.42pm.

ITEM NO: CONF 06
FILE NO: 028071.2015
SUBJECT: ST2417 Implementation & Rollout of the New Liverpool City Brand

RECOMMENDATION

That Council:

1. Accept the Tender from Uberbrand Pty Ltd as Trustee for the Brand Trust for Tender ST2417 – New City Brand Implementation and Rollout for an initial 24 months contract term with the option of a 12 month extension at the price outlined in the confidential report.

2. Makes public its decision regarding tender ST2417 - New City Brand Implementation and Rollout.

3. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council postpones the implementation and rollout of the new Liverpool City Brand until such time as the Fit for the Future and Council amalgamations have been decided.

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Stanley) was declared LOST.

Vote for: Clr Harle
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Vote against: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

The Foreshadowed Motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared CARRIED.

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

Vote against: Clr Harle
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

ITEM NO: CONF 07
FILE NO: 027929.2015
SUBJECT: Committee for Liverpool

RECOMMENDATION

That Council:

1. Approves establishment of the Committee for Liverpool.

2. Adopts the draft Charter for the Committee as attached to the report.

3. Appoints members as suggested in the report, subject to confirmation of final acceptance by individuals nominated.

4. Publicly releases further details of the membership composition of the Committee for Liverpool following final confirmation of the acceptance of membership.

5. Notes that the Committee for Liverpool will meet quarterly and that the inaugural meeting is scheduled for March 11, 2015.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Clr Shelton and Clr Waller asked that they be recorded as voting against the motion.

THE MEETING CLOSED AT 9.01pm

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 25 March 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 25 February 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

.....

Chairperson

MINUTES OF THE EXTRAORDINARY MEETING HELD ON 24 MARCH 2015

(INCLUDING ITEMS LISTED FOR THE ORDINARY MEETING 25 MARCH 2015)

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

OPENING	6.02pm
PRAYER	The prayer of the Council was read by Minister Bruce Hammonds from Liverpool Presbyterian Church.
APOLOGIES	Nil
CONDOLENCES	Nil

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 060592.2015
SUBJECT: Council agenda items for 25 March 2015 meeting

NOTICE OF MOTION

That Council transact the following Council business at this meeting:

- Council agenda items for 25 March 2015 meeting.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Clr Karnib, Clr Shelton, Clr Stanley and Clr Waller asked that they be recorded as voting against the motion.

ITEM NO: NOM 02
FILE NO: 062168.2015
SUBJECT: Cancel the Ordinary Council meeting scheduled for 25 March 2015

RECOMMENDATION

That should Item NOM 01 of this agenda be carried to transact the Council business scheduled for the 25 March 2015 meeting to this Extraordinary meeting, then Council cancel the Ordinary Council meeting scheduled for 25 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

Clr Karnib, Clr Shelton, Clr Stanley and Clr Waller asked that they be recorded as voting against the motion.

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the minutes of the Ordinary Meeting held on 25 February 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a pecuniary interest in the following item:

Item CONF 07: Compulsory acquisition of part Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool for road purposes

Reason: Clr Hadchiti has a business relationship with the owner of the land.

Clr Hadchiti left the Chambers for the duration of this item.

Clr Mamone declared a pecuniary interest in the following item:

Item IHAP 02: DA-597/2014 - Staged subdivision to create a total of 20 Torrens title lots over two stages at 5 Angelina Court, Green Valley

Reason: The applicant is well known to Clr Mamone's family on a personal level.

Clr Mamone left the Chambers for the duration of this item.

The Chief Executive Officer, Mr Carl Wulff declared a conflict of interest in the following item:

Item CONF 08: Stage Two Liverpool Strategic Service Delivery Partnership

Reason: The CEO declared a conflict of interest regarding this item and advised that he had excluded himself from the evaluation of the tender process on the basis that in a previous role he had a 7 year relationship with a company that has tendered. He advised that any questions relating to this item will be responded to by Council's Chief Financial Officer and Council's Director Business Improvement.

The Chief Executive Officer will remain in the Chambers for the duration of this item.

PUBLIC FORUM

Presentation – Items not on agenda

1. **Mr Tony Hoang** from Potter's House addressed the Council on a request for a reduction in fees for Green Valley District Centre.

Representation – Items on agenda

1. **Ms Melissa Coros** addressed Council on the following Item:

   Item CONF 08 – Stage Two Liverpool Strategic Service Delivery Partnership.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That a two minute extension of time be given to Ms Melissa Coros.

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

2. **Mr Raymond Mifsud** addressed Council on the following Item:

   Item CONF 08 – Stage Two Liverpool Strategic Service Delivery Partnership.

3. **Mr Raffaele Catanzariti** addressed Council on the following Item:

   Item CONF 08 – Stage Two Liverpool Strategic Service Delivery Partnership.

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

That a two minute extension of time be given to Mr Raffaele Catanzariti.

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

MAYORAL MINUTE

SUBJECT: Big Heart Big Vision – The Potters House Liverpool

Last week I met with Mr Tony Hoang, who provides through Green Valley Community Centre important outreach and diversionary services for young people in Liverpool.

Many of you may be aware of Mr Hoang's story – it's a compelling story about the dangers that our young can fall into and the need to find positive direction and guidance. Tony grew up in Cabramatta and at the heights of its issues with drugs found himself as a gang member and drug dealer. Now that he has walked his journey of reform and rehabilitation, he connects with at risk youth about the story of his life.

Tony's unique path of redemption through social outreach allows him to present his story in a program that provides guidance and diversion. It has seen people put their lives back on the right track, engaging people through dramatic representation of his story. This story has been represented in programs such as Channel 7's "Gangs of Oz" and SBS "Once Upon a Time in Cabramatta".

Tony Huang's program "Big Heart Big Vision" from The Potters House Liverpool, due to having a religious aspect to it whilst providing similar services to his other outreach work, has a higher cost of use of our community facilities. It falls into Category C as opposed to Category D to conduct their program each Sunday in two sessions at Green Valley Community Centre. This means that the program is unsustainable, and it would be great shames to not have this program continue to operate. I have heard the stories of lives changed, and think it is worth the minimal cost in forgone revenue.

I have been informed by staff that this organization meets the eligibility criteria of the Donations Policy and the Social Justice Policy. The organisation's programs are meeting an identified need in accordance with Growing Liverpool 2023 Community Strategic Plan. Therefore I suggest that we provide certainty to Mr Hoang to allow him to continue to provide the greatest assistance to our youth.

RECOMMENDATION

That Council classify The Potters House Liverpool as Category D from 29 March 2015 until December 2016.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Determination of Subdivision Applications

The purpose of the Mayoral Minute is to clarify Council's intentions or position regarding the determination of subdivision applications following resolutions adopted by Council on 4 February 2015 and 25 February 2015.

For these applications, Council sought to introduce a mechanism to appropriately review and provide input into subdivisions outside the growth areas. This Mayoral minute replaces the earlier motion to align it better with the practice of delegations under the Local Government Act 1993, and ensure it more effectively addresses the aims of the original motion.

Delegations are normally made to the Chief Executive Officer in accordance with section 377 of the Local Government Act 1993. The Chief Executive Officer then can sub-delegate functions to Council staff in accordance with section 378 of the Local Government Act 1993.

RECOMMENDATION:

That Council delegates to the Chief Executive Officer the determination of all subdivision applications including those covered by NOM 03 of 04/02/2015 relating to subdivisions greater than 5 lots that fall outside the growth areas of Austral, Leppington North, Edmondson Park, and Middleton Grange, unless three or more Councillors inform the Chief Executive Officer that a particular subdivision application is to be referred to the elected Council for determination.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Clr Stanley asked that she be recorded as voting against the motion.

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

That CONF 08 – "Stage Two Liverpool Strategic Service Delivery Partnership" be brought forward and dealt with now.

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

ITEM NO: CONF 08
FILE NO: 063499.2015
SUBJECT: Stage Two Liverpool Strategic Service Delivery Partnership

RECOMMENDATION

That Council:

1. Accept the Tender from Queensland Partnership Group (LG Shared Services) Pty Ltd trading as Propel Partnerships (ABN 45 560 909 108) for ST2416 – Strategic Services Delivery Partnership for a period of 10 years, with the option of extending for a further 5 years.

2. Directs the Chief Executive Officer to undertake consultation with staff in accordance with Clause 39 of the (308) LOCAL GOVERNMENT (STATE) AWARD 2014 for a period of 28 days, to end on 21 April 2015 before any formal contract is signed.

3. Delegates authority to sign the Letter of Acceptance to the Chief Executive Officer in accordance with the above.

4. Delegates to the Chief Executive Officer all further powers necessary to give effect to this resolution.

5. Delegates to the Chief Executive Officer all further powers necessary to give effect to the Alliance Framework Contract to develop a shared services hub enabling any future Trade Services opportunities.

6. Notes the undertaking given by the Chief Executive Officer to staff who will be working within the Liverpool Services Alliance framework, regarding no forced redundancies or forced redeployment and no diminution in pay and terms and conditions of service.

7. Keeps confidential the specific details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That Council:

1. Directs the Chief Executive Officer to undertake consultation with staff in accordance with Clause 39 of the (308) LOCAL GOVERNMENT (STATE) AWARD 2014 for a period of 28 days, to end on 21 April 2015 before any formal contract is signed.

2. Keeps confidential the specific details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

3. Defer this matter until the results of the consultations take place and alternatives as outlined this evening are explored.

Note: The CEO confirmed that his employment will be dependent on the outcome of the Strategic Service Delivery Partnership.

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Accept the Tender from Queensland Partnership Group (LG Shared Services) Pty Ltd trading as Propel Partnerships (ABN 45 560 909 108) for ST2416 – Strategic Services Delivery Partnership for a period of 10 years, with the option of extending for a further 5 years.

2. Directs the Chief Executive Officer to undertake consultation with staff in accordance with Clause 39 of the (308) LOCAL GOVERNMENT (STATE) AWARD 2014 for a period of 28 days, to end on 21 April 2015 before any formal contract is signed.

3. Delegates authority to sign the Letter of Acceptance to the Chief Executive Officer in accordance with the above.

4. Delegates to the Chief Executive Officer all further powers necessary to give effect to this resolution.

5. Delegates to the Chief Executive Officer all further powers necessary to give effect to the Alliance Framework Contract to develop a shared services hub enabling any future Trade Services opportunities.

6. Notes the undertaking given by the Chief Executive Officer to staff who will be working within the Liverpool Services Alliance framework, regarding no forced redundancies or forced redeployment and no diminution in pay and terms and conditions of service.

7. Keeps confidential the specific details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local

Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

8. Not permit any forced or voluntary redundancies for the life of the contract.

9. Transcribe the questions and answers from the recording of the meeting and include the transcript in the minutes.

10. Be the direct employer for any person employed to fill any vacant position that needs to be filled and that these employees have the same conditions as other Council staff.

11. Engage an independent auditor to investigate the tender process and report back to the Mayor.

Note: The CEO confirmed that his employment will be dependent on the outcome of the Strategic Service Delivery Partnership.

On being put to the meeting the motion (moved by Clr Waller) was declared LOST.

Vote for: Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Vote against: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

The Foreshadowed motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared CARRIED.

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against: Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Note: Below is a list of questions asked by Councillors during consideration of this item and the responses provided by Council Staff:

1. ***The report states that 61.76 staff will be included in the Liverpool Services "Alliance" – does that mean those staff will now work for Propel and they will no longer be working for Council?***
   The staff that are included in these arrangements with remain employed by Liverpool City Council for the duration of this contract. There will be no change to their terms and conditions and they will have the same benefits for the lifetime of the contract. (CAROLE TODD – Director Business Improvement)

2. ***Does this 'Alliance' mean that we can expect redundancies, is that where the savings come from?***
   No, quite the contrary, there are to be no forced redundancies or redeployments, the Council report contains an undertaking by the CEO to that effect. We do not envisage any forced or voluntary redundancies. The cost of redundancies would be counter productive to making any efficiencies or savings. (CAROLE TODD – Director Business Improvement)

3. ***In terms of rate payers, what difference will these new arrangements make?***
   There is no change as such. These new arrangements will not result in an increase in rates or charges. There will be an increase in the quality of service provided to ratepayers however the investment made up front to provide the transition to the new arrangements will not be made by Council, that investment comes from Propel. The savings that will be made from this contract will be invested back into Council, so the ratepayers will actually benefit from those savings. (CAROLE TODD – Director Business Improvement)

4. ***Why haven't we consulted with the community?***
   This is a procurement matter and Council does not consult with the community when procuring. (CAROLE TODD – Director Business Improvement)

5. ***Why is the contract for 10 years, seems like a very long term commitment.***
   There is a restriction relating to commercial in confidence; however I can say that the pay back for Propel is several years into the contract. As such 10 years is appropriate. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

6. ***What is the risk to Council of entering into this 'Alliance'?***
   There will be different cultures and we need to align the different cultures of the organisations. KPI's may not be achieved. If so, we will go through the dispute resolution process. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

7. ***If a staff member leaves, will Council have the ability to replace that staff member?***
   Ultimately, Council has the right to replace the employee if desired. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

8. ***Who will Council employees within the partnership report to, Council or Propel?***
   They report to Propel and Propel report to a governance committee made up of two representatives from Council – the CEO & CFO and two Senior people from Propel. There are governance rules written into the contract to that effect. (CAROLE TODD – Director Business Improvement)

9. ***Will employees still have the opportunity to access Union representation?***
   There are no changes to the protection that the In scope employees will have in relation to HR, performance or disciplinary matters. In fact quite the contrary, the recommendations in this report note include the undertaking from the CEO that there will be no forced redundancies or redeployment for In Scope employees. Which is actually a higher level of protection than afforded to remaining LCC staff. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

10. ***Will the partnership result in a loss of jobs?***
    As a result of Fit for the Future, Council has to make changes rather than reducing head count, Council is looking to increase revenue opportunities.

    The model is innovative and uncommon in Australia hence the reason Propel was successful. In addition to Propel providing Council services, additional business opportunities can be pursued with Propel according to Council's risk appetite – for example Council could share commercial returns with propel according to the risk appetite the Council will pursue, for example Propel could have 90% of the risk and return, and Council 10%, risk or return or this could vary to 80:20, 70:30, 50:50 etc. This will ultimately bring jobs to Liverpool, for example in Ipswich the Council performs services for 20+ Councils. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

11. ***How many tenders were received and if a tender was withheld what would happen with that employee.***
    Firstly, this may be a 'commercial in confidence matter. After receiving advice, Mr Grantham advised that only one tender was received. If an employee withheld the tender this would be a serious matter. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

12. ***Would they be sacked? Is this a sackable offence?***
    Yes (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

13. ***Can we include into the contract that there will be no redundancies?***
    This cannot be written into the contract as it's not relevant to Propel, it is a Council issue. As stated there will be no compulsory or voluntary redundancies. Council has the right to determine whether a position is to be filled as vacancies arise, no employees will lose their jobs as a result of these arrangements. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

14. Will Council's existing Dispute Resolution processes remain?

Yes, in addition the model has a further dispute resolution in that the Governance committee (made up of Propel's Managing Director, Senior Propel person) and Council's (CEO and CFO) will address disputes. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

15. If Council amalgamated during the term of the contract, what would happen?

If amalgamation happens, the additional employees at Council's option could be included in the partnership. (GARY GRANTHAM – Chief Financial Officer/Director Corporate Services)

16. Carl, do you agree with the answer provided and will you be willing to put your job on the line.

The answer is simple, yes. (CARL WULFF – CHIEF EXECUTIVE OFFICER)

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Chairperson

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 060191.2015
SUBJECT: Committee meetings

NOTICE OF MOTION

That the CEO takes adequate steps to ensures all future committee minutes of each Committee of Council:

1. record all motions formally moved,

2. record the identity of the mover and seconder of each such motion together with the voting outcome, and such other information as may be referred to under the Local Government (General) Regulation, 2005

3. no longer record 'action items' (where it is not possible to identify the promoters (and dissenters) with respect to such items), and

4. record that declarations of conflicts of interest were called for at the commencement of each committee meeting and the result of such call (even where no conflicts of interest were disclosed).

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

Amendment: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That the CEO takes adequate steps to ensures all future Committee minutes of each Committee of Council:

1. record all motions formally moved,

2. record the identity of the mover and seconder of each such motion together with the voting outcome, and such other information as may be referred to under the Local Government (General) Regulation, 2005

3. no longer record 'action items' (where it is not possible to identify the promoters (and dissenters) with respect to such items), and

4. record that declarations of conflicts of interest were called for at the commencement of each committee meeting and the result of such call (even where no conflicts of interest were disclosed).

5. Ensure the minutes of all committee meetings are consistent with the format of Council meetings.

6. Notes that committee meetings have been successful in progressing significant reforms in an environment of open dialogue, collaboration, and with significant stakeholder input.

On being put to the meeting the Amendment (moved by Clr Ristevski) was declared CARRIED.

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Chairperson

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 039387.2015
SUBJECT: DA-490/2013 - Demolition of existing structures and erection of a seven storey commercial building at 220-230 Northumberland Street, Liverpool

RECOMMENDATION

That Council approves Development Application DA-490/2013, subject to the recommended conditions attached to the Council officer's IHAP report (Attachment No 2).

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

Clr Mamone left the Chambers at 7.33pm.

ITEM NO: IHAP 02
FILE NO: 042262.2015
SUBJECT: DA-597/2014 - Staged subdivision to create a total of 20 Torrens title lots over two stages at 5 Angelina Court, Green Valley

RECOMMENDATION

That Council approves Development Application No.597/2014 for a Staged subdivision to create a total of 20 Torrens title lots over two stages at 5 Angelina Court, Green Valley (Lot 201 DP 1175213), subject to the recommended conditions of consent attached to the Council officer's IHAP report.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Clr Mamone was not in the Chambers when this item was voted on.

Clr Mamone returned to the Chambers at 7.34pm.

ITEM NO: IHAP 03
FILE NO: 042453.2015
SUBJECT: DA-637/2014 - Construction of a nine storey mixed use development at 54-56 Macquarie Street, Liverpool

RECOMMENDATION

That Council approve Development Application DA-637/2014, subject to the updated recommended conditions of consent (See Attachment No.4).

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

ITEM NO: IHAP 04
FILE NO: 042543.2015
SUBJECT: DA-623/2014 - Torrens title subdivision creating ten residential lots and one residue lot with associated road construction at Lot 215 Southern Cross Drive, Middleton Grange

RECOMMENDATION

That Council approves Development Application DA-623/2014, subject to the recommended conditions of consent attached to the Council officer's IHAP report (Attachment No. 2).

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

Mayor Mannoun left the Chambers at 7.38pm and the Deputy Mayor, Clr Ristevski took the Chair.

ITEM NO: IHAP 05
FILE NO: 040046.2015
SUBJECT: DA-344/2014 - Two stage subdivision to create a total of 27 Torrens title lots at 175 McIver Avenue, Middleton Grange

RECOMMENDATION

That Council approves Development Application 344/2014 subject to the recommended conditions attached to the Council officer's IHAP report (Attachment No. 2).

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Note: Mayor Mannoun was not in the Chambers when this item was voted on.

ITEM NO: IHAP 06
FILE NO: 042986.2015
SUBJECT: DA-1015/2014 - Three lot Torrens title subdivision at 5 Plukavec Circuit, Prestons

RECOMMENDATION

That Council approves Development Application DA-1015/2014, subject to the recommended conditions attached to the Council officer's IHAP Report (Attachment No. 2).

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Mayor Mannoun was not in the Chambers when this item was voted on.

Mayor Mannoun returned to the Chambers at 7.40pm and took the Chair.

Clr Balloot left the Chambers at 7.42pm.

Clr Balloot returned to the Chambers at 7.44pm.

ITEM NO: IHAP 07
FILE NO: 043079.2015
SUBJECT: DA-26/2014 - Torrens Title subdivision of one (1) existing lot into six (6) lots; and construction of six (6) single-storey dwelling houses at 154-156 Flynn Avenue, Middleton Grange

RECOMMENDATION

That Council refuses Development Application DA-26/2014 proposing Torrens title subdivision of one (1) existing lot into six (6) lots; and construction of six (6) single-storey dwelling houses for the following reasons:

a. Pursuant to Section 79C(1)(a)(i) of the Environmental Planning & Assessment Act 1979, the development application is inconsistent with Clause 7.11 of the Liverpool Local Environmental Plan 2008 which stipulates the minimum dwelling density of the site.

b. Pursuant to Section 79C(1)(a)(i) of the Environmental Planning & Assessment Act 1979, the development application is inconsistent with the objectives of the R1 General Residential zone, specifically the following objectives:

    - *To provide for a variety of housing types and densities*

    - *To ensure that housing densities are broadly concentrated in locations accessible to public transport, employment, services and facilities*

c. Pursuant to Section 79C(1)(a)(iii) of the Environmental Planning & Assessment Act 1979, the development application does not satisfy the requirements of the Liverpool Development Control Plan 2008, specifically those controls in Part 2.5 which relate to Private Open Space, private driveways (access) and stormwater management.

d. Pursuant to Section 79C(1)(e) of the Environmental Planning & Assessment Act 1979, approval of the development application is not considered to be in the public interest.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Harle** **Seconded: Clr Hadchiti**

That Council approve DA-26/2014 and delegate to the CEO to prepare the appropriate conditions of consent.

On being put to the meeting the motion (moved by Clr Stanley) was declared LOST.

Vote for:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Vote against:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

The Foreshadowed motion (moved by Clr Harle) then became the motion and on being put to the meeting was declared CARRIED.

Vote for:
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against:
Mayor Mannoun
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Mayor Mannoun called for a recess of Council at 8.02pm.

Mayor Mannoun resumed the meeting at 8:26pm.

MAYORAL MINUTE

Subject: Election of Deputy Mayor

Motion: **Moved: Mayor Mannoun**

That Council:

1. Accept the resignation of the Deputy Mayor, Clr Peter Ristevski and note that he outlined that he was only able to accept the position for 6 months when he initially accepted the position.

2. Thank Clr Ristevski for his hard work and effort and his support of Mayor Mannoun, at short notice at times.

3. Open nominations for the position of Deputy Mayor and conduct the election by open voting.

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

Mayor Mannoun called for a 5 minute recess at 8.29pm to allow nominations to be received.

Mayor Mannoun resumed the meeting at 8.34pm.

Nominations were called for the position of Deputy Mayor by the Chief Executive Officer as the Returning Officer.

The nominees for Deputy Mayor were Clr Balloot and Clr Shelton with the following votes recorded:

Clr Balloot	7 votes
Clr Shelton	4 votes

Clr Balloot was declared Deputy Mayor by 7 votes to 4.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 045528.2015
SUBJECT: Draft Delivery Program 2013/17 Operational Plan & Budget 2015/16

RECOMMENDATION

That Council:

1. Places the draft Delivery Program and Operational Plan including the draft 2015-16 Budget and Revenue Pricing Policy (Schedule of Fees and Charges) on public exhibition for a period of 28 days to allow for public comments and submissions.

2. Receives a further report after a review of public submissions at the May Council meeting.

COUNCIL DECISION

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

That Council:

1. Places the draft Delivery Program and Operational Plan including the draft 2015-16 Budget and Revenue Pricing Policy (Schedule of Fees and Charges) on public exhibition for a period of 28 days to allow for public comments and submissions.

2. Receives a further report after a review of public submissions at the May Council meeting.

3. Do not adopt the proposed 2015/16 fees on page 44 under the section “Traffic, Transport and Parking” for Car Parking under the titles:
    - Bathurst Street Car Park
    - Northumberland Street Car Park
    - Warren Service Way Car Park
    - Parking Permits

4. That the fees relating to point 3 be the same as the 2014/2015 financial year.

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

Clr Hadchiti left the Chambers at 8.54pm.

Clr Hadchiti returned to the Chambers at 8.56pm.

ITEM NO: CFO 02
FILE NO: 050333.2015
SUBJECT: Privacy Management Plan

RECOMMENDATION

That Council:

1. Note this report.

2. Adopt the Privacy Management Plan, as attached to this report.

3. Submit a copy of the Privacy Management Plan to the NSW Privacy Commissioner.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That Council:

1. Note this report.

2. Adopt the Privacy Management Plan, as attached to this report.

3. Submit a copy of the Privacy Management Plan to the NSW Privacy Commissioner.

4. Develop a policy or amend an existing policy to enable the public to access contact details for purposes such as dividing fences, so long as it is not contrary to privacy legislation.

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

ITEM NO: CFO 03
FILE NO: 050446.2015
SUBJECT: 55th Floodplain Management Association Conference

RECOMMENDATION

That Council:

1. Receives and notes the program information of the Floodplain Management Association of NSW 55th Annual Conference – 19 May 2015 to 22 May 2015.

2. Nominate its delegates to attend the 2015 Floodplain Management Association Conference in Brisbane from 19 May 2015 to 22 May 2015.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Harle**

That Council:

1. Receives and notes the program information of the Floodplain Management Association of NSW 55th Annual Conference – 19 May 2015 to 22 May 2015.

2. Nominate Clr Harle and Clr Ristevski to attend the 2015 Floodplain Management Association Conference in Brisbane from 19 May 2015 to 22 May 2015.

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

ITEM NO: CFO 04
FILE NO: 051994.2015
SUBJECT: Investment report February 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CFO 05
FILE NO: 055748.2015
SUBJECT: Council Reserves

RECOMMENDATION

That Council:

1. Receives and notes the report;

2. Approves the recommended changes to Council Reserves structure.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CFO 06
FILE NO: 059369.2015
SUBJECT: PRIMA Conference Attendance and Study Tour 2015

RECOMMENDATION

That Council endorses Councils Risk Management Coordinators nomination by Westpool and attendance and participation at the 2015 PRIMA Conference and study tour.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: CFO 07
FILE NO: 059496.2015
SUBJECT: 2015 National General Assembly of Local Government

RECOMMENDATION

That Council nominates delegates to attend the 2015 National General Assembly of Local Government to be held on Canberra from Sunday 14 June – Wednesday 17 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Mamone**

That:

1. Council nominates Clr Hadid as Council's delegate to attend the 2015 National General Assembly of Local Government to be held on Canberra from Sunday 14 June – Wednesday 17 June 2015.

2. Any interested Councillors wishing to attend as observers to inform the Chief Executive Officer's office by Tuesday, 31 March 2015.

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

ITEM NO: CFO 08
FILE NO: 066691.2015
SUBJECT: Fit for the Future - Community Consultation

RECOMMENDATION

That Council:

1. Undertakes community consultation to seek community feedback on a range of amalgamation options, with Liverpool stands alone being Council's preferred option.

2. Receives a further report outlining results of the community consultation process.

COUNCIL DECISION

Motion: **Moved:Clr Waller** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 003969.2015
SUBJECT: Donations, Grants and Sponsorships

Recommendation

That Council

1. Endorses the Financial Contribution Panel's recommendations for the provision of $17,010 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
The Indian Senior Citizens Society Inc.	Social Outings and Activities For Seniors	$3,300
The HUB Community Health Centre Miller Art and Fact Inc.	Whatever Happened to Green Valley- Film and Community Forum	$3,710
Inspire Community Services Inc.	Inspiring Youth Centre (Disability Plumbing)	$5,000
Inspire Community Services Inc.	Inspiring Youth Centre (Air Conditioning)	$5,000

2. Endorses the Financial Contributions Panel's recommendations for the provision of $22,000 under the Corporate Sponsorship Program as summarised in the table below:

Applicant Name	Amount
Liverpool Trauma Department	$3,000 ex gst
The Cancer Council of NSW	$2,000 ex gst
A Red letter Day Event Management	$1,000 ex gst
Wattle Grove Lions	$3,000 ex gst
Liverpool Christians community Celebrations	$5,500 ex gst
Star Alliance Entertainment P/L	$0
PCYC Liverpool	$7,500 ex gst
Cherrybomba	$0

COUNCIL DECISION

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

That Council

1. Endorses the Financial Contribution Panel's recommendations for the provision of $17,010 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
The Indian Senior Citizens Society Inc.	Social Outings and Activities For Seniors	$3,300
The HUB Community Health Centre Miller Art and Fact Inc.	Whatever Happened to Green Valley- Film and Community Forum	$3,710
Inspire Community Services Inc.	Inspiring Youth Centre (Disability Plumbing)	$5,000
Inspire Community Services Inc.	Inspiring Youth Centre (Air Conditioning)	$5,000

2. Endorses the Financial Contributions Panel's recommendations for the provision of $24,500 under the Corporate Sponsorship Program as summarised in the table below:

Applicant Name	Amount
Liverpool Trauma Department	$3,000 ex gst
The Cancer Council of NSW	$5,000 ex gst
A Red letter Day Event Management	$500 ex gst
Wattle Grove Lions	$3,000 ex gst
Liverpool Christians community Celebrations	$5,500 ex gst
Star Alliance Entertainment P/L	$0
PCYC Liverpool	$7,500 ex gst
Cherrybomba	$0

3. Put forward a team to participate in the Relay for Life, or develop another initiative to fundraise for the Relay for Life.

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Stanley**

That Council

1. Endorses the Financial Contribution Panel's recommendations for the provision of $17,010 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
The Indian Senior Citizens Society Inc.	Social Outings and Activities For Seniors	$3,300

The HUB Community Health Centre Miller Art and Fact Inc.	Whatever Happened to Green Valley- Film and Community Forum	$3,710
Inspire Community Services Inc.	Inspiring Youth Centre (Disability Plumbing)	$5,000
Inspire Community Services Inc.	Inspiring Youth Centre (Air Conditioning)	$5,000

2. Endorses the Financial Contributions Panel's recommendations for the provision of $25,000 under the Corporate Sponsorship Program as summarised in the table below:

Applicant Name	**Amount**
Liverpool Trauma Department	$3,000 ex gst
The Cancer Council of NSW	$5,000 ex gst
A Red letter Day Event Management	$1,000 ex gst
Wattle Grove Lions	$3,000 ex gst
Liverpool Christians community Celebrations	$5,500 ex gst
Star Alliance Entertainment P/L	$0
PCYC Liverpool	$7,500 ex gst
Cherrybomba	$0

3. Put forward a team to participate in the Relay for Life, or develop another initiative to fundraise for the Relay for Life.

On being put to the meeting the motion (moved by Clr Balloot) was LOST. The Foreshadowed motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared CARRIED.

Note: The only difference between the motion and the foreshadowed motion was the donation amount to be provided to "A Red Letter Event Management".

ITEM NO: DCC 02
FILE NO: 052276.2015
SUBJECT: Proposed Amendments to the Liverpool Youth Council Charter

RECOMMENDATION

That Council:

1. Endorses the proposed amendment to the Liverpool Youth Council Charter to include a quorum of half plus one and one Councillor representative as detailed in Section 10.1 of the attached Liverpool Youth Council Charter.

2. Endorses the amendments resolved on 26 November 2014 to include the establishment of an eligibility list as detailed in Section 9.3.1 of the attached Liverpool Youth Council Charter.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That the recommendation be adopted.

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

Clr Balloot left the Chambers at 9.23pm.

Clr Balloot returned to the Chambers at 9.24pm.

Clr Hadid left the Chambers at 9.30pm.

Clr Hadid returned to the Chambers at 9.32pm.

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 006642.2015
SUBJECT: Amendment 19 to Liverpool Development Control Plan 2008 - Controls for Social Impact Assessment

RECOMMENDATION

That Council:

1. Receives and notes this report.

2. Adopts the proposed amendment to the Liverpool DCP 2008, to include controls relating to social impact assessment for specific types of development, as detailed in this report.

3. Proceeds with public exhibition in accordance with the legislative requirements for amending the Liverpool Development Control Plan 2008.

4. Adopts the updated Social Impact Assessment Policy, attached to this report, and place it on public exhibition for a period of 28 days in conjunction with the proposed DCP amendment.

5. Notes that a further report will be submitted to Council following completion of the public exhibition phase.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Shelton**

That Council:

1. Receives the report and allow it to lie on the table, subject to point 4, until it obtains and considers independent expert recommendations on enhancing the proposed SIA process. This is to preferably occur within the following month.

2. Public exhibition of the proposed amendments to the DCP be delayed until they are endorsed by Council.

3. Writes to the Planning Institute of Australia to nominate a panel of recommended Social Impact Assessment (SIA) experts to assess Council's proposed SIA Policy.

4. Adopt the current policy in the report in the interim.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

Note: Clr Stanley abstained from voting on this item, however is recorded as voting against the motion in accordance with Clause 36.3 of Council's Code of Meeting Practice which states:

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

9.30pm Extension of time to continue meeting

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That an extension of time of 30 minutes be granted to continue the meeting.

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

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Chairperson

ITEM NO: DPG 02
FILE NO: 297132.2014
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment 48) - Attached Dual Occupancy of up to 200sqm for land zoned RU2 - Rural Landscape and Liverpool Development Control Plan 2008 (Draft Amendment 17)

RECOMMENDATION

That Council:

1. Proceeds to make LLEP 2008 (Amendment 48) and refers it to the NSW Department of Planning and Environment for the plan to be published on the NSW Government legislation website.

2. Adopts LDCP 2008 (Amendment 17) in accordance with section 21 of the Environmental Planning and Assessment Regulation 2000 to come into effect on the publication of the required notice in the local newspaper.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 03
FILE NO: 043550.2015
SUBJECT: Liverpool Development Control Plan 2008 Draft Amendment 21 - Notifications relating to Single Dwelling Developments and Section 96 Modifications

RECOMMENDATION

That Council:

1. Publicly exhibits Amendment 21 to Liverpool Development Control Plan 2008 in accordance with Section 74C of the Environmental Planning and Assessment Act 1979 to facilitate the changes to Part 1 outlined in this report.

2. Receives a further report following the public exhibition period.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

ITEM NO: DPG 04
FILE NO: 048281.2015
SUBJECT: Liverpool Design Excellence Panel (LDEP)

RECOMMENDATION

That Council:

1. Endorses the draft Design Excellence Panel Charter and Procedure attached to this report.

2. Seeks expressions of interest from suitably qualified industry representatives to become members of Liverpool Design Excellence Panel for a two year period.

3. Receives a further report to assess the expressions of interest received and endorse the Panel members.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 030062.2015
SUBJECT: Environment Advisory Committee Meeting Minutes of 9 February 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Environment Advisory Committee Meeting held on 9 February 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 036981.2015
SUBJECT: Street Naming Committee Minutes 3 February 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Street Naming Committee Meeting held on 3 February 2015.

2. Proceeds with the naming of Agazio Riitano Pond in Middleton Grange.

3. Proceeds with the naming of El Alamein Park in Liverpool, excluding the word memorial.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 039523.2015
SUBJECT: Minutes of the Liverpool Access Committee 12 February 2015

RECOMMENDATION

That:

1. Council receives and notes the minutes of the Liverpool Access Committee Meeting held on 12 February 2015.

2. The matter of construction sites causing access issues be referred to Planning and Growth and Compliance for investigation and appropriate action.

3. The accessible entry to Bigge Park opposite Goulburn Street be incorporated into the upgrades of the park.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 048525.2015
SUBJECT: No Intermodal Committee meeting minutes 3 February 2015

RECOMMENDATION

That Council receives and notes the Minutes of the No Intermodal Committee Meeting held on 3 February 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 052388.2015
SUBJECT: Minutes of the Aboriginal Consultative Committee Meeting held on the 4 February and 4 March 2015

RECOMMENDATION

That Council received and notes the minutes of the Aboriginal Consultative Committee Meeting held on 4 February 2015 and 4 March 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 052604.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 4 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Building our New City Committee Meeting held on 4 March 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 052629.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 4 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 4 March 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 08
FILE NO: 052632.2015
SUBJECT: Minutes of Badgerys Creek Airport Taskforce meeting held 4 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Badgerys Creek Airport Taskforce Meeting held on 4 March 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CTTE 09
FILE NO: 055758.2015
SUBJECT: Minutes of the Budget and Finance Committee and Councillor Budget Briefing held on 5 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting and Councillor Budget Briefing held jointly on 5 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Council defer this item for further clarification.

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

ITEM NO: CTTE 10
FILE NO: 061288.2015
SUBJECT: Meeting Notes of the Liverpool Youth Council meeting held 3 March, 2015

RECOMMENDATION

That Council:

1. Receives and notes the Meeting Notes of the Liverpool Youth Council Meeting held on 3 March, 2015.

2. Endorses the motion raised to declare vacant the Youth Council membership of Luke Hey.

COUNCIL DECISION

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

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 050209.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. **Can I be advised if a report has been prepared for Council on the outcomes of the attached Liverpool Heritage Strategy 2011-2014? If this has been presented can I be provided with a copy? If not when will such a report be ready?**

   A review of the 2011-2014 Heritage Strategy will be one of the key inputs into the new LEP. In the interim, a review of properties having potential heritage value is being conducted to identify any priority action items. A report on the proposed timeline for the preparation of the new LEP will be prepared for the April Council meeting.

2. **Can I be advised the progress of the review regarding the Heritage Conservation Management Plan as described on Liverpool Council website http://www.liverpool.nsw.gov.au/council/policies-and-forms/forms-publications-and-policies**

   The review of existing conservation management plans will be a matter considered as part of the new Heritage Strategy. The list of conservation management plans on Council's website is to be updated soon.

3. **Does Council require in its DA process an archaeological report for areas especially in the CBD that are likely because of their uses of the last two hundred years to contain items of interest?**

   The majority of the CBD is covered by the heritage listing known as the Plan of Town of Liverpool (Item No. 89) pursuant to the Liverpool Local Environmental Plan, which relates not only to the Colonial period grid layout of Liverpool but more importantly the archaeology it contains (heritage inventory attached). To enable the appropriate management of this heritage item a study was undertaken in 1996 by Casey & Lowe Associates for Liverpool City Council. This study, titled 'Liverpool Archaeological Zoning and Management Plan' identifies lots in the CBD that have archaeological potential. If development is proposed in the CBD on one of the sites identified as having archaeological potential then an archaeological assessment is required to be submitted with the DA.

4. What requirements must be met if items of significance are found?

If development is proposed in the CBD on one of the sites identified as having archaeological potential then an archaeological assessment is required to be submitted with the DA.

5. Is there a process to determine areas of Aboriginal significance and how these areas are dealt with in any potential Development Application?

For all Pre-DA meetings the Heritage Officer researches the location to determine if an Aboriginal heritage study covers the area. If so, the study is reviewed to decide if the site is identified as having archaeological sensitivity and takes into consideration the recommendations of this report. If the site is noted as having archaeological sensitivity then an Aboriginal heritage assessment is required as part of the DA. If no study is available, a basic assessment of the site is undertaken including: an Aboriginal Heritage Information Management System (AHIMS) search to determine if Aboriginal sites are known on the site or in the vicinity; and basic site prediction modelling to identify potential sites (i.e. large areas of uncleared land in close proximity to a watercourse). If the site is considered to have potential for Aboriginal cultural heritage based on this assessment, then a due diligence assessment or a full archaeological assessment may be required as part of the DA documentation. All archaeological assessments must be undertaken in accordance with OEH guidelines.

ITEM NO: QWN 02
FILE NO: 050281.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

Can I be advised if a decision has been made as to where and when the Cenotaph in the Mall will be relocated and the projected cost?

The Cenotaph located in Macquarie Mall was commissioned by Liverpool City Council in 1994 to coincide with the upgrade of the Mall. Lisa Anderson, the artist collaborated with the local community in the design development phase. The design of this sculpture uses columns as the classical representations of the body, these figures surround the fallen figure, resting on the grass. The garden is constructed in the shape of the demi-glory of bayonets, commonly known as the rising sun badge. The bottom part of the broken stem acts as a sundial at the 11th hour on the 11th month, casting a shadow into the top part of the broken stem and reuniting the figure on Remembrance Day. The impressions in the camouflaged sentry columns represent objects of war and peace brought forward by the Liverpool community and Defence Forces archives. The story on the fallen stem represents loss, that emotion most keenly felt in a community touched by war. The Cenotaph was dedicated by His Excellency Rear Admiral Peter Sinclair AC, Governor of NSW in December 1994.

The planned upgrade to Macquarie Mall means that the Cenotaph will have to be removed. Kiersten Fishburn, Director Community and Culture, and Albert Galetta, Manager Buildings and Open Space Construction, have spoken with the artist, Lisa Anderson, to inform her of this. Considering the significance of the piece, it is planned to reinstall it in a new location – a number of sites are currently under consideration. It is the wish of the artist that it is reinstalled and not decommissioned. The artist has also expressed a wish to be involved in this process and sees the possibility of bringing together the local community again. This would seem fitting at a time when we are commemorating 100 years since World War 1. As the final site has not yet been determined, the costs of removal and re-installation are not clear but a likely indicative figure is approx. $100,000.

The RSL have also been consulted and are happy to have the work re-installed in an alternative site.

Pip Playford, the artist of the fountain (also located in the mall), has also been informed and is understanding of the plans and the desire to rejuvenate the Mall. CPAC staff are looking at the possibility of providing some of the fountain sculptures as artworks for the community – for example, in local schools. The artist would be appreciative if this could be done.

Clr Hadchiti left the Chambers at 9.42pm.

Clr Hadchiti returned to the Chambers at 9.43 pm.

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

That Items CONF 06 and CONF 07 be brought forward and dealt with now.

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

ITEM NO: CONF 06
FILE NO: 063260.2015
SUBJECT: Compulsory acquisition of Lot 1 DP 514817, 64 Scott Street, Liverpool

RECOMMENDATION

That Council:

1. Proceeds with the compulsory acquisition of Lot 1 DP 514817, 64 Scott Street, Liverpool, for a public purpose;

2. Proceeds with making the necessary application to the Minister for Local Government and the Governor in accordance with Section 187(2) of the *Local Government Act* 1993 to obtain approval to give an acquisition notice for Lot 1 DP 514817 to the owner of 64 Scott Street, Liverpool and commence compulsory acquisition under the *Land Acquisition (Just Terms Compensation) Act* 1991;

3. Authorises the Director Property & Commercial Development to continue negotiations with the owner for the acquisition of Lot 1 DP 514817, 64 Scott Street, Liverpool, up to the amount contained in this confidential attachment without having to submit a further report to Council for approval;

4. Upon settlement of the acquisition, classifies Lot 1 DP 514817, 64 Scott Street, Liverpool as 'Operational' land;

5. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

6. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Hadchiti left the Chambers at 9.46pm.

ITEM NO: CONF 07
FILE NO: 063520.2015
SUBJECT: Compulsory acquisition of part Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool for road purposes

RECOMMENDATION

That Council:

1. Proceeds with the compulsory acquisition of part Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool, for road purposes;

2. Proceeds with making the necessary application to the Minister for Local Government and the Governor in accordance with Section 187(2) of the *Local Government Act* 1993 to obtain approval to give an acquisition notice for part Lot 1 DP 1201516 to the owners of 352-362 Macquarie Street, Liverpool and commence compulsory acquisition under the *Land Acquisition (Just Terms Compensation) Act* 1991;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business;

4. Upon settlement of the acquisition, classifies part of Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool, as 'Operational' land; and

5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

6. Authorises the CEO or his nominee to negotiate and enter into a contract to acquire part of lot 1 DP 1201516, 352 – 362 Macquarie Street Liverpool for an amount no greater than 10% of the independent valuation.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Clr Karnib, Clr Stanley and Clr Waller asked that they be recorded as voting against the motion.

Clr Hadchiti returned to the Chambers at 9.49pm.

Clr Waller left the Chambers at 9.49pm.

ITEM NO: CONF 01
FILE NO: 052126.2015
SUBJECT: Proposed rezoning of part Lot 10 DP 1162812, Heathcote Road, Hammondville, 'Hammondville Park'

RECOMMENDATION

That Council:

1. Agrees to commence the process to rezone part Lot 10 DP 1162812, Heathcote Road, Hammondville, to 'RE2 Private Recreation' and 'B6 Enterprise Corridor' as outlined in the confidential attachment, through an amendment to the Liverpool Local Environmental Plan 2008; and

2. Receives a further report following the public exhibition process with a recommendation as to proceeding with the rezoning.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CONF 02
FILE NO: 052439.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 3 March 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 3 March 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

ITEM NO: CONF 03
FILE NO: 052757.2015
SUBJECT: Appointment of Community Representatives on Civic Advisory Committee

RECOMMENDATION

That Council appoints the two recommended applicants as identified in the confidential report.

COUNCIL DECISION

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

That Council appoints June Young and Munya Gwede as the community representatives on the Civic Advisory Committee.

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

Clr Waller returned to the Chambers at 9.51pm.

ITEM NO: CONF 04
FILE NO: 051829.2015
SUBJECT: Legal Affairs Report

RECOMMENDATION

That Council receive and note the report concerning the Legal Affairs of Council.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

ITEM NO: CONF 05
FILE NO: 163041.2014
SUBJECT: Liverpool City Centre LEP Review

RECOMMENDATION

That Council:

1. Endorses in principle the proposal to rezone all existing land zoned B3 Commercial Core in the city centre to B4 Mixed Use.

2. Endorses in principle the proposal to revise the development standards as detailed in this report.

3. Delegates to the CEO the authority to approve the final Planning Proposal for submission to the Department of Planning and Environment for Gateway Review.

COUNCIL DECISION

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

That this matter be deferred to the next Council meeting.

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

THE MEETING CLOSED AT 9.52PM.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 24 March 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 24 March 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

……

Chairperson

MINUTES OF THE EXTRAORDINARY MEETING HELD ON 1 APRIL 2015

PRESENT:
Mayor Ned Mannoun
Councillor Hadchiti
Councillor Hadid
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Ms Carole Todd, Director Business Improvement

OPENING 1.05pm

PRAYER The prayer of the Council was read by Alyson Infanti, Civic Officer Liverpool City Council.

APOLOGIES Councillors Balloot and Harle

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

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

DECLARATIONS OF INTEREST

The Chief Executive Officer, Mr Carl Wulff declared a non-pecuniary conflict of interest in the following item:

Item NOMR 01: Rescission of CONF 08 - Stage Two Liverpool Strategic Service Delivery Partnership

Reason: The CEO declared a non-pecuniary conflict of interest regarding this item on the basis that in a previous role he had a 7 year relationship with the company who had tendered.

PUBLIC FORUM

Presentation – Items not on agenda

Nil

Representation – Items on agenda

1. **Ms Melissa Coros** addressed Council on the following Item:

   Item NOMR 01 – Rescission of CONF 08 - Stage Two Liverpool Strategic Service Delivery Partnership

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

That a two minute extension of time be given to Ms Melissa Coros.

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

NOTICES OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 072477.2015
SUBJECT: Rescission of CONF 08 - Stage Two Liverpool Strategic Service Delivery Partnership

NOTICE OF MOTION OF RESCISSION

That Council rescinds the resolution relating to CONF 08 – Stage Two Liverpool Strategic Service Delivery Partnership from the Extraordinary Council Meeting 24 March 2015 as shown below;

"That Council:

1. Accept the Tender from Queensland Partnership Group (LG Shared Services) Pty Ltd trading as Propel Partnerships (ABN 45 560 909 108) for ST2416 – Strategic Services Delivery Partnership for a period of 10 years, with the option of extending for a further 5 years.

2. Directs the Chief Executive Officer to undertake consultation with staff in accordance with Clause 39 of the (308) LOCAL GOVERNMENT (STATE) AWARD 2014 for a period of 28 days, to end on 21 April 2015 before any formal contract is signed.

3. Delegates authority to sign the Letter of Acceptance to the Chief Executive Officer in accordance with the above.

4. Delegates to the Chief Executive Officer all further powers necessary to give effect to this resolution.

5. Delegates to the Chief Executive Officer all further powers necessary to give effect to the Alliance Framework Contract to develop a shared services hub enabling any future Trade Services opportunities.

6. Notes the undertaking given by the Chief Executive Officer to staff who will be working within the Liverpool Services Alliance framework, regarding no forced redundancies or forced redeployment and no diminution in pay and terms and conditions of service.

7. Keeps confidential the specific details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

8. Not permit any forced or voluntary redundancies for the life of the contract.

9. Transcribe the questions and answers from the recording of the meeting and include the transcript in the minutes.

10. Be the direct employer for any person employed to fill any vacant position that needs to be filled and that these employees have the same conditions as other Council staff.

11. Engage an independent auditor to investigate the tender process and report back to the Mayor."

Signed:

Clr Ali Karnib
Clr Geoff Shelton
Clr Anne Stanley
Clr Wendy Waller

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council rescinds the resolution (as shown on pages 3 and 4 of these minutes) relating to CONF 08 – Liverpool Strategic Service Delivery Partnership from the Extraordinary Council meeting 24 March 2015.

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

Vote for: Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Vote against: Mayor Mannoun
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 073071.2015
SUBJECT: Amendment to Code of Meeting Practice

NOTICE OF MOTION

A motion will be moved to propose a change to Council's Code of Meeting Practice, to extend the closure time of a Council meeting and other (Code of Meeting Practice adjustments) which if adopted will require public exhibition and report back to Council.

COUNCIL DECISION

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

That:

1. Council amend Clause 5.2 of Council's Code of Meeting practice to read as follows:

   "Ordinary meetings of Council shall be held according to a schedule approved by the Council from time to time. Meetings will commence at 6.00pm and conclude by 11.00pm, without an extension."

2. The proposed amendment be placed on public exhibition and a report be brought back to Council.

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

Clr Karnib, Clr Shelton, Clr Stanley and Clr Waller asked that they be recorded as voting against the motion.

THE MEETING CLOSED AT 1.38PM.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 29 April 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 1 April 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

.....

Chairperson

MINUTES OF THE ORDINARY MEETING HELD ON 29 APRIL 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.04pm.

OPENING	6.04pm
PRAYER	The prayer of the Council was read by Pastor Henry Jacotine from Inspire Church.
APOLOGIES	Nil

CONDOLENCE

SUBJECT: Executions of Andrew Chan and Myuran Sukumaran

Andrew Chan and Myuran Sukumaran were executed in Indonesia at 3 am AEST this morning.

Mr Chan and Mr Sukumaran were arrested in 2005 in Bali and were both subsequently sentenced to death. The pair languished in the Bali prisons system for ten years before the execution was carried out.

Mr Chan and Mr Sukumaran were due to have applications, filed on their behalf, heard in Indonesia's Constitutional Court on 12 May 2015, but despite that process still on foot the executions were nevertheless carried out.

Two lives were taken unnecessarily by the Indonesian Government and by a barbaric method, despite evidence that the pair had reached a level of rehabilitation.

Condolences and well wishes should be extended to the families and loved ones of Andrew Chan and Myuran Sukumaran.

RECOMMENDATION:

That Council:

1. Express condolences and well wishes to the family and loved ones of Andrew Chan.
2. Express condolences and well wishes to the family and loved ones of Myuran Sukumaran.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That the recommendation be adopted.

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

CONDOLENCE

SUBJECT: The Hon. John Malcolm Fraser AC, CH, CGL

The Hon. John Malcolm Fraser AC, CH, CGL sadly passed away on 20 March 2015. Mr Fraser was the 22nd Prime Minister of Australia from 1975 to 1983.

Mr Fraser was born on 21 May 1930 in Toorak, Victoria and born into a family with a history of involvement in politics and the pastoral industry. Mr Fraser was educated at Oxford University where he majored in Philosophy, Politics and Economics and graduated in 1952.

On 10 December 1955, Mr Fraser won the seat of Wannon in a House of Representatives comprising of 57 seats at the time. On 11 November 1975, Mr Fraser was sworn in as caretaker Prime Minister and a month later after electoral success officially became the 22nd Prime Minister of Australia.

Prime Minister Fraser was known as an influence in Australian relations overseas both within the Commonwealth and with the countries of East and Southeast Asia. An adamant opponent of the apartheid regime, Prime Minister Fraser was a strong supporter for reform in South Africa.

The Fraser government revitalised Australia's immigration program. The immigration program focused on resettlement and multiculturalism with the Institute of Multiculturalism Affairs being set up in 1978.

Mr Fraser resigned from parliament on 31 March 1983 and, within two years, had become a key figure in Australia's international and diplomatic relations.

After politics Mr Fraser continued his service to the community. In 1987 Mr Fraser formed CARE Australia as part of the international CARE network on humanitarian aid organisations.

In 2000, Mr Fraser was awarded Australia's Human Rights Medal for his contribution to the advancement of human rights in Australia and internationally. The Award was also in recognition of his Government's legislative record in indigenous land rights, as well as his personal commitment for all of his public and private life to anti-racism and minority rights.

Mr Fraser is survived by his wife Tamara "Tamie" Fraser, AO and his four children Mark, Angela, Hugh and Phoebe.

RECOMMENDATION:

That Council:

1. Records its deep regret at the passing of the Honourable John Malcolm Fraser, AC, CH, CGL on 20 March 2015.

2. Expresses its condolences and well wishes to Mrs Tamara Margaret Fraser, AO.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the minutes of the Extraordinary Meeting held on 24 March 2015 and the Extraordinary Meeting held on 1 April 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a pecuniary interest in the following items:

Item CONF 02: Key Sites Master Planning Steering Committee Minutes from meeting held 7 April 2015.

and

Item CONF 07: Compulsory acquisition of part Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool for road purposes

Reason: Clr Hadchiti has a business relationship with the owner referred to in CONF 07 and also in the minutes in CONF 02.

Clr Hadchiti left the Chambers for the duration of these two items.

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

Item DCC 01: Donations, Grants and Sponsorships

Reason: Clr Waller is a member of the board of Meals on Wheels which is a not for profit community organisation.

Clr Waller did not leave the Chambers for the duration of this item.

PUBLIC FORUM

(Presentation –Items not on agenda)

Nil

(Representation – Items on agenda)

Nil

MAYORAL MINUTE

SUBJECT: Moorebank Georges River Precinct Master Plan

Moorebank is a unique precinct within Liverpool. Set along the Georges River and Lake Moore, Moorebank possess prime waterfront potential. Its strategic location is enhanced by virtue of its closeness to Liverpool's business hub and Liverpool Station, a key piece of public transport infrastructure, and also its connectivity to the South-Western Region and Greater Western Sydney through major road connections which include the M5 Motorway, Hume Highway, Newbridge Road, and Heathcote Road.

The redevelopment of the Moorebank Georges River precinct provides an opportunity to transform an old and degraded industrial area into a revitalised mixed use urban waterfront precinct in close proximity to Liverpool CBD. Council should investigate the Moorebank Georges River precinct for its urban renewal potential. The redevelopment of this precinct will benefit from a high level of public transport accessibility provided by its proximity to Liverpool Station, and with upgrades to local bus routes, potential realignment of local roads and improvements for active transport options, including pedestrian and cycle routes.

This area also provides a unique opportunity for Liverpool to help meet Sydney's future housing needs and make a major contribution to providing for the additional 1.6 million people who will live in Sydney over the next 20 years. The area has the potential to be developed as a premium mixed use riverside lifestyle precinct with quality housing and local employment opportunities. Redevelopment will deliver substantial environmental, recreational and community benefits to support the achievement of Liverpool's potential as the third regional city.

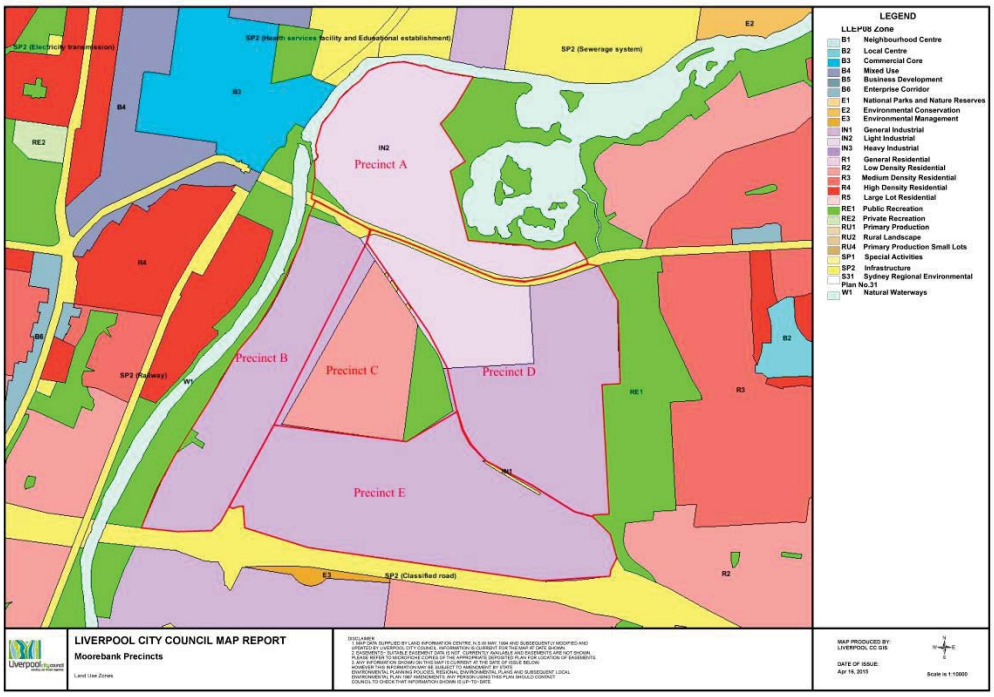
A number of major landowners in this area are currently progressing individual planning proposals and have been in discussion with Council officers about the technical requirements associated with their proposals. It is clear that this important strategic area requires a comprehensive and integrated approach to land use planning and infrastructure demands.

It is proposed the investigation of the Moorebank Georges River Precinct will examine:

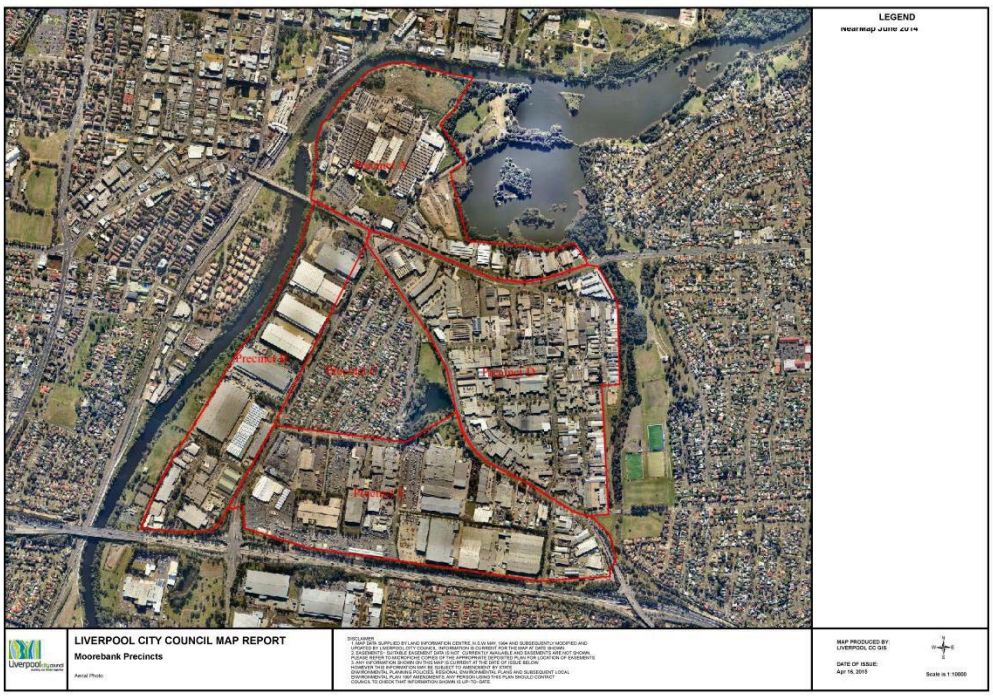
- The precinct's potential to support higher levels of density, incorporating a mix of housing and employment options,
- The unique characteristics of the precinct, including heritage, waterfront access, public open spaces, and walkability to support redevelopment,
- The urban design principles to support building typologies, public domain improvements, and built form outcomes to support sustainable precinct redevelopment,
- The level of connectivity of the precinct to the regional road network, and the potential infrastructure upgrades required to support precinct redevelopment,
- The level connectivity of the precinct to the regional public transport network, including bus and rail, and the potential infrastructure upgrades required to support precinct redevelopment, and
- Potential key sites which are feasible to facilitate for redevelopment of the precinct in line with the aforementioned.

It is appropriate that landowners contribute to the cost of this investigation.

Attached to this Mayoral Minute are a map of the proposed precinct area and an aerial image.



Moorebank Precinct LZN Map



Moorebank Precinct Aerial Photo

RECOMMENDATION:

That Council:

1. Investigate the Moorebank Georges River area as an urban renewal precinct.
2. Develop a Master Plan for the Moorebank Georges River mixed use precinct to provide opportunities for housing and employment, with access to transport and infrastructure.
3. Explore options with current landowners and associated developers to fund the costs of this investigation.
4. The study also include land on the west side of the Georges River.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Mayor Mannoun asked that he be recorded as voting for the Mayoral Minute.

MAYORAL MINUTE

SUBJECT: 'Luke Stono's Never Give Up' Charity Bike Ride

On 22 April 2015, Luke Stono departed Nowra Private Hospital on an organised fund raising bike ride to Liverpool Hospital, known as the 'Luke Stono's Never Give Up Charity Bike Ride'. Mr Stono is expected to arrive at Liverpool Hospital on 1 May 2015. Mr Stono is riding a special recumbent push bike on the 180km ride. Mr Stono has committed to donating the money raised to the Liverpool Hospital Brain Gym.

On 20 June 2012, Mr Stono suffered a serious brain injury whilst training at a motocross compound in Lockhart NSW in a tragic motorbike accident. He was rushed to Wagga Base Hospital and later airlifted to Canberra Hospital where he was assessed and found to have suffered a severe brain injury. He was in a coma. Mr Stono's parents were informed that he had only a 20 per cent chance of surviving and only a 4 per cent chance of minimal recovery if he did survive. Mr Stono eventually showed signs of waking from his coma and was eventually transferred to the Liverpool Hospital Brain Injury Unit and spent 9 months there in rehabilitation.

Mr Stono displayed a "never give up" attitude throughout his recovery to date and has moved from only a 20 per cent chance of survival to a man who put plans in place to ride his bike for 180km. Mr Stono attributes a great deal of his recovery to the staff in the Liverpool Brain Injury Unit for their care and has stated that he wouldn't be where he is today without their help, however he has indicated that the Unit is need of equipment upgrades. Mr Stono hopes that the money raised throughout his bicycle journey will help towards those much needed upgrades.

Mr Stono is expected to arrive at Liverpool Hospital on Friday 1 May 2015 at 11am. I will be in attendance to greet Mr Stono. I propose that Council donate $5,000 to Mr Stono's cause which in turn will benefit the Liverpool Hospital Brain Gym.

RECOMMENDATION

That Council:

1. Extend well wishes to Luke Stono on the completion of his bike ride from Nowra to Liverpool Hospital.

2. Commend Luke Stono for his hard work efforts to raise money for the Liverpool Hospital Brain Gym.

3. Donate $5,000 to the Luke Stono's Never Give Up Charity Bike Ride.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Opening of Ingham House on 27 April 2015

On 27 April 2015, I was honoured to officially open Ingham House at 18 Pioneer Dr, Carnes Hill, which was the result of a four year project between Anowah Community Living Inc, Ingham Australia and Fowler Homes.

Ingham House will be operated by Anowah Community Living Inc and provides services for people with disabilities. Current residents of Anowah are aged from their mid 20's to over 60 years of age. All of the residents have an intellectual disability and some with physical or sensory impairments. The aim of the services is to provide an increase in each person's independence and quality of life.

The Ingham family donated the land located on 18 Pioneer Dr and Fowler Homes constructed the premises for use by Anowah in order to provide the important services to those members of our community who are in need.

Moving forward, Anowah now needs to raise necessary funds to provide a high standard of training, accommodation and service options for their residents, which includes the provision of housing, furniture, equipment, aids and training programs. As part of the fundraising efforts, Anowah will be hosting its Annual Fund Raising dinner on Friday 22 May 2015.

RECOMMENDATION:

That Council:

1. Provide a donation of $2,500 towards Anowah Community Living Inc's Annual Fundraising dinner on Friday 22 May 2015.

2. Congratulate Ingham Australia, Fowler Homes and Anowah Community Living Inc on the completion of the four year project towards the completion of Ingham House.

3. Recognise the important work that Anowah Community Living Inc undertakes to help disadvantaged members of the community.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Trip to Gallipoli ("The Journey to the Quilt") - June Young OAM, JP and Ken Young OAM

Local residents within the Liverpool Municipality, Mrs June Young OAM, JP and Mr Ken Young OAM, left Australia last week to embark on a journey to Gallipoli in remembrance of those soldiers who lost their lives during World War One.

Their official farewell happened in Albany, Western Australia, where they set sail to the site of the sinking of HMAS Sydney for a Memorial Service before retracing the journey through Cocos Island, Colombo, Suez Canal, Egypt, Greece, Turkey, Gallipoli, Crete and Italy.

Throughout their journey, Mr and Mrs Young will be carrying a handmade quilt, made by members of the RSL Women's Auxiliaries from all over NSW in remembrance of those who died in the First World War. Each square contained on the quilt has its own personal story. The quilt is one of seven quilts made by women of the Auxiliaries and the first was raffled last year and made $37,200 for RSL Defence Care (the welfare and benevolent arm of the RSL movement). Upon Mr and Mrs Young's return to Australia, their quilt will hang at the Cenotaph in Hyde Park, Sydney.

Mrs Young will be writing a daily journal of the Quilt's journey, conducting interviews with veterans on the ship, entertainers and historians. Mrs Young will also be photographing the quilt at many historical sites along the journey.

RECOMMENDATION:

That Council:

1. Wishes Mr and Mrs Young a continued safe passage on their "Journey to the Quilt" journey as they remember those who served in Gallipoli, World War Two, Borneo, Vietnam and on peacekeeping missions.

2. Commend the Women's Auxiliaries for their great work in the Quilt project which has raised significant money for the RSL Defence Care.

3. Meet with Mr and Mrs Young upon their return to discuss an opportunity to display the photos of their journey in public for interested members of the community to view.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Local Government Awards

On 23 April 2015, Liverpool Council won two award categories at the Local Government Awards evening held at the Westin Hotel in Martin Place Sydney.

In the first category, Liverpool won the 'Excellence in Environmental Leadership and Sustainability' category for the Council's work in establishing a leading edge Community Recycling Centre. The Community Recycling Centre development programme was led by Gino Belsito, Director of City Presentation and his team.

In the second category, Liverpool won the 'Excellence in Local and Economic Contribution' category for the Council's work on the 'Building our New City' initiative. The 'Building our New City' initiative will trigger business investment opportunities and jobs growth for Liverpool. This initiative is being led by Michael Cullen, Director of Economic and Engagement and his team.

The success of winning the two award categories are a result of dedication and hard work and a great result for Liverpool to have some of the Council's innovative and leading projects recognised by the Local Government sector.

RECOMMENDATION:

That Council:

1. Congratulate Gino Belsito, Director of City Presentation and his team for winning the 'Excellence in Environmental Leadership' award category at the Local Government Awards evening in recognition of the Community Recycling Centre.

2. Congratulate Michael Cullen, Director of Economic and Engagement and his team for winning the 'Excellence in Local and Economic Contribution' award category at the Local Government Awards evening in recognition of the 'Building our New City' initiative.

3. Commend the City Presentation and the Economic and Engagement teams for their hard work and dedication.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Relay for Life: Cancer Council

The Cancer Council of Australia facilitates the Relay for Life event organised by local volunteer committees on behalf of the Cancer Council.

Relay for Life gives local communities a chance to recognise and celebrate those who have overcome cancer or are undergoing treatment, as well as carers of people who suffer from cancer.

Relay for Life first started in Australia back in 1999 when the Victorian community of Murrumbeena raised over $75,000 for the Cancer Council. Sixteen years later, Relays are now held in every State and Territory, with more than 134,000 participants raising over $24 million each year. Every dollar raised from participation in Relay for Life goes towards the Cancer Council's research, prevention and support programs.

The Liverpool community will be participating in the Relay for Life event commencing on Saturday 23 May 2015 concluding on Sunday 24 May 2015. In the planned Liverpool relay to date, 16 teams comprising of 74 participants have registered with a total of $6,217.39 raised so far with a goal of raising $55,000 in total.

Teams participate in a relay-style walk or run, with a challenge of staying on track overnight. Each event is unique and participants can stay for the entirety of the event which includes camping overnight and enjoy the fun activities.

I plan on registering as a participant in the Liverpool Relay for Life event and would implore my fellow Councillors, Council employees and their families and members of the Liverpool community to also register and participate for such an important and worthy cause.

I also move that the Council donate $2,500 towards the Liverpool Relay for Life event.

RECOMMENDATION:

That Council:

1. Call for all Councillors, Council employees and their family and members of the Liverpool Community register and participate in the local Liverpool Relay for Life event held on 23 & 24 May 2015

2. Donate $2,500 to the local Liverpool Relay for Life event.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 088921.2015
SUBJECT: Responses to Councillors

NOTICE OF MOTION

That Council requests that the CEO institutes a process that takes reasonable steps to provide Councillors with an update when previous response time frames or scope of works is changed.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: NOM 02
FILE NO: 088932.2015
SUBJECT: War Memorial and Children's Fountain Heritage pieces in the Mall

NOTICE OF MOTION

That Council:

1. Commits the necessary funds to move the War Memorial to a suitable site at Casula Power House.

2. Engages with the artist to ensure that the necessary measurements are made to reinstate the significance of the statue. (That the column becomes whole at 11am on 11th November).

3. Complete the installation not more than three months after the Memorials' removal from the Mall.

4. Begin community consultation to seek input where and how to relocate the Iconic Children's Fountain. Consider parks or other community facilities where the fountain as a whole or pieces could be located so that the Liverpool Community can still enjoy this heritage item.

5. The funds for the relocation should be allocated from the budget for the upgrade to the Mall.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That the recommendation be adopted.

Amendment: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Commits the necessary funds to move the War Memorial to a suitable site.

2. Engages with the artist to ensure that the necessary measurements are made to reinstate the significance of the statue. (That the column becomes whole at 11am on 11th November).

3. Complete the installation not more than three months after the Memorials' removal from the Mall.

4. The funds for the relocation should be allocated from the budget for the upgrade to the Mall.

On being put to the meeting the amendment (moved by Clr Hadchiti) was declared CARRIED.

Division called:

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid Clr Harle Clr Mamone Clr Ristevski
Vote against:	Clr Karnib Clr Shelton Clr Stanley Clr Waller

ITEM NO: NOM 03
FILE NO: 088960.2015
SUBJECT: Slow Down Speed Stickers

NOTICE OF MOTION

That Council:

1. Investigates the possibility of providing stickers for garbage bins advocating road safety and speed limit observance

2. Provide a report to the July meeting of Council with proposed options and costs.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That this matter be deferred to the Traffic Committee for consideration.

On being put to the meeting the motion (moved by Clr Stanley) was declared LOST.

The foreshadowed motion (moved by Clr Hadid) then became the motion and on being put to the meeting the motion was declared CARRIED.

ITEM NO: NOM 04
FILE NO: 089000.2015
SUBJECT: Clean up Liverpool

NOTICE OF MOTION

That Council:

1. Instigates an education campaign to address the dumping around Liverpool to be distributed

   a) Yearly rate notices
   b) Real Estate Agents for their rental clients
   c) New residents

2. Peruse all avenues to discourage dumping.

3. Report back to Council in September 2015 regarding campaigns to address dumping in Liverpool.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

Forechadowed Motion: **Moved: Clr Mamone** **Seconded:Clr Hadchiti**

That Council receive and note the CEO's comment to the Notice of Motion.

On being put to the meeting the motion (moved by Clr Stanley) was declared LOST.

The foreshadowed motion (moved by Clr Mamone) then became the motion and on being put to the meeting the motion was declared CARRIED.

ITEM NO: NOM 05
FILE NO: 089008.2015
SUBJECT: Report on Outdoor Signage and Outdoor Product Displays

NOTICE OF MOTION

That Council:

1. Prepare a report on the use of outdoor signage and outdoor product displays by small businesses.

2. Consider developing policy which aims at informing businesses of their obligations for displaying outdoor signage and use of outdoor product displays.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Ristevski**

That Council:

1. Prepare a report on the use of outdoor signage and outdoor product displays by small businesses.

2. Develop a policy in conjunction with business owners that permits the use of outdoor signage, including advertising community events.

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

ITEM NO: NOM 06
FILE NO: 089034.2015
SUBJECT: Sustainable Schools Grants

NOTICE OF MOTION

That Council:

1. Consider allocating $50,000.00 in the 2015/16 budget to a Sustainable Schools Grants program for all local schools to commence in July 2015.

2. Direct the CEO to develop draft guidelines, application forms, assessment criteria and a charter for an assessment panel which includes Councillor representation.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That Council:

1. Consider allocating $75,000.00 in the 2015/16 budget to a Sustainable Schools Grants program for all local schools to commence in July 2015 to be funded from the Environmental Levy.

2. Direct the CEO to develop draft guidelines, application forms, assessment criteria and a charter for an assessment panel which includes Councillor representation.

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

Division called:

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 072640.2015
SUBJECT: DA-364/2014 - Torrens title subdivision of Lot 32 DP 866117 into 16 lots, associated road and footpath construction, landscaping and tree removal

RECOMMENDATION

That Council approves Development Application DA-364/2014, subject to the amended recommended conditions of consent attached.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

ITEM NO: IHAP 02
FILE NO: 072862.2015
SUBJECT: DA-48/2014 - Construction and operation of a motel development with associated at-grade and basement car parking and signage

RECOMMENDATION

That Council that Council approves Development Application DA-48/2014 subject to the recommended amended conditions of consent attached.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against:
Clr Karnib
Clr Waller

ITEM NO: IHAP 03
FILE NO: 077503.2015
SUBJECT: DA-85/2011/B - Modification pursuant to s96(2) of Environmental Planning and Assessment Act 1979 to increase the hours of operation of an existing service station from 6am to 12am midnight (7 days a week) to 24 hours (7 days a week)

RECOMMENDATION

That Council approve the modification application DA-85/2011/B for a trial period of 12 months as outlined in the recommended conditions of consent attached.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against:
Clr Hadid
Clr Stanley

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 078830.2015
SUBJECT: Investment Report March 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CFO 02
FILE NO: 083139.2015
SUBJECT: Civic Awards Policy

RECOMMENDATION

That Council Adopt the Civic Awards Policy attached to the report which incorporates the contents of the Australia Day Awards, the Order of Liverpool Awards and the Civic and Ceremonial Functions and Representation and includes the Civic Advisory Committee Charter (as Annexure A).

COUNCIL DECISION

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

That Council adopts the Civic Awards Policy attached to the report (which incorporates the contents of the Australia Day Awards, the Order of Liverpool Awards and the Civic and Ceremonial Functions and Representation and includes the Civic Advisory Committee Charter as Annexure A) with the following amendments:

i. That Council maintain its annual Christmas tree lighting ceremony.

ii. That all sister city relationships maintained to be recognised.

iii. That two Mayoral Seniors Concerts be held every year.

iv. Amend clause 22.6 of the Policy so that the title reads “Ministerial and other official government delegations and other community stakeholders” and have that reflected as part of the text in that clause.

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

ITEM NO: CFO 03
FILE NO: 086684.2015
SUBJECT: 2015-16 Operational Plan and Budget - Proposed new fees and charges

RECOMMENDATION

That Council:

1. Approves the following fees to be placed on Public Exhibition:

Item	Proposed Fee
Minor planning proposals (simple proposals)	First meeting - $600 Second and subsequent meetings - $250
Major planning proposals (proposals involving complex issues)	First meeting - $1,100 Second and subsequent meetings - $450
Heavy Vehicles Local Roads Permit	$70.00 per vehicle
Whitlam Leisure Centre - PrYme Membership (Over 50's)"	$10.00 per week for holders of a Seniors or DVA card

2. Receives a further report following the exhibition process which outlines any submissions made/public feedback.

COUNCIL DECISION

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

That Council:

1. Approves the following fees to be placed on Public Exhibition:

Item	Proposed Fee
Minor planning proposals (simple proposals)	First meeting - $600 Second and subsequent meetings - $250
Major planning proposals (proposals involving complex issues)	First meeting - $1,100 Second and subsequent meetings - $450
Heavy Vehicles Local Roads Permit	$70.00 per vehicle
Whitlam Leisure Centre - PrYme Membership (Over 50's)"	$10.00 per week for holders of a Seniors or DVA card

2. Receives a further report following the exhibition process which outlines any submissions made/public feedback.

3. Investigate and report back to Council a new fee and charge relating to the intention of lodging a planning proposal.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 003970.2015
SUBJECT: Donations, Grants and Sponsorships

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $5,200 under the Sporting Donations Program as summarised in the table below:

Applicant Name	Amount
LeTeine Tikeri	$200
Thea Hayday-King	$200
Darcy Claveria	$500
Tianna Elaya	$300
Alex Brook	$200
Ellesse Carini	$500
Jordan Richardson	$500
Tessa Wong-King	$200
Ash Eastwood	$200
Maverick Maiava	$500
PCYC Liverpool	$1,000
Jonas Dowson	$200
Ali Azhar	$500
Ryan Watson	$500

2. Endorses the Financial Contribution Panel's recommendations for the provision of $10,250 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
The Junction Works Ltd.	SPARKS Experience: Youth Engagement	$5,000
Inspire Community Services Inc.	Engaging Schools and Community Forum	$1,500
City of Liverpool Meals On Wheels Inc.	Christmas Hamper Project for Meals On Wheels clients	$3,750

3. Endorses the Financial Contributions Panel's recommendations for the provision of $31,900 under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $31,900 is endorsed, supplementary funds of $14,336 will need to be allocated from the Council Reserve.

Applicant name	Amount
Vedic Festival Inc	$5,000
Shree Sanatan Dharm Pratinidhi Sabha of Australia	$11,400
Liverpool Domestic Violence Committee – South West Sydney Legal Centre	$5,000
Lau Samoa Council	$5,000
Precedent Productions	$2,500
Pakistani Multicultural Services of Australia	$3,000

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $6,200 under the Sporting Donations Program as summarised in the table below:

Applicant Name	Amount
LeTeine Tikeri	$200
Thea Hayday-King	$200
Darcy Claveria	$500
Tianna Elaya	$300
Alex Brook	$200
Ellesse Carini	$500
Jordan Richardson	$500
Tessa Wong-King	$200
Ash Eastwood	$200
Maverick Maiava	$500
PCYC Liverpool	$1,000
Jonas Dowson	$200
Ali Azhar	$500
Ryan Watson	$500
The Australian Sanatan Sports at the Sanatanian Soccer Championship (to cover all applications currently before Council)	$1,000

2. Endorses the Financial Contribution Panel's recommendations for the provision of $10,250 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
The Junction Works Ltd.	SPARKS Experience: Youth Engagement	$5,000
Inspire Community Services Inc.	Engaging Schools and Community Forum	$1,500
City of Liverpool Meals On Wheels Inc.	Christmas Hamper Project for Meals On Wheels clients	$3,750

3. Endorses the Financial Contributions Panel's recommendations for the provision of $36,900 under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $36,900 is endorsed, supplementary funds of $20,336 will need to be allocated from the Council Reserve.

Applicant name	Amount
Vedic Festival Inc	$5,000
Shree Sanatan Dharm Pratinidhi Sabha of Australia	$11,400
Liverpool Domestic Violence Committee – South West Sydney Legal Centre	$5,000
Lau Samoa Council	$5,000
Precedent Productions	$2,500
Pakistani Multicultural Services of Australia	$3,000
Sanatan Satsang Sabha of NSW	$5,000

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

ITEM NO: DCC 02
FILE NO: 082408.2015
SUBJECT: Re-Establishment of Alcohol Free Zones

RECOMMENDATION

That Council approves the re-establishment of Alcohol-Free Zones for a period of four years at the locations indicated in the attachment to this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: DCC 03
FILE NO: 087031.2015
SUBJECT: Draft Multicultural Strategy and Action Plan 2015-2017

RECOMMENDATION

That Council:

1. Places the draft Multicultural Strategy and Actions 2015-2017 on public exhibition for a period of 28 days inviting public submissions.

2. Receives a further report on the Multicultural Strategy and Actions 2015-2017 following the public exhibition period and providing a final Strategy for adoption.

COUNCIL DECISION

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

That Council:

1. Places the draft Multicultural Strategy and Actions 2015-2017 on public exhibition for a period of 28 days inviting public submissions.

2. Receives a further report on the Multicultural Strategy and Actions 2015-2017 following the public exhibition period and providing a final Strategy for adoption.

3. That the the former Yugoslav Republic of Macedonia referred to on page 8 of the Draft Multicultural Strategy and Action Plan 2015-2017 (which is page 172 of the Council Agenda) be amended to read “The Republic of Macedonia”.

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

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 052991.2015
SUBJECT: Planning and Development Committee

RECOMMENDATION

That Council:

1. Establishes a new Planning and Development Committee as a Committee of the whole to meet monthly.

2. Endorses the proposed Planning and Development Committee Charter attached to this report.

3. Rearrange the monthly Wednesday Committee meeting timetable to include this new Committee.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Establishes a new Planning and Development Committee as a Committee of the whole to meet monthly.

2. Endorses the proposed Planning and Development Committee Charter attached to this report.

3. Rearrange the monthly Wednesday Committee meeting timetable to include this new Committee.

4. Allow for any DA lodged to be called to Council for determination subject to the request of three Councillors at any time.

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

Mayor Mannoun called a recess of Council at 7.33pm.

Mayor Mannoun reopened the meeting at 7.53pm.

ITEM NO: DPG 02
FILE NO: 073207.2015
SUBJECT: Bigge Park Draft Conservation Management Plan

RECOMMENDATION

That Council:

1. Places the Draft Conservation Management Plan for Bigge Park, Liverpool on public exhibition for a period of 28 days.

2. Notes that the outcomes of the public exhibition will be reported to Council in the future.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 03
FILE NO: 082868.2015
SUBJECT: Intersections of Fifteenth Avenue with Twenty Seventh and Twenty Eight Avenue – Update on Interim Road Safety Improvements

RECOMMENDATION

That Council notes the information contained in this report.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: DPG 04
FILE NO: 088913.2015
SUBJECT: Liverpool City Centre LEP Review

RECOMMENDATION

That Council:

1. Endorses in principle the proposal to rezone all existing land zoned B3 Commercial Core in the city centre to B4 Mixed Use.

2. Endorses in principle the proposal to revise the development standards as detailed in this report.

3. Delegates to the CEO the authority to approve the final Planning Proposal for submission to the Department of Planning and Environment for Gateway Review.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: DPC 01
FILE NO: 082173.2015
SUBJECT: Proposed road closure and rezoning of part Copeland Street, Liverpool

RECOMMENDATION

That Council:

1. Agrees to the road closure of part Copeland Street, Liverpool as outlined within this report;

2. Agrees to commence the process to rezone part Copeland Street, Liverpool, proposed to be closed to 'R4 High Density Residential' through an amendment to the Liverpool Local Environmental Plan 2008;

3. Notes that a further report will be submitted to Council prior to any agreement being entered into to sell any portion of part Copeland Street, Liverpool proposed to be closed; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 293524.2014
SUBJECT: Minutes of the extraordinary Budget and Finance Committee held on 5 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the extraordinary Budget and Finance Committee Meeting held on 5 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 078479.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 1 April 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 1 April 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 079975.2015
SUBJECT: Local Traffic Committee Minutes of Meeting held on 18 March 2015

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Local Traffic Committee meeting of 18 March 2015.
2. Adopts the Local Traffic Committee recommendations as noted in the report below.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 081948.2015
SUBJECT: Minutes of the Street Naming Committee meeting held on 7 April 2015

RECOMMENDATION

That Council:

1. Receives and adopts the Minutes and recommendations of the Street Naming Committee Meeting held on 7 April 2015.

2. Adopts the proposal to delegate the determination of all street names to the Mayor and the Street Naming Committee Meeting.

3. Notes consultation results and recommendations regarding the proposed renaming of part of the Moorebank area.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 082612.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 1 April 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Building our New City Committee Meeting held on 1 April 2015.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 082623.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 1 April 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 1 April 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 081275.2015
SUBJECT: Minutes of the Civic Advisory Committee meeting held 31 March 2015

RECOMMENDATION

That Council receives and notes the minutes of the Civic Advisory Committee Meeting held on 31 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 08
FILE NO: 081049.2015
SUBJECT: Minutes of Committee for Liverpool Meeting held 11 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Committee for Liverpool Meeting held on 11 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CTTE 09
FILE NO: 086911.2015
SUBJECT: Minutes of Heritage Advisory Committee meeting held on 13 April 2015

RECOMMENDATION

1. Receives and adopts the Minutes and recommendations of the Heritage Advisory Committee Meeting held on 13 April 2015.

2. Adopts the revised Heritage Advisory Committee Charter.

3. Nominates a second Councillor as a member of the Heritage Advisory Committee.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Harle**

That Council:

1. Receives and adopts the Minutes and recommendations of the Heritage Advisory Committee Meeting held on 13 April 2015.

2. Adopts the revised Heritage Advisory Committee Charter.

3. Nominates and includes Clr Harle as a member of the Heritage Advisory Committee.

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

ITEM NO: CTTE 10
FILE NO: 086932.2015
SUBJECT: Minutes for the No Intermodal Committee meeting held on 7 April 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the No Intermodal Committee Meeting held on 7 April 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 085588.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. I note that Newcastle City Council are supporting an initiative for affordable housing. Can I be advised what strategies Liverpool Council has in place to encourage affordable housing in:

    a) CBD of Liverpool
    b) Edmondson Park
    c) other suburbs

2. What plans are in place to address the addition infrastructure needs of residents in suburbs with the increasing instances of higher density developments taking the place of single dwellings. Suburbs are already seeing increased competition for on street parking. How will additional traffic and parking be accommodated? Has Council investigated and made projections of requirements for the future?

3. Lyn Parade extension was approved last year by Council, can I please be provided with an update and expected completion date for these works? Will be completed by the 12 months deadline in the original recommendation adopted by Council?

A response to these questions will be provided in the May business papers.

COUNCIL IN CLOSED SESSION

ITEM NO: CONF 01
FILE NO: 080751.2015
SUBJECT: Tender WT2421 - Supply, Delivery and Installation of Bus Shelters

RECOMMENDATION

That Council:

1. Declines to accept any of the tenders submitted for WT2421 - Supply, Delivery and Installation of Bus Shelters.

2. In accordance with Section 178(3) (e) of the Local Government (General) Regulation 2005, enters into negotiations with Adshel under the terms of the existing contract for the supply of additional bus shelters to Liverpool.

3. In accordance with Section 178(4) of the Local Government (General) Regulation 2005, notes that the reasons for entering into negotiations and not calling fresh tenders are:
   a) The major firms specialising in street furniture advertising are of the view that there is a lack of alignment between proposed bus shelter sites and their respective business models and hence, it is considered that inviting fresh tenders for the same proposal is unlikely to result in a favourable outcome;
   b) No significant benefit will be achieved by inviting fresh tenders in view of the time and cost involved in such a process; and
   c) The current contract between Adshel and Council relating to the operation and management of their bus shelters provides for the supply of additional advertising and non-advertising bus shelters to Liverpool. Following conclusion of the tender process, Adshel has expressed an interest in exploring options with Council to supply additional bus shelters in return for advertising rights on other items of street furniture.

4. Note that Council authorises the Chief Executive Officer to negotiate with Adshel and subject to a satisfactory outcome of the negotiation process, amend the current contract to incorporate new supply arrangements.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Shelton
Clr Stanley
Clr Waller

Vote against: Clr Ristevski

Clr Hadchiti left the Chambers at 8.08pm.

ITEM NO: CONF 02
FILE NO: 082048.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 7 April 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 7 April 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Hadchiti returned to the Chambers at 8.10pm.

ITEM NO: CONF 03
FILE NO: 082372.2015
SUBJECT: Tender ST2437 - Design, Supply and Delivery of GPT units for various locations

RECOMMENDATION

That Council:

1. Accepts the Tender from Holcim (Australia) Pty Ltd for ST2437 – Design, supply and delivery of three GPT units for various locations for lump sum contract price of specified in the confidential report.

2. Makes public its decision regarding Tender ST2437 - Design, supply and delivery of three GPT units for various locations.

3. Notes that the Director Infrastructure & Environment will finalise all details and sign the Letter of Acceptance following publication of draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Accepts the Tender from Holcim (Australia) Pty Ltd for ST2437 – Design, supply and delivery of three GPT units for various locations for lump sum contract price of specified in the confidential report.

2. Makes public its decision regarding Tender ST2437 - Design, supply and delivery of three GPT units for various locations.

3. Notes that the Director Infrastructure & Environment will finalise all details and sign the Letter of Acceptance following publication of draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

5. Council officers are to prepare a report outlining existing strategies and programs in place to manage the quality of water reaching our creeks and river systems. The report is to include strategies to improve the capture of gross pollutants such as drink containers, bottle tops and similar plastic items ending up in our waterways.

6. The report is to be presented to Council not later than the August 2015 Council meeting.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 04
FILE NO: 082737.2015
SUBJECT: Compulsory acquisition of Lot 13 and 14 DP 1200373, Camden Valley Way, Leppington, Lot 11 DP 1199760 Campbelltown Road, Edmondson Park and Lot 11 DP 1199577, Cowpasture Road, Leppington by Transport for NSW

RECOMMENDATION

That Council:

1. Notes that Transport for NSW is compulsory acquiring Lot 13 and 14 DP 1200373, Camden Valley Way, Leppington, Lot 11 DP 1199760, Campbelltown Road, Edmondson Park and Lot 11 DP 1199577, Cowpasture Road, Leppington;

2. Notes that the Valuer General will determine the amount of compensation applicable to Council;

3. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision; and

4. Transfers the compensation amount into the General Property Reserve.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 05
FILE NO: 079735.2015
SUBJECT: Panel Representation - Independent Hearing and Assessment Panel

RECOMMENDATION

That Council:

1. Appoints the applicants as identified in the confidential report as Panel Representatives on Council's IHAP for a period of two years.

2. Seeks expressions of interest from suitable community representatives to become members of the Liverpool IHAP.

3. Receives a further report to assess the expressions of interest received and endorse the community representatives.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

TEM NO: CONF 06
FILE NO: 089052.2015
SUBJECT: Tender WT2435 - Whitlam Leisure Centre Air Conditioning Renewal

RECOMMENDATION

That Council:

1. Declines to accept any of the tenders submitted for Tender WT2435 - Whitlam Leisure Centre Air Conditioning Renewal.

2. In accordance with Section 178(3) (b) of the Local Government (General) Regulation 2005, invites fresh tenders based on the same details.

3. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of ta confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Clr Hadchiti left the Chambers at 8.12pm.

ITEM NO: CONF 07
FILE NO: 091668.2015
SUBJECT: Compulsory acquisition of part Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool for road purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of part Lot 1 DP 1201516, marked as 'Portion A' in the confidential attachment, with an approximate land area of 735 square metres and approves the acquisition of a stratum over the part of Lot 1 DP 1201516, marked as 'Portion B' in the confidential attachment, with an approximate area of 1,000 square metres being unlimited in depth but limited in height to 20 metres above the proposed road;

2. In the event the current agreement does not proceed, notes that Council will commence with the compulsory acquisition of part Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool as resolved by Council at the Extraordinary Council Meeting held on Tuesday, 25 March 2015;

3. Keeps confidential the attachment supplied under separate cover containing details of the acquisition pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Upon settlement of the acquisition, classifies the portions of Lot 1 DP 1201516, 352-362 Macquarie Street, Liverpool, proposed to be acquired as 'Operational' land.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

THE MEETING CLOSED AT 8.13pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 26 May 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 29 April 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

……

Chairperson

MINUTES OF THE ORDINARY MEETING HELD ON 26 MAY 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.04pm.

OPENING	6.04pm	
PRAYER	The prayer of the Council was read by Pastor John Keane from West Hoxton Community Church.	
APOLOGIES	Clr Mamone	
Motion:	**Moved: Mayor Mannoun**	**Seconded: Clr Waller**
CONDOLENCES	Nil	

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Harle** **Seconded: Clr Karnib**

That the minutes of the Ordinary Meeting held on 29 April 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a pecuniary interest in the following item:

Item CONF 01: Key Sites Master Planning Steering Committee meeting held on 5 May 2015.

Reason: Clr Hadchiti advised that he has previously declared a pecuniary interest relating to Lot 1 DP 1201516, 352-362 Macquarie Street Liverpool as he had a business relationship with the owner. He advised that he no longer has a business relationship with the owner, but will continue to declare a pecuniary interest on this matter until the matter is finalised.

PUBLIC FORUM

(Presentation – items not on agenda)

Nil

(Representation – items on agenda)

Nil

MAYORAL MINUTE

SUBJECT: Autism Advisory and Support Service

The Autism Advisory and Support Service (AASS) was established in 2007 by a group of parents from South Western Sydney, and are currently operating at 88 Memorial Avenue Liverpool.

The AASS provides a range of services to support, advocate, help, educate and guide families who have a loved one with Autism living in Liverpool as well as the surrounding greater South West community.

AASS are currently operating on donations and grants alone. From the donations and grants, AASS has completed the following projects to full operation:

- an Autism Community House in Liverpool;
- a 24 Hour Autism Hotline;
- has assembled various support groups;
- created many social groups;
- and established parent workshops.

The AASS are holding their 7th annual Foundation of Hope Charity Ball in June 2015 and all funds raised will be used by AASS to continue to provide their invaluable work of assisting children with Autism and their families in our community.

I move that the Council show their support for AASS and their work through purchasing a table for their Foundation of Hope Charity Ball at a cost of $1,200.

RECOMMENDATION:

That Council donate $1,200 to the AASS through purchasing a table for their Foundation of Hope Charity Ball in June 2015.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Nepal Earthquake

On the 25th of April 2015 Nepal's capital Kathmandu, and surrounding areas, was devastated by a major earthquake which resulted in the loss of thousands of lives and thousands more injured. The earthquake was measured at 7.8-magnitude. The initial earthquake was followed by a large number of aftershocks, including one that measured 7.3 on the 12th of May.

Among the worst-hit districts was Sindhupalchok, where more than 2,000 people lost their lives and in Kathmandu, more than 1000 people perished. Thousands more were badly injured by falling debris caused by the quake or the powerful aftershocks.

Since the quakes, people have been living in makeshift camps around Kathmandu, having been made homeless or because it is too risky to stay in their homes because of the risk of structural damage.

Our thoughts and condolences should be extended to all of those who have been affected by the Earthquake tragedy. Liverpool City Council should also make a donation to the World Vision Nepal Earthquake Appeal to the amount of $2000.

RECOMMENDATION:

That Council:

1. Sends its condolences to all those affected by the earthquake in Nepal.
2. Donate $2000 to the World Vision Nepal Earthquake Appeal.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: UWS Learning Hub in Liverpool

On 25 May 2015, the Premier of NSW visited Liverpool and announced a major expansion by the University of Western Sydney to the Liverpool City Centre.

The UWS will establish a state-of-the-art Higher Education Centre within Liverpool in 2016.

It was stated by UWS Vice Chancellor Professor Barney Glover that the Centre will comprise of technology-rich teaching spaces, regionally targeted post-graduate offerings, the Centre for Western Sydney and a 'Launch Pad' Smart Business Centre. The Centre will sprawl over 1,000sqm and will accommodate over 150 students, staff and corporate partners.

The UWS expansion to Liverpool will provide greater access to the highest quality education opportunities for people within the Liverpool community. The Centre will also play a big role, along with government and industry in contributing to the shaping of Western Sydney, particularly as the home of Sydney's next international airport.

The expansion of UWS to Liverpool aligns with our vision to create innovative education and employment opportunities through strategic partnerships. These partnerships will enable Liverpool to harness jobs and business investment potential from the Airport, benefiting the Liverpool local community.

RECOMMENDATION:

That Council:

1. Commend UWS for recognising Liverpool as a strategic centre for education and innovation.

2. Commend the Committee for Liverpool in their ongoing achievements promoting the Greater South West, and delivering positive outcomes for Liverpool.

3. Thank the Premier for his ongoing recognition of Liverpool's strategic importance, and its indisputable place as Sydney's third CBD.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Commend UWS for recognising Liverpool as a strategic centre for education and innovation.

2. Commend the Committee for Liverpool in their ongoing achievements promoting the Greater South West, and delivering positive outcomes for Liverpool.

3. Thank the Premier for his ongoing recognition of Liverpool's strategic importance, and its indisputable place as Sydney's third CBD.

4. Congratulate Liverpool City Council staff and the Mayor on their work in having a state of the art Higher Education Centre within Liverpool in 2016.

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

MAYORAL MINUTE

SUBJECT: Moorebank Waste and Recycling Facility

In 2005 an application was made by Moorebank Recyclers to set up the operations of a recycling plant, known as the Moorebank Waste and Recycling Facility, on the bank of George's River. The application was made under the, now repealed, **Part 3(a)** of the **Environmental Planning and Assessment Act 1979**.

It is with great disappointment that the application has progressed to the Planning and Assessment Commission for a final decision.

The Department of Planning has made some recommendations to the PAC, with the end result being that the facility should be approved.

The recommendation for approval is of grave concern for Liverpool Council and the proposed site on the George's River. The proposal to place a recycling facility that would handle approximately 500,000 tonnes of construction waste per year next to a brand new residential housing estate on the George's river is a highly inappropriate recommendation.

Future developments on the George's River, such as the Marina and other projects will also suffer detriment if the facility is granted approval. The facility will also disrupt surrounding areas – particularly areas where residents of Liverpool have worked hard to build homes and raise families.

The Council has worked hard to develop a positive plan for our community and our beautiful George's River and we therefore strongly and formally oppose the approval of the facility.

On Saturday, 23 May 2015, I attended an organised community meeting in Central Park at George's Fair and addressed the large number of people in attendance on my strong opposition to the approval of the facility. It was also clear from the large numbers of people that the Liverpool community is unanimous in its strong opposition to the facility.

It should be noted that the NSW Planning and Assessment Commission will hold a public hearing at **3pm** on **Monday, 1 June 2015** at the **Bankstown Golf Club** and Liverpool City Council will formally provide submissions opposing the approval of the facility. Liverpool City Council also urges members of the community to attend the hearing and voice their concerns.

If the outcome of the hearing results in approval of the facility, Liverpool City Council will look at options of taking the matter to the Land and Environment Court of NSW.

RECOMMENDATION:

That Council:

1. Opposes the recommendation of the NSW Planning to approve the Moorebank Waste and Recycling Facility on the bank of the George's River, Moorebank.

2. Inform the community of the Planning and Assessment Commission hearing at 3pm on Monday, 1 June 2015 at the Bankstown Golf Club.

3. Make formal submissions opposing the approval of the Moorebank Waste and Recycling Facility at the PAC hearing on 1 June 2015.

4. Launch legal action in the event that the Planning and Assessment Commission approves Moorebank Waste and Recycling Facility.

5. Commend the efforts of the Moorebank Committee in opposing the approval of the Moorebank Waste and Recycling Facility.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Opposes the recommendation of the NSW Planning to approve the Moorebank Waste and Recycling Facility on the bank of the George's River, Moorebank.

2. Inform the community of the Planning and Assessment Commission (PAC) hearing at 3pm on Monday, 1 June 2015 at the Bankstown Golf Club.

3. Make formal submissions opposing the approval of the Moorebank Waste and Recycling Facility at the Planning and Assessment Commission hearing on 1 June 2015.

4. Authorise the CEO to challenge the decision in the Land and Environment Court should it be approved.

5. Commend the efforts of the Moorebank Committee in opposing the approval of the Moorebank Waste and Recycling Facility.

6. Make representations to the Planning and Assessment Commission for an extra meeting for interested members of the public, to start no earlier than 6pm, in the Liverpool area (to be held at the Casula Powerhouse Arts Centre if available).

7. Write to our local Members of Parliament to assist us with making representations.

8. Acknowledges that Notice of Motion 03 from this Council Agenda has been dealt with as part of this motion.

9. Write to the responsible Minister to ensure that we have an additional air monitoring station in that area so that we can see what the air quality levels are.

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

Councillors voted unanimously for this motion.

MAYORAL MINUTE

SUBJECT: National Sorry Day

Today, 26 May 2015, marks National Sorry Day.

National Sorry Day is an annual event that has been held in Australia on the 26th of May, since 1998.

National Sorry Day is an Australia-wide observance and gives people the chance to come together and share the steps towards healing for the Stolen Generations, their families and communities. It also allows the national to reflect on the injustices towards the Stolen Generation back in that period of time in Australian history.

Liverpool City Council observes National Sorry Day and our thoughts are with those who were affected by the policies which resulted in the "Stolen Generation".

RECOMMENDATION:

That Council:

1. Observes National Sorry Day and acknowledges the importance of this annual observance day.

2. Council extends its apologies to all Indigenous Australians still affected by the "Stolen Generation" policies of the past.

Motion: **Moved: Mayor Mannoun**

That Council:

1. Observes National Sorry Day and acknowledges the importance of this annual observance day.

2. Council extends its apologies to all Indigenous Australians still affected by the "Stolen Generation" policies of the past.

3. Thank staff for the installation of the plaque at the Liverpool Regional Museum which recognises National Sorry Day

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

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 118519.2015
SUBJECT: Commencement time for June Council Meeting

NOTICE OF MOTION

That Council:

1. Alter the commencement time of the Ordinary Meeting scheduled for Wednesday 17 June 2015 to commence at 5.00pm rather the 6.00pm.

2. Advertise the change of time of the 17 June 2015 Council meeting in the local papers and on Council's website and social media.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: NOM 02
FILE NO: 119040.2015
SUBJECT: ALGWA (NSW) Annual Conference

NOTICE OF MOTION

That Council:

1. Congratulate Councillor Waller on her election as Vice President City at the recent ALGWA (NSW) Annual conference.

2. Renew Councillors membership of ALGWA (NSW) at $250.00 for the current year.

3. Provide support to Councillor Waller in her role with ALGWA (NSW).

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: NOM 03
FILE NO: 119815.2015
SUBJECT: Recommendation for Approval by the Department of Planning - Moorebank Recyclers

NOTICE OF MOTION

That Council:

1. Opposes the recommendation of the Department of Planning to the PAC for approval with conditions of the proposed Moorebank Recyclers plant.

2. Officers prepare a submission to the PAC noting this motion and residents opposition to this development and reasons for concerns regarding this development.

3. Writes to all residents of Georges Fair, Moorebank and Chipping Norton advising them of the public meeting to be held 1st June 2015 as per the advice from the Department of Planning.

4. Nominates an appropriate Council representative to make representations to the PAC on residents' behalf, noting this motion and overwhelming support from residents.

5. Makes representations to all Members of Parliament detailing Council's concern regarding the recommendation of the Department of Planning and seeking their support to Council's opposition.

COUNCIL DECISION

Note: This motion was dealt with in conjunction with the Mayoral Minute on the Moorebank Waste and Recycling Facility on Pages 7-9 of these minutes.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 103129.2015
SUBJECT: Investment Report April 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

ITEM NO: CFO 02
FILE NO: 104240.2015
SUBJECT: March Community Performance Report

RECOMMENDATION

That Council receives and notes the March Community Performance Report which outlines the progress of all principal activities contained in the 4-year Delivery Program and Operational Plan 14/15.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CFO 03
FILE NO: 116361.2015
SUBJECT: March 2015 Budget Review

RECOMMENDATION

That Council:

1. Receives and notes the report;

2. Approves the identified budget variations in accordance with this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Receives and notes the report;

2. Approves the identified budget variations in accordance with this report with the following amendment:

    - Item 5.1.2 (Develop a project concept, business case, and preliminary designs for a Community Nursery and Education Centre in Liverpool) which appears in the 2014/2015 Operational Plan and Delivery Program be reinstated.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

Clrs Karnib, Shelton, Stanley and Waller asked that they be recorded as voting against the motion.

ITEM NO: CFO 04
FILE NO: 116809.2015
SUBJECT: Annual Review of Civic Expenses and Facilities Policy

RECOMMENDATION

That Council:

1. Receive and note this report:

2. Provide public notice of 28 days for the making of public submissions of Council's intention to amend the Civic Expenses and Facilities Policy ,as attached to this report; and

3. Be provided with a further report at its meeting on 29 July 2015, following the receipt and review of any public submissions.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

ITEM NO: CFO 05
FILE NO: 116938.2015
SUBJECT: Review of the Code of Meeting Practice

RECOMMENDATION

That Council:

1. Receive and note this report;

2. Obtain a further report in six months from the Chief Executive Officer relating to Council's work health and safety obligations in regard to Council meetings which finish late at night.

3. Proceed with the proposed amendments to the Code of Meeting Practice, as exhibited.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CFO 06
FILE NO: 117374.2015
SUBJECT: Amendment to Council's Investment Policy

RECOMMENDATION

That Council receives and approves the recommendation to amend the Investment Policy to Exclude liquid assets from the Term to Maturity limits.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CFO 07
FILE NO: 100184.2015
SUBJECT: Endorsement of the Delivery Program 2013-17 and Operational Plan 2015-16 including Revenue Policy

RECOMMENDATION

That Council:

1. Adopts the 4-year Delivery Program and 2015-16 Operational Plan and Budget with the changes outlined in this report.

2. Makes the rates and charges for the financial year commencing 1 July 2015 as outlined in the Revenue Pricing Policy and exhibited in the draft Delivery Program and Operational Plan.

3. Writes to the individuals and groups who provided a submission, thanking them for their submission and provides a response to their feedback and, or comments.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Division called:

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Ristevski

Vote against: Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 003971.2015
SUBJECT: Donations, Grants and Sponsorships

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $7,100 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
Urban Theatre Projects	FAITH	$5,000
Greek Orthodox Community of NSW	Senior Art Class	$2,100

2. Endorses the Financial Contributions Panel's recommendations for the provision of $12,609 under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $12,609 is endorsed, funds will need to be allocated from the Council Reserve.

Applicant name	Amount
Share Care Inc.	$5,000
NSW Organ and Tissue Donation Service	$7,609

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $7,100 under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
Urban Theatre Projects	FAITH	$5,000
Greek Orthodox Community of NSW	Senior Art Class	$2,100

2. Endorses the Financial Contributions Panel's recommendations for the provision of $12,609 under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $12,609 is endorsed, funds will need to be allocated from the Council Reserve.

Applicant name	Amount
Share Care Inc.	$5,000 (subject to point 3 of Council's resolution below)
NSW Organ and Tissue Donation Service	$7,609

3. Defer the donation to Share Care referred to in point 2 above, until after discussions with Share Care and delegate to the CEO to make the final decision.

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

ITEM NO: DCC 02
FILE NO: 099266.2015
SUBJECT: Liverpool City Council Sporting Grants Program 2014/2015

RECOMMENDATION

That Council:

1. Adopts the following recommendations for the allocation of the $25,000 sporting grants funding, as determined by the Liverpool Sports Committee grants assessment panel:

Club	Project Description	Recommended Grant Amount
NSW Remote Control Racing Car Club	Construction of a Covered Training Area	$4,500
Moorebank Rugby League Club	Purchase of Sporting Equipment	$2,000
Kemps Creek United Soccer Club	Safety Fencing Construction	$5,000
Casula Lakers Baseball Club	Purchase of Sporting Equipment, Coaching, Umpire and First Aid Training (consisting of 3 separate grants)	$3,625
Liverpool Olympic Sports and Social Club	Purchase of Line Marking Equipment and Sporting Equipment	$3,200
Liverpool City Archers	Purchase of Sporting Equipment	$3,500
Moorebank Baseball Softball Club	Purchase of Sporting Equipment	$3,175
	Total	**$25,000**

2. Adopts the following recommendation for the allocation of $5,000 due to the lack of applications under the criteria allocated for sports for people with a disability:

Club	Project Description	Recommended Grant Amount
Liverpool City Robins Football Club	Mower Purchase	$5,000

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That Council:

1. Adopts the following recommendations for the allocation of the $25,000 sporting grants funding, as determined by the Liverpool Sports Committee grants assessment panel:

Club	Project Description	Recommended Grant Amount
NSW Remote Control Racing Car Club	Construction of a Covered Training Area	$4,500
Moorebank Rugby League Club	Purchase of Sporting Equipment	$2,000
Kemps Creek United Soccer Club	Safety Fencing Construction	$5,000
Casula Lakers Baseball Club	Purchase of Sporting Equipment, Coaching, Umpire and First Aid Training (consisting of 3 separate grants)	$3,625
Liverpool Olympic Sports and Social Club	Purchase of Line Marking Equipment and Sporting Equipment	$3,200
Liverpool City Archers	Purchase of Sporting Equipment	$3,500
Moorebank Baseball Softball Club	Purchase of Sporting Equipment	$3,175
	Total	**$25,000**

2. Adopts the following recommendation for the allocation of $5,000 due to the lack of applications under the criteria allocated for sports for people with a disability:

Club	Project Description	Recommended Grant Amount
Liverpool City Robins Football Club	Mower Purchase	$5,000

3. Subject to the receipt of supporting documentation and costs, Council approves funding to All Saints Liverpool JRLFC pending their provision of all additional documents.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

Division called:

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid Clr Ristevski
Vote against:	Clr Harle Clr Karnib Clr Shelton Clr Stanley Clr Waller

Note: The motion was passed on the Mayor's casting vote.

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Chairperson

ITEM NO: DCC 03
FILE NO: 102356.2015
SUBJECT: Toilet facilities at Wattle Grove Lake

RECOMMENDATION

That Council:

1. Installs a single fully automated toilet in Lakeside Park;

2. Allocates up to $188,000 in the 2015/16 Capital Works budget to deliver; and

3. Considers a further report to Council identifying other district level parks where fully automated toilets could be installed.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That Council:

1. Support the installation of a single fully automated toilet in Lakeside Park following further community consultation to determine the best location and outcome for this unit;

2. Allocates up to $188,000 in the 2015/16 Capital Works budget to deliver;

3. Considers a further report to Council identifying other district level parks where fully automated toilets could be installed;

4. Organise in conjunction with Wattle Grove Fishing Club and the Lions Club a Family Fun Fishing Day in July at Wattle Grove Lake.

5. In discussions with the Wattle Grove Fishing Club, look at strategies to decrease the eels and the carp in the lake and restock with appropriate species.

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

ITEM NO: DCC 04
FILE NO: 108567.2015
SUBJECT: Combatting Childhood Obesity with Sport

RECOMMENDATION

That Council:

1. Receives and notes this report.

2. Allocates $50,000 in the 2015-16 budget to administer a subsidy program to commence in September 2015 for the summer sports season.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That Council defer this report to the next Council meeting for policy implementation to be developed.

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

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: DEE 01
FILE NO: 081822.2015
SUBJECT: Flag and Banner Program

RECOMMENDATION

That Council note and endorse the Flag and Banner Policy.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That Council note and endorse the Flag and Banner Policy, subject to the following amendments:

- Clause 6.5: Delete the words “however it will be at Council’s discretion to allow commercial campaigns.”
- Clause 11.2d: Delete the words “however it will be at Council’s discretion to allow commercial activities.”
- Clause 11.2e: Delete the words “however it will be at Council’s discretion to allow commercial activities.”

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

Mayor Mannoun called for a recess of Council at 7.22pm.

Mayor Mannoun reopened the meeting at 7.37pm.

ITEM NO: DEE 02
FILE NO: 084964.2015
SUBJECT: Media Representation Policy

RECOMMENDATION

That Council note and endorse the attached media representation policy.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That Council note and endorse the attached media representation policy subject to the following amendments:

- Clause 4.8 be changed to add the following: "All LGA mass communications, including responses to the media, to be approved by the Mayor."
- Clause 4.14 be changed to read: "Councillors may communicate with the media provided that comments or statements are not purported as representing the official Council position or policy."

Foreshadowed motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Council defer the Media Representation Policy for a report to be brought back to Council to incorporate all Media Policies into a single policy.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Forshadowed motion (moved by Clr Stanley) lapsed.

ITEM NO: DEE 03
FILE NO: 271932.2014
SUBJECT: Corporate Sponsorship (Incoming) Policy

RECOMMENDATION

That Council approves the proposed new Corporate Sponsorship (Incoming) Policy.

COUNCIL DECISION

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

That Council approve the proposed new Corporate Sponsorship (Incoming) Policy subject to Clause 5.13.3 being changed so that it now reads:

> "5.13.3 Any sponsorship with a value of more than $50,000 (exclusive of GST) must be approved by Council."

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

ITEM NO: DEE 04
FILE NO: 116238.2015
SUBJECT: Review of Town Improvement Fund Policy

RECOMMENDATION

That Council:

1. Changes the name of the Town Improvement Fund to the City Development Fund.

2. Approves the revised Charter for the Building Our New City Committee and notes the Committee has responsibility for management, all boundaries, expenditure recommendations and strategies and other elements of the City Development Fund.

3. Agree that a regular review of the City Development Fund be undertaken every 2 years with respect to its scope, boundaries and rate.

4. Notes that current Building Our New City priority improvement projects approved by Council will be funded via the City Development Fund and loan arrangements secured against revenue raised through the City Development Fund.

5. Exhibits the draft City Development Fund policy for public comment for 28 days.

6. Notes the attached program of works identified in the draft 2015/16 budget to be funded from the City Development Fund.

7. Notes that the annual City Development Fund work program will be managed through overall Council budget management process.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

Clrs Karnib and Waller asked that they be recorded as voting against the motion.

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 096578.2015
SUBJECT: Draft LLEP 2008 (Amendment No. 49) - Removal of Flood Prone Land Area mapping from LLEP 2008 & Draft LDCP 2008 (Amendment No. 20)

RECOMMENDATION

That Council:

1. Adopt the Draft Liverpool Local Environmental Plan 2008 (Amendment No. 49) and forward the plan to the NSW Department of Planning and Environment requesting notification (gazettal) of the amendment.

2. Adopt the Draft Liverpool Development Control Plan 2008 (Amendment No. 20), to come into effect on the publication of the required notice in the local newspaper.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 02
FILE NO: 097083.2015
SUBJECT: East Leppington Contributions Plan

RECOMMENDATION

That Council adopts the Liverpool Contributions Plan 2015 (East Leppington Precinct)

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 03
FILE NO: 097096.2015
SUBJECT: Austral Leppington North Contributions Plan

RECOMMENDATION

That Council adopts the Liverpool Contributions Plan 2014 (Austral and Leppington North Precincts).

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 04
FILE NO: 105944.2015
SUBJECT: Actions Taken and Progress in Northumberland Serviceway

RECOMMENDATION

That Council note the progress made on clearing the Northumberland Serviceway.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Note the progress made on clearing the Northumberland Serviceway.
2. Develop a policy to create joint bins as part of Council property.

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

ITEM NO: DPG 05
FILE NO: 113873.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment No. 46) - Rezoning and Reclassification of Macleod Park, Prestons

RECOMMENDATION

That Council:

1. Adopts Draft Liverpool Local Environmental Plan 2008 (Amendment No. 46) and forwards a copy of the attached planning proposal and supporting documentation to the Department of Planning for finalisation.

2. Notifies to those who provided written submissions and attended the public hearing advising of Council's decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Waller**

That Council:

1. Defer this matter for further community consultation.

2. Seek feedback with Councillors through a working session on further park upgrades.

3. Present park upgrades to the community via a meeting.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 06
FILE NO: 114037.2015
SUBJECT: Liverpool City Centre Traffic Study - Update on Design Investigations and Implementation of Three Projects

RECOMMENDATION

That Council:

1. Notes the information contained in this report.

2. Endorses the proposed community consultations planned for June/July 2015 and notes that a further report on the outcome of the community consultation will be provided in August 2015.

3. Notes the Northumberland and George Streets two-way conversion, and Dewsbury Serviceway extension into George Street project have been included in the Draft 2015/16 Budget.

COUNCIL DECISION

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

That Council:

1. Notes the information contained in this report.

2. Endorses the proposed community consultations planned for June/July 2015 and notes that a further report on the outcome of the community consultation will be provided in August 2015.

3. Notes the Northumberland and George Streets two-way conversion, and Dewsbury Serviceway extension into George Street project have been included in the Draft 2015/16 Budget.

4. Construct a full-sized pedestrian footpath in Dewsbury Serviceway.

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

Clrs Karnib, Stanley and Waller asked that they be recorded as voting against the motion.

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: DPC 01
FILE NO: 006384.2015
SUBJECT: Classification of Lot 300 DP1205231, Moondarra Drive, West Hoxton as 'Operational' Land

RECOMMENDATION

That Council classifies Lot 300 DP1205231, Moondarra Drive, West Hoxton, as 'Operational' land in accordance with the *Local Government Act* 1993.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That this item be deferred to the next Council meeting for further clarification.

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

ITEM NO: DPC 02
FILE NO: 109532.2015
SUBJECT: Proposed road closure of part Speed Street car park, previously known as Lot 82 DP 790072

RECOMMENDATION

That Council:

1. Agrees to the road closure of part Speed Street car park, containing an approximate area of 31.8 square metres, previously known as Lot 82 DP 790072; and

2. Authorises its delegated officer to execute any document, under Power of Attorney, necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 098366.2015
SUBJECT: Minutes of the Warwick Farm Steering Committee held on 3 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Warwick Farm Racing Precinct Steering Meeting held on 3 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 099039.2015
SUBJECT: Liverpool Sports Committee minutes of meeting 26 March 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Liverpool Sports Committee Meeting held on 26 March 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 099463.2015
SUBJECT: Minutes of the Liverpool Access Committee 9 April 2015

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Liverpool Access Committee Meeting held on 9 April 2015; and

2. Make representation to the State Government to ensure that the internal design of buses be taken into consideration during the tendering process when allowing for suitable accessibility.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 103232.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 6 May 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 6 May 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 109629.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 6 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Building our New City Committee Meeting held on 6 May 2015.

2. Approves $100,000 in additional funds from the Town Improvement Fund to be committed to the Shopfront Façade Upgrade Program for 2015/16.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 109630.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 6 May 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 6 May 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 109633.2015
SUBJECT: Liverpool Youth Council Meeting Minutes 7 April 2015 and Meeting Notes 5 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Liverpool Youth Council Meeting held on 7 April 2015.

2. Receives and notes the Meeting Notes of the Liverpool Youth Council Meeting held on 5 May 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 08
FILE NO: 109634.2015
SUBJECT: Minutes of Badgerys Creek Airport Taskforce meeting held 6 May 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Badgerys Creek Airport Taskforce Meeting held on 6 May 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CTTE 09
FILE NO: 114930.2015
SUBJECT: Minutes of Aboriginal Consultative Committee Meetings held on the 1 April 2015 and 6 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Aboriginal Consultative Committee Meetings held on 1 April 2015 and 6 May 2015.

2. The Minutes identify a number of actions that require Council staff to undertake, none of which will have any financial impact on Council.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 087340.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. **I note that Newcastle City Council are supporting an initiative for affordable housing. Can I be advised what strategies Liverpool Council has in place to encourage affordable housing in:**

   a) **CBD of Liverpool**
   b) **Edmondson Park**
   c) **other suburbs**

   Council's Growing Liverpool 2023 strategic plan incorporates affordable housing. The plan establishes a goal of facilitating "diverse and more affordable housing options" and sets a 10-year target of an "increase in diverse housing options".

   In working towards this goal, the provisions of the State Environmental Planning Policy (Affordable Rental Housing) 2009 apply to residential development across Liverpool LGA. The Affordable Rental Housing SEPP enables Council to offer developers a range of incentives in exchange for providing affordable housing, such as:

   - floor space ratio bonuses;
   - reduced minimum open space and solar access requirements;
   - reduced minimum car parking provision requirements; and
   - reduced minimum dwelling size requirements.

   The Affordable Rental Housing SEPP applies to all land in New South Wales, and provides Council with development controls to encourage the provision of new affordable rental housing (in-fill affordable housing, secondary dwellings, boarding houses, group homes and social housing) and the retention of existing affordable rental housing.

2. **What plans are in place to address the additional infrastructure needs of residents in suburbs with increasing instances of higher density developments taking the place of single dwellings. Suburbs are already seeing increased competition for on street parking. How will additional traffic and parking be accommodated? Has Council investigated and made projections of requirements for the future?**

   Council uses a variety of mechanisms to address additional infrastructure needs and to guide development to achieve positive economic, social and environmental outcomes.

The Liverpool Development Control Plan (LDCP) 2008 sets provisions to ensure that development protects and improves the amenity of Liverpool. For example, LDCP 2008 sets minimum off-street car parking requirements for new development to address the car parking needs of higher density developments and ensure that "car parking does not interfere unreasonably with the amenity of the neighbourhood".

Council's Contributions Plans are used to levy contributions from developers in both established and greenfield areas for public infrastructure required as a consequence of the development. When formulating its contributions plans, Council reviews the capacity of existing facilities to determine when expansion of existing facilities or provision of new facilities are required to meet the demands of increasing population and density. The contributions are then used to fund a number of public services and infrastructure, including:

- Community facilities, such as community centres, libraries and cultural facilities;
- Recreation facilities, such as reserves and indoor and outdoor sporting facilities;
- Transport, such as footpaths, bike paths, public transport and traffic facilities, and
- Drainage, such as pipes, water treatment and detention basins.

The NSW Government is responsible for the provision of public transport and major road infrastructure. Council works with the NSW Government to ensure that the transport network needs of Liverpool residents are recognised and that improvements in Liverpool LGA are prioritised. The opening of Edmondson Park train station earlier this year, ahead of development of the adjacent town centre, is an example of major transport infrastructure provision addressing the additional needs of Liverpool's growing population.

3. Lyn Parade extension was approved last year by Council, can I please be provided with an update and expected completion date for these works? Will they be completed by the 12 months deadline in the original recommendation adopted by Council?

On 30 July 2014, Council resolved to enter into a Deed of Agreement to facilitate the acquisition of part Lot 1 DP 1175057 for drainage purposes and the construction of the Lyn Parade, Prestons extension. As per the Council report, the Deed of Agreement entered into was as follows:

1. Maraya Holdings Pty Ltd will complete the construction of Lyn Parade at their cost;
2. The timeline for the construction of Lyn Parade is as follows:

    - Maraya Holdings Pty Ltd to lodge a development application with Council for the construction of the Lyn Parade extension within 90 days of signing the Deed of Agreement;
    - Maraya Holdings Pty Ltd to apply for a Construction Certificate within 90 days of receiving Development Consent; and
    - Construction of the Lyn Parade extension to be completed 12 months from the date of Construction Certificate being issued.

It should be noted that the Construction Certificate was issued on 5 March 2015. Maraya Holdings therefore have until 4 March 2016 to complete the Lyn Parade extension.

Clr Hadchiti left the chambers at 8.18pm.

ITEM NO: CONF 01
FILE NO: 109106.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 5 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 5 May 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CONF 02
FILE NO: 109016.2015
SUBJECT: Proposed disposal of Lot 1 DP 1200837 and Lot 850 DP 803527, Robin Street, Hinchinbrook

RECOMMENDATION

That Council:

1. Agrees to sell Lot 1 DP 1200837 and Lot 850 DP 803527, Robin Street, Hinchinbrook, by placing the property on the open market for sale by way of public auction through a local real estate agent;

2. Agrees to set the reserve price for the public auction as outlined in the confidential report;

3. Authorizes the Chief Executive Officer or his nominee to negotiate the sale of Lot 1 DP 1200837 and Lot 850 DP 803527, if not sold under the hammer, for a sale price of not less than five percent below the reserve price, on the day of auction, and execute the contract for sale to facilitate the exchange of contracts on the day of the auction;

4. Agrees that if the property is not sold at auction it is immediately placed on the open market for sale by private treaty in 'one-line';

5. Transfers 73.5% of the net proceeds into the General Property Reserve and transfers 26.5% of the net proceeds back into the relevant Section 94 Contribution Plan;

6. Keeps confidential the details supplied in the confidential report pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Hadchiti returned to the Chambers at 8.22pm.

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

That the motion be resubmitted.

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

Explanatory Note: When this item was first put to the vote, Clr Hadchiti was not in the Chambers as he wasn't asked to return after item CONF 01 had been dealt with (he was out of the Chambers for CONF 01 as he had declared a pecuniary interest on that item.) A motion was therefore moved (and carried) that CONF 02 be recommitted so that he could participate in the debate and vote on that item.

When CONF 02 was recommitted, the motion to adopt the recommendation was again moved and was carried as shown below.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Clrs Harle, Karnib, Shelton and Waller asked that they be recorded as voting against the motion.

ITEM NO: CONF 03
FILE NO: 111984.2015
SUBJECT: RCL2439 Provision of Trade Services - Electrical, Carpentry, Plumbing, Air Conditioning

RECOMMENDATION

That Council:

1. Accept the Tenders from the below listed tenderers for each trade service for RCL2439 Provision of Trade Services, Electrical, Plumbing, Carpentry and Air Conditioning for an initial two (2) year contract term with the option of extending 3 x 12 months.

   ELECTRICAL SERVICES
   - Integral Electrical Engineering Co Pty Limited
   - Randall Electrics & Trade Services Pty Ltd
   - Intelec Electrical And Security Installations Pty Ltd

   CARPENTRY SERVICES
   - Burgess Building Services Pty. Limited
   - Avant Constructions Pty Ltd
   - Sampson Constructions
   - Metro Resources Group Pty Ltd

   AIR CONDITIONING SERVICES
   - Integral Electrical Engineering Co Pty Limited
   - RCR Haden Pty Ltd
   - Katopa Holdings Pty Ltd
   - Innovative Air Solutions Pty. Limited

   PLUMBING SERIVCES
   - Walsh Plumbing
   - Gabor Drainage & Plumbing Pty Limited
   - Prs Plumbing And Hot Water Pty Ltd

2. Makes public its decision regarding tender RCL2439 – Provision of Trade Services, Electrical, Plumbing, Carpentry and Air Conditioning.

3. Notes that the Chief Financial Officer will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 04
FILE NO: 113294.2015
SUBJECT: Bernera Road Widening - Approval Of Delay Costs With Contractor

RECOMMENDATION

That Council:

1. Receive and note the report of staff in relation to the dispute over the Bernera Road reconstruction and widening project, contract WT 2089.

2. Delegate authority to the CEO to negotiate and finalise a settlement with the contractor up to an amount specified in the report by staff and recognise the settlement as an adjustment to the capital project. If required, authorise the CEO to increase the Capital Expenditure up to the amount specific in the report.

3. Direct and authorise the CEO to do all things necessary to utilise Council's s.94 Contributions Plan to reflect the increased capital project cost resulting from any settlement reached in this matter. If s.94 funds are insufficient authorise the CEO to fund from general funds.

4. Direct the CEO to report any settlement reached under this resolution to Council at the earliest opportunity.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That this item be dealt with in Closed Session later at the meeting pursuant to the provisions of s10(A)(2)(c) and (g) of the Local Government Act 1993.

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

ITEM NO: CONF 05
FILE NO: 102915.2015
SUBJECT: Tender for DA-610/2012, DA-740/2012,DA-1055/2013

That Council:

1. Accept the Tender WIK proposals by the developers subject to capping the WIK credit to the amounts indicated on the Liverpool Contributions Plan 2009.

2. Notes that the Director of Planning Growth will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tenders, giving them contractual effect, in accordance with delegated authority.

3. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 06
FILE NO: 111178.2015
SUBJECT: Financial Dispute With Former Staff Member

RECOMMENDATION

That Council:

1. Receive and note the report of staff in relation to the financial dispute with a former staff member of Liverpool City Council.

2. Delegate authority to the CEO to settle the financial dispute with the former staff member on the terms outlined in the report of staff.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CONF 07
FILE NO: 122817.2015
SUBJECT: Tender WT2464 Renewal of Air Conditioning and Ventilation Systems at Whitlam Leisure Centre

RECOMMENDATION

That Council:

1. Accepts the tender from Integral Electrical Engineering Co Pty Ltd WT2464 – Renewal of Air Conditioning and Ventilation Systems at Whitlam Leisure Centre for the lump sum fixed price of $2,975,000 GST inclusive.

2. Makes public its decision regarding tender WT2464 Renewal of Air Conditioning System at Whitlam Leisure Centre.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of draft minutes on Council's website for the tender giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

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

1. That Council move into Closed Session to consider CONF 04.

2. Pursuant to Section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of:

   - s10(A)(2)(c) of the Local Government Act because it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

   - s10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the grounds of legal professional privilege.

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

Council moved into Closed Session at 8.30pm.

The public and the media left the Chambers.

ITEM NO: CONF 04
FILE NO: 113294.2015
SUBJECT: Bernera Road Widening - Approval Of Delay Costs With Contractor

RECOMMENDATION

That Council:

1. Receive and note the report of staff in relation to the dispute over the Bernera Road reconstruction and widening project, contract WT 2089.

2. Delegate authority to the CEO to negotiate and finalise a settlement with the contractor up to an amount specified in the report by staff and recognise the settlement as an adjustment to the capital project. If required, authorise the CEO to increase the Capital Expenditure up to the amount specific in the report.

3. Direct and authorise the CEO to do all things necessary to utilise Council's s.94 Contributions Plan to reflect the increased capital project cost resulting from any settlement reached in this matter. If s.94 funds are insufficient authorise the CEO to fund from general funds.

4. Direct the CEO to report any settlement reached under this resolution to Council at the earliest opportunity.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council:

1. Receive and note the report of staff in relation to the dispute over the Bernera Road reconstruction and widening project, contract WT 2089.

2. Delegate authority to the CEO to negotiate and finalise a settlement with the contractor up to an amount specified in the report by staff and recognise the settlement as an adjustment to the capital project. If required, authorise the CEO to increase the Capital Expenditure up to the amount specific in the report.

3. Direct and authorise the CEO to do all things necessary to utilise Council's s.94 Contributions Plan to reflect the increased capital project cost resulting from any settlement reached in this matter. If s.94 funds are insufficient authorise the CEO to fund from general funds.

4. Direct the CEO to report any settlement reached under this resolution to Council at the earliest opportunity.

5. Note the CEO's confirmation that there have been process changes.

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

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

That Council move out of Closed Session and into Open Council.

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

Open Council resumed at 8.41pm.

The resolution relating to CONF 04 (Bernera Road Widening - Approval of delay costs with contractor) was read to the meeting by the Mayor.

THE MEETING CLOSED AT 8.44pm

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 17 June 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 26 May 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

.....

Chairperson

MINUTES OF THE ORDINARY MEETING HELD ON 17 JUNE 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 5.02pm

OPENING	5.02pm
PRAYER	The prayer of the Council was read by Minister Anne Hibbard from Liverpool Uniting Church.
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Balloot** **Seconded: Clr Mamone**

That the minutes of the Ordinary Meeting held on 26 May 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a pecuniary interest in the following item:

Item CONF 06: Key Sites Master Planning Steering Committee Minutes from Meeting held 2 June 2015
Reason: Clr Hadchiti represents a land owner in the precinct referred to in Item 6/15 (CBD South Master Plan) of the Committee Minutes.

Clr Hadchiti left the Chambers for the duration of this item.

Clr Stanley declared a pecuniary interest in the following item:

Mayoral Minute: Hazel Bradshaw Park & Tharawal Park
Reason: Clr Stanley owns property in the area of the parks mentioned in the Mayoral Minute.

Clr Stanley left the Chambers for the duration of this item.

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

Item IHAP 02: DA-299/2014 - Torrens title subdivision creating 14 residential lots and associated drainage and roads works
Reason: The applicant is a surveyor and Mayor Mannoun uses his service sparsely

Mayor Mannoun remained in the Chambers for the duration of the item.

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

Item CONF 11 Contract Dispute - Former Staff Member
Reason: The former staff member referred to in the report is a member of the Liberal Party.

Clr Hadid left the Chambers during this item and was not present for the vote on the matter.

PUBLIC FORUM

Presentation – Items not on agenda

1. **Heather McKenna** addressed Council on the following matter:

   Toilet installation at Wattle Grove Lake

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

That a two minute extension of time be given to Heather McKenna.

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

2. **Peter Savidis** addressed Council on the following matter:

   Toilet installation at Wattle Grove Lake

Motion: **Moved: Clr Harle** **Seconded: Clr Hadid**

That a two minute extension of time be given to Peter Savidis.

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

3. **Jennifer French** addressed Council on the following matter:

   Proposed Moorebank Intermodal

Motion: **Moved: Clr Mamone** **Seconded: Clr Shelton**

That a two minute extension of time be given to Jennifer French.

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

4. **George Tsakonas** addressed Council on the following matter:

   Draft Liverpool Local Environmental Plan 2008 (Amendment No. 38) - Proposed reclassification and / or rezoning of public land in Casula, Chipping Norton, Moorebank, Lurnea, Liverpool, Moorebank, Middleton Grange & Prestons

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That a two minute extension of time be given to George Tsakonas.

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

Representation – Items on agenda

1. **James Young** addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That a two minute extension of time be given to James Young.

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

2. **Gill Sukhpreet** addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

3. **Simon Nesbitt** on behalf of Bhim Sing Chouhan addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That a two minute extension of time be given to Simon Nesbitt.

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

4. **Gerrard Turrisi** from GAT & Associates addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Waller** **Seconded: Clr Harle**

That a two minute extension of time be given to Gerrard Turrisi.

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

5. **Wesley Dose** from Woolworths addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

6. **Tony Dimasi** from MacroPlan Dimasi addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That a two minute extension of time be given to Tony Dimasi.

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

7. **Michael Cullen** from Urbacity (consulting for Urban Growth NSW) addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That a two minute extension of time be given to Michael Cullen.

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

Mayor Mannoun left the Chambers and the Deputy Mayor, Clr Balloot took the Chair at 5.59pm.
Mayor Mannoun returned to the Chambers at 6.01pm.

8. **Peter Leyshon** from Leyshon Consulting addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That a two minute extension of time be given to Peter Leyshon.

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

9. **Donna Savage** from Urban Growth NSW addressed Council on the following item:

   Item DPG 02: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That a two minute extension of time be given to Donna Savage.

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

MAYORAL MINUTE‡: #

SUBJECT: Lennon Maher

Year 1 student from Wattle Grove, Lennon Maher, has pledged to walk 3.8km home from school once a week for an entire school term to raise money for the *ChildFund Australia Dream Bike Appeal*.

The six year-old took a practice walk from school to home before making the pledge which took approximately 1 hour and 1 minute. Lennon stated on Just Giving, a charity fundraising website, that there are many kids in other areas that have to walk longer distances.

The *ChildFund Australia Dream Bike Appeal* is an appeal aimed at donating bicycles to children who live far away from school.

At the end of the 10 week school term, it is estimated that Lennon will have walked 38km.

Lennon is a remarkable young person who has also previously sold his toys online which raised $300 to go towards the Kmart wishing tree.

RECOMMENDATION:

That Council:

1. Commemorate Lennon Maher for his pledge to raise money for the *ChildFund Australia Dream Bike Appeal* and his methods of raising the funds.

2. Donate $1000 towards Lennon Maher's pledge to raise money for the *ChildFund Australia Dream Bike Appeal.*

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Moorebank Intermodal Terminal

On the 3rd June 2015, the Federal Government's Moorebank Intermodal Company (MIC) signed an agreement with the Sydney Intermodal Terminal Alliance (SIMTA) for the development of the Moorebank Intermodal Terminal.

The agreement will see SIMTA develop and operate the intermodal freight terminal and warehousing across both Commonwealth and SIMTA-owned land at Moorebank, with direct rail access to Port Botany via the Southern Sydney Freight Line. The current parallel MIC and SIMTA proposals will now combine into a single development. The facility is being designed to handle up to 1.5 million containers a year in total, comprised of an import-export terminal to handle up to 1.05 million containers a year plus a separate interstate terminal that will ultimately have capacity for up to 500,000 containers a year. However, in media coverage there has been discussion about '2 million' containers. The proposed warehousing to support the terminal is currently 600,000 m^2, however there has been discussion about this increasing to 800,000 m^2, together with suggestions by the MIC CEO that there should be no 'cap' on the terminal operations.

The SIMTA EIS together with the MIC response to submissions made on their earlier EIS are currently on exhibition until 26 June 2015. Council encourages members of the community to make submissions on the proposal, and has engaged a consultant to prepare a detailed submission on behalf of Council.

The intermodal terminal proposed for Moorebank will significantly impact the Liverpool area and expose the local members of the community to significant traffic, air quality and noise impacts and potential health risks. The development of the intermodal threatens the quality and life of local residents and impedes the orderly land use planning for Moorebank. This development conflicts with Council's and the community's vision for the river as a residential lifestyle precinct taking advantage of all the amenity and recreational opportunities that a riverside location offers. With the relocation of the Defence operations, the site offers tremendous potential for the regeneration of Moorebank as a mixed use precinct.

The proposed intermodal site provides real opportunities for alternative development offering a mix of housing and jobs in line with Council's vision for Moorebank as an urban renewal area that offers a quality of life, environmental amenity and sustainably planned land uses. Council is currently undertaking master planning of the Georges River precinct north of the M5 to deliver this vision and already one landowner has lodged significant planning proposal to progress the transformation of industrial land into a premium residential environment.

The proposed intermodal puts Council's vision in jeopardy. Some of the adverse impacts of the intermodal terminal operation will include:

- Increased congestion on the local road network,
- Increased heavy vehicle movements on local roads - 10,000 extra trucks a day,
- Increased pollution from diesel particulates,
- Increased noise and visual impacts from the 24 hour operation of the site – 42 freight trains a day, and
- Lost opportunity to develop the site sustainably to provide a mix of housing and employment.

Council recognises that Sydney's growth requires more intermodal facilities and supports the need for a new intermodal, but not in this location. The Badgerys Creek airport presents a real opportunity to rethink this decision and plan for the intermodal next to the new airport in a purpose built site ideally located next to an international airport and transport infrastructure, without the negative impacts on the local community that the Moorebank proposal will represent. These impacts at Moorebank cannot be effectively mitigated.

Council's continuing campaign against the development of the Moorebank intermodal includes the following current and proposed actions:

- Preparation of a formal submission on current exhibition of the SIMTA EIS;
- Proposed placement of billboard messages at the M5/Moorebank overpass and the Whitlam Centre on Hume Highway;
- A community information and feedback campaign on Liverpool Listens;
- A social media campaign on Facebook,
- Encouraging residents to make submissions during the current exhibition of the SIMTA EIS;
- A proposed mail out to Liverpool households in the most affected areas; and
- Media opportunities, including print, radio, and television. *(Note half page ads ran in local papers today 17 June 2015).*

RECOMMENDATION:

That Council:

1. Writes to State and Federal representatives and relevant ministers making clear Council's concerns about the adverse impacts of an intermodal at Moorebank, particularly on the local road network and local residents.

2. Seeks further opportunities to engage directly with State and Federal Ministers on the proposed intermodal.

3. Continues to pursue all avenues of communication to publicise Council's opposition to the intermodal, and to encourage the public to voice their concerns.

4. Approves the proposed mail-out and placement of billboard messages at an estimated cost of $60,000 to be funded from the approved no intermodal funds in the 2015/16 budget.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Writes to State and Federal representatives and relevant ministers making clear Council's concerns about the adverse impacts of an intermodal at Moorebank, particularly on the local road network and local residents.

2. Seeks further opportunities to engage directly with State and Federal Ministers on the proposed intermodal.

3. Continues to pursue all avenues of communication to publicise Council's opposition to the intermodal, and to encourage the public to voice their concerns.

4. Approves the proposed mail-out and placement of billboard messages at an estimated cost of $60,000 to be funded from the approved no intermodal funds in the 2015/16 budget.

5. Notes the significant noise impacts on Glenfield House and other residents of Casula due to the 24/7 operation of the Southern Sydney freight line.

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

Clr Stanley left the Chambers at 6.26pm.

MAYORAL MINUTE

SUBJECT: Hazel Bradshaw Park & Tharawal Park

Council recently identified parcels of community land that may have been considered suitable for potential reclassification and alternative uses. To date, Council has not made any final decisions and is undertaking a consultative approach before a decision is made on the parcels of community land.

Small pocket parks can cost more to maintain and tend to be less well used than larger parks. Other matters which are seen as problematic are issues such as loitering, noise and rubbish.

Over the last two weeks, there has been a strong response from the community in relation to two of the pocket parks identified. The communities surrounding Hazel Bradshaw Park on Deerwood Avenue and Tharawal Park on Anjudy Close, Casula have made it very clear how much they value those spaces and are strongly opposed to any part or full reclassification of those spaces for alternative uses.

On the basis of the input provided by the two communities and the strong message conveyed, I am recommending that Hazel Bradshaw Park and Tharawal Park shall remain as community parks also referred to as pocket parks.

Another clear message that was heard was that previously our residents enjoyed the park equipment that was located at those parks. Council should also make plans for upgrading the parks and installing play equipment in Hazel Bradshaw Park and Tharawal Park.

In addition to the contents of the Mayoral Minute, Council is to examine and report on the feasibility of removing Hannan Park, 12A Brian Avenue Casula and McCarty Park, 124A Wonga Road, Lurnea from the list of parcels of community land currently under consideration.

RECOMMENDATION:

That Council:

1. Removes Hazel Bradshaw Park, Deerwood Avenue from the list of community land being considered for potential reclassification and alternative uses and remain as a park for the enjoyment of the community.

2. Removes Tharawal Park, Anjudy Close, Casula from the list of community land being considered for potential reclassification and alternative uses, and remain as a park for the enjoyment of the community.

3. Makes plans for upgrading and installing park equipment in Hazel Bradshaw Park and Tharawal Park after community consultation.

4. Consults with the community prior to any future Gateway applications on pocket parks.

5. Considers multilingual communications when consulting with the community in relation to pocket park reclassifications.

6. Considers and reports to a briefing session on removing Hannan Park and McCarty Park from the list of parcels of community land currently under consideration.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Clr Stanley returned to the Chambers at 6.37pm.

MOTION TO BRING ITEM FORWARD

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That item DPG 02 - Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre be brought forward and dealt with now.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: DPG 02
FILE NO: 136598.2015
SUBJECT: Draft Amendment 31 to Liverpool Local Environmental Plan 2008 - Proposal to rezone 1975-1985 Camden Valley Way, Prestons from B6 Enterprise Corridor to B2 Local Centre

RECOMMENDATION

That Council:

1. Supports the Planning Proposal and writes to the Minister of Planning pursuant to clause 59(1) of the Environmental Planning and Assessment Act 1979 to request that the Minister determine that Draft Liverpool Local Environmental Plan 2008 Amendment No. 31 be made.

2. Writes to the proponents informing them of Council's decision.

3. Writes to the parties that made a submission informing them of Council's decision.

4. Provides in principle support for and delegates the CEO the authority to enter into a Voluntary Planning Agreement to facilitate additional community benefits for the Prestons local area prior to the lodgement of a Development Application for the proposal.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That Council:

1. Writes to the Minister of Planning pursuant to clause 58(4) of the Environmental Planning and Assessment Act 1979 and request that the Minister determine that the matter not proceed.

2. Writes to the proponent informing them of Council's decision.

3. Writes to the parties that made a submission informing them of Council's decision.

4. Includes the following reasons for this decision in the above correspondence:

   4.1 The adverse economic impact of the proposal on the existing local centre at Prestons Village may threaten the viability of the centre.

4.2 The adverse economic impact of the proposal on the future Edmondson Park Town Centre may delay the development of the site and impact the overall development of Edmondson Park.

4.3 There is appropriately zoned land available at both Carnes Hill and Edmondson Park where a supermarket would be better situated.

4.4 It is considered the local community has adequate access to existing and future full line supermarkets, including Carnes Hill, Edmondson Park and Casula.

4.5 The proposal is out-of-centre development which, if approved, would have the potential to undermine achievement of the Council's and the State's planning strategies.

4.6 Approval of this centre in such close proximity to an established centre is contrary to good planning principles.

4.7 The proponent's Economic Impact Assessment understates the Primary Trade Area, the level of trading and the impacts of the proposed centre.

4.8 The existing proposal goes against our retail hierarchy.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 01
FILE NO: 130844.2015
SUBJECT: DA-986/2014 - Construction of 18 detached dwellings and Community title subdivision on proposed development Lots 3, 6 and 9 within proposed Lot 22 in the Plan of Subdivision of Lots 31 and 32 in DP 1181985 within the former New Brighton Golf Course

RECOMMENDATION

That Council approves Development Application DA-986/2014, subject to the recommended conditions of consent attached to the Council officer's IHAP report attached.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 02
FILE NO: 131436.2015
SUBJECT: DA-299/2014 - Torrens title subdivision creating 14 residential lots and associated drainage and roads works

RECOMMENDATION

That Council approves DA-299/2014 for Torrens title subdivision creating 14 residential lots and associated drainage and road works.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against:
Clr Karnib
Clr Waller

ITEM NO: IHAP 03
FILE NO: 131671.2015
SUBJECT: DA-480/2014 - Demolition of existing garage and shed, removal of trees and a proposed subdivision to create eight Torrens title lots and one residue lot. The proposal also involves the retention of the existing dwelling on proposed Lot 18

RECOMMENDATION

That Council approves Development Application DA-480/2014 subject to the amended recommended conditions of consent attached.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded:Clr Harle**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against:
Clr Karnib
Clr Waller

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 02
FILE NO: 134020.2015
SUBJECT: Investment Report May 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CFO 03
FILE NO: 118303.2015
SUBJECT: Outcome of Public Exhibition of New Fees and Charges

RECOMMENDATION

That Council adopts the following new fees and charges, as part of the Statement of Revenue Policy (Fees and Charges) 2015-2016:

Item	Proposed Fee
Minor planning proposals (simple proposals)	First meeting - $600 Second and subsequent meetings - $250
Major planning proposals (proposals involving complex issues)	First meeting - $1,100 Second and subsequent meetings - $450
Heavy Vehicles Local Roads Permit	$70.00 per vehicle
Whitlam Leisure Centre - PrYme Membership (Over 50's)"	$10.00 per week for holders of a Seniors or DVA card

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council adopts the following new fees and charges, as part of the Statement of Revenue Policy (Fees and Charges) 2015-2016:

Item	Proposed Fee
Heavy Vehicles Local Roads Permit	$70.00 per vehicle
Whitlam Leisure Centre - PrYme Membership (Over 50's)"	$10.00 per week for holders of a Seniors or DVA card

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Karnib**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

ITEM NO: CFO 04
FILE NO: 131913.2015
SUBJECT: Local Government NSW Annual Conference

RECOMMENDATION

That Council:

1. Nominates Councillors who wish to attend the 2015 Local Government New South Wales Annual Conference.

2. Staff prepare a report to the July Council meeting to consider proposed motions to be submitted to the Conference and provide an update on the number of voting delegates for Liverpool City Council.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That:

1. Any Councillors who wish to attend the 2015 Local Government New South Wales Annual Conference notify the Councillor Support Officer.

2. Staff prepare a report to the July Council meeting to consider proposed motions to be submitted to the Conference and provide an update on the number of voting delegates for Liverpool City Council.

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

ITEM NO: DCC 01
FILE NO: 089693.2015
SUBJECT: Donations, Grants and Sponsorships

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $16,500 (all GST exclusive) under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
Guntawang Aboriginal Resources Incorporated (GARI)	Arts and Craft Workshops	$3,000
Liverpool Women's Resource Centre	Cultural Connection Camp	$3,000
Inspire Community Services	Liverpool Community Kitchen and Hub Services	$5,000
YouthLink, Salvation Army	Buzz Cuts (Hairdressing Social Enterprise project for youth)	$5,000

Applicant Name	Project Name	Amount
Priyanka Kanthan	Volunteer opportunity in Vietnam with International Volunteer HQ	$500

2. Endorses the Financial Contributions Panel's recommendations for the provision of $5,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $5,000 is endorsed, funds will need to be allocated from the Council Reserve.

Applicant name	Amount
Southern Districts Soccer Football Association Inc	$5,000

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: DCC 02
FILE NO: 123448.2015
SUBJECT: Liverpool Access Committee Charter

RECOMMENDATION

That Council adopts the Liverpool Access Committee Charter as attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That Council:

1. Adopts the Liverpool Access Committee Charter as attached to this report.
2. Commend the current members of the committee for their commitment to the community of Liverpool.

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

ITEM NO: DCC 03
FILE NO: 131033.2015
SUBJECT: Liverpool Multicultural Strategy and Action Plan 2015-2017

RECOMMENDATION

That Council adopts Liverpool City Council's Multicultural Strategy and Action Plan 2015-2017.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: DCC 04
FILE NO: 132147.2015
SUBJECT: Review of Social Impact Assessment Policy and DCP

RECOMMENDATION

That Council endorse the draft Social Impact Assessment Policy and Development Control Plan for Social Impact Assessments to be placed on public exhibition, with a further report to be provided to Council following public exhibition.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: DCC 05
FILE NO: 135570.2015
SUBJECT: Review of Closed Circuit Television in Liverpool CBD

RECOMMENDATION

That Council:

1. Receives and notes this report.

2. Requests a further report to the December 2015 Council meeting detailing the outcomes of the program.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: DCC 06
FILE NO: 136780.2015
SUBJECT: Aboriginal Consultative Committee Charter

RECOMMENDATION

That Council adopts the Aboriginal Consultative Committee Charter as attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 101193.2015
SUBJECT: Proposal to amend LLEP 2008 to permit additional uses (service station and take away food and drink premises) at 1-5 Yato Road, Prestons

RECOMMENDATION

That Council:

1. Endorses the Planning Proposal and forwards it to the NSW Department of Planning and Environment seeking a Gateway determination

2. Subject to Gateway approval, proceeds with public authority consultations and public exhibition in accordance with the determination.

3. Notes that the outcomes of public authority consultation and public exhibition will be reported to Council in the future.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Waller

Vote against:
Clr Hadchiti
Clr Karnib

ITEM NO: DPG 03
FILE NO: 136625.2015
SUBJECT: Proposal to amend the Planning Proposal for the City Centre LEP Review to include Liverpool Hospital as a Long Term Civic Site

RECOMMENDATION

That Council:

1. Amends the planning proposal for Draft Liverpool Local Environmental Plan 2008 (Amendment 52) to include the Liverpool Hospital Precinct as a Long Term Civic Site, enabling an increase in height and floor space based on the submission of an approved master plan for the site.

2. Delegates to the CEO the authority to approve the amended planning proposal for submission to the Department of Planning and Environment pursuant to Section 58 of the Environmental Planning and Assessment Act 1979.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton

Vote against: Clr Karnib
Clr Stanley
Clr Waller

ITEM NO: DPG 04
FILE NO: 137604.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 - Rezoning and Reclassification of Part of Hammondville Park, Hammondville

RECOMMENDATION

That Council:

1. Endorses the attached draft planning proposal and authorises Council officers to forward a copy to the Department of Planning and Environment seeking a Gateway determination

2. Agrees that subject to Gateway approval, public authority consultation and public exhibition proceed in accordance with the determination

3. Notes that the outcomes of public authority consultation and public exhibition will be reports to a future meeting of Council.

COUNCIL DECISION

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

That the recommendation be adopted.

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Mayor Mannoun left the Chambers at 7.11pm and the Deputy Mayor, Clr Balloot took the Chair.

Mayor Mannoun returned to the Chambers at 7.12pm.

ITEM NO: DPG 05
FILE NO: 139823.2015
SUBJECT: Liverpool Development Control Plan 2008 Draft Amendment 21 - Notifications relating to Single Dwelling Developments and Section 96 Modifications

RECOMMENDATION

That Council adopts the draft Liverpool Development Control Plan 2008 (Amendment No 21), to come into effect on the day of its notification in the local paper.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton

Vote against:
Clr Karnib
Clr Stanley
Clr Waller

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: DPC 01
FILE NO: 131197.2015
SUBJECT: Classification of Lot 300 DP1205231, Moondarra Drive, West Hoxton as 'Operational' Land

RECOMMENDATION

That Council classifies Lot 300 DP1205231, Moondarra Drive, West Hoxton, as 'Operational' land in accordance with the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 115203.2015
SUBJECT: Environment Advisory Committee Meeting Minutes of 11 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Environment Advisory Committee Meeting held on 11 May 2015.

2. Supports Council participation and in-kind support to the state-wide program to secure threatened species such as Downy Wattle (Acacia Pubescens) and their habitats, as outlined in Report No 10/15.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Shelton**

That Council:

1. Receives and notes the Minutes of the Environment Advisory Committee Meeting held on 11 May 2015.

2. Supports Council participation and in-kind support to the state-wide program to secure threatened species such as Downy Wattle (Acacia Pubescens) and their habitats, as outlined in Report No 10/15.

3. Modify the Environmental Advisory Committee Charter to allow up to 5 representatives.

4. Modify the Charter so that the meetings are open to the public including addressing the Environmental Advisory Committee as per Council meeting practice.

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

ITEM NO: CTTE 02
FILE NO: 131677.2015
SUBJECT: Minutes of the Civic Advisory Committee Meeting held 14 May 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Civic Advisory Committee Meeting held on 14 May 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 132427.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 3 June 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 3 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 3 June 2015, subject to the following change:

The resolutions relating to Items 5.1 to 5.4 be changed from:

"The Committee noted and endorsed the report", to instead read;

"The Committee noted the report".

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

ITEM NO: CTTE 04
FILE NO: 132771.2015
SUBJECT: Local Traffic Committee Minutes of Meeting held on 20 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Local Traffic Committee Meeting held on 20 May 2015.

2. Adopts the Local Traffic Committee recommendations as noted in the report below.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 133676.2015
SUBJECT: Casula Powerhouse Arts Centre Board Minutes from Meeting 30 April 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Casula Powerhouse Arts Centre Board Meeting held on 30 April 2015.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 135520.2015
SUBJECT: Meeting Notes of the Street Naming Committee meeting held on 2 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Meeting Notes of the Street Naming Committee Meeting held on 2 June 2015.

2. Adopts the recommendation in the Meeting Notes that Council gazette the advertised names for the Brighton Lakes Development in Moorebank.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Mayor Mannoun called for a recess of Council at 7.20pm.

Mayor Mannoun reopened the meeting at 7.34pm.

ITEM NO: CFO 05
FILE NO: 141970.2015
SUBJECT: Future Cities Collaborative overseas mission to the United States and appointment of Acting Deputy Mayor during Mayor and Deputy Mayor's absence

RECOMMENDATION

That Council:

1. Note that Councillors Karnib, Ristevski and Hadchiti will not be attending the Future Cities Collaborative overseas mission to the United States and nominate a replacement Councillor or Councillors to attend the mission.

2. Council appoint an Acting Deputy Mayor for the period 20 June 2015 – 6 July 2015 while the Mayor and Deputy Mayor are overseas at the mission.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Note that Councillors Karnib, Ristevski and Hadchiti will not be attending the Future Cities Collaborative overseas mission to the United States and nominate Clr Harle to attend the mission.

2. Council appoint an Acting Deputy Mayor for the period 20 June 2015 – 6 July 2015 while the Mayor and Deputy Mayor are overseas at the mission.

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

ELECTION OF ACTING DEPUTY MAYOR

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

That Council proceeds with the election of the Acting Deputy Mayor by open voting.

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

Nominations were called for the position of Acting Deputy Mayor (during the absence of Mayor Mannoun and Clr Balloot) by the Chief Executive Officer as the Returning Officer.

The nominees for Acting Deputy Mayor (during the absence of Mayor Mannoun and Clr Balloot) were Clr Shelton and Clr Hadchiti with the following votes received:

Clr Shelton	5 votes
Clr Hadchiti	6 votes

Clr Hadchiti was elected as the Deputy Mayor for the period 20 June 2015 – 6 July 2015 while the Mayor and Deputy Mayor are overseas at the mission.

COMMUNITY AND CULTURE REPORT

ITEM NO: CFO 01
FILE NO: 134876.2015
SUBJECT: Fit for the Future

RECOMMENDATION

That Council:

1. Endorses Council's Fit for the Future submission which supports Liverpool as a stand-alone Council.

2. Approve the Long Term Financial Plan.

3. Delegates the CEO to make further minor changes to the draft template and authorise the submission of the template on or prior to 30 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Endorses Council's Fit for the Future submission which supports Liverpool as a stand-alone Council.

2. Approve the Long Term Financial Plan.

3. Delegates the CEO to make further minor changes to the draft template and authorise the submission of the template on or prior to 30 June 2015.

4. Ensure the documentation meets all legal requirements, including our Code of Conduct policy.

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

ITEM NO: CONF 01
FILE NO: 127936.2015
SUBJECT: Acquisition of part Lot 401 DP 1049478, 120 Bird Walton Avenue, Middleton Grange, for open space purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of part Lot 401 DP 1049478, 120 Bird Walton Avenue, Middleton Grange, containing an area of approximately 1,231 square metres for the price and terms outlined in the confidential attachment;

2. Notes that the square metre area to be acquired is approximate and subject to final survey. Council approves the acquisition on a dollar per square metre basis as outlined in the confidential attachment;

3. Upon settlement of the acquisition, classifies the portion of Lot 401 DP 1049478, 120 Bird Walton Avenue, Middleton Grange, being acquired as 'Community' land;

4. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CONF 02
FILE NO: 128445.2015
SUBJECT: Care, control and management of Lot 163 DP 880335, 7 Sandringham Drive, Cecil Hills, known as 'Cecil Hills Homestead'

RECOMMENDATION

That Council:

1. Receives and notes the report of staff in relation to the recent history and current status of the management of Lot 163 DP 880335, 7 Sandringham Drive, Cecil Hills, known as the 'Cecil Hills Homestead';

2. Delegates authority to the Chief Executive Officer or his nominee to proceed with 'Option 2' as outlined in the confidential report;

3. Keeps confidential the attachment supplied under separate cover pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

Foreshadowed Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That this item be dealt with in closed session at the end of the meeting.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Waller) lapsed.

ITEM NO: CONF 03
FILE NO: 129135.2015
SUBJECT: Council fees and charges for Outdoor Dining within Macquarie Mall

RECOMMENDATION

That Council:

1. Agrees to amend the adopted fees and charges for Outdoor Dining Permits within the Macquarie Street Mall as outlined within the confidential report;

2. Keeps confidential the attachment supplied under separate cover pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

3. Authorises its delegated officers to execute any document necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CONF 04
FILE NO: 130788.2015
SUBJECT: Tender WT2461 - New Customer Service Centre Fit Out Works at 33 Moore Street, Liverpool

RECOMMENDATION

That Council:

1. Accepts the Tender from Rork Projects Pty Ltd for Tender WT2461 – New Customer Service Centre Fit Out Works at 33 Moore Street, Liverpool at the GST inclusive price of $1,817,077.

2. Makes public its decision regarding tender WT2461 – New Customer Service Centre Fit Out Works at 33 Moore Street, Liverpool.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of draft minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

ITEM NO: CONF 05
FILE NO: 132459.2015
SUBJECT: Acquisition of Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill for open space purposes.

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill, on either a vacant possession or a life tenancy basis, as outlined in the confidential report;

2. Upon settlement of the acquisition, classifies Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill, as 'Operational' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That this item be dealt with in closed session at the end of the meeting.

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

Clr Hadchiti left the Chambers at 7.46pm.

ITEM NO: CONF 06
FILE NO: 136145.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 2 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 2 June 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Clr Hadchiti returned to the Chambers at 7.47pm.

ITEM NO: CONF 07
FILE NO: 139408.2015
SUBJECT: Independent Hearing and Assessment Panel - Community Representative Recommendation

RECOMMENDATION

That Council appoints the applicant as identified in the confidential report as a Community Representative on the IHAP for a period of two years.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: CONF 08
FILE NO: 138704.2015
SUBJECT: Liverpool Design Excellence Panel - Recommendations for appointment

RECOMMENDATION

That Council:

1. Appoints the applicants as identified in the confidential report as Panel Representatives on Council's DEP for a period of two years; and

2. That the representative of the Government Architect's Office be appointed as Chair.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CONF 09
FILE NO: 134346.2015
SUBJECT: Legal Dispute - Rating of Council Financial Instruments

RECOMMENDATION

That Council:

1. Receive and note the report of staff in relation to legal action concerning the rating of financial instruments purchased by Council.

2. Delegate authority to the Chief Executive Officer to negotiate any further amendments as may be necessary to settle the funding agreement and addendum documents provided by Litigation Capital Partners LLP, and to execute the funding agreements and addendum documents once finalised.

3. Delegate authority to the Chief Executive Officer to continue to prosecute the legal action concerning the rating of financial instruments to a conclusion in the best interests of Council.

4. Receive updates on the progress of this litigation via the quarterly Legal Affairs report.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CONF 10
FILE NO: 126075.2015
SUBJECT: Legal Affairs Report

RECOMMENDATION

That Council receive and note the report concerning the Legal Affairs of Council.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: CONF 11
FILE NO: 132937.2015
SUBJECT: Contract Dispute - Former Staff Member

RECOMMENDATION

That Council:

1. Receive and note the legal advice provided by Council's solicitors, as attached to the report of staff.

2. Delegate and direct the Chief Executive Officer to give effect to the recommendations contained within the legal advice.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That this item be dealt with in closed session at the end of the meeting.

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

ITEM NO: CONF 12
FILE NO: 132806.2015
SUBJECT: Amendments to Organisational Structure

RECOMMENDATION

That Council:

1. Adopts the organisational structure as provided in attachment 2 of this report in accordance with Section 333 of the Local Government Act 1993.

2. Notes the effective date for implementation of the revised structure as 1 July 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CONF 13
FILE NO: 132405.2015
SUBJECT: Audit and Risk Committee meeting held on 10 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Audit and Risk Committee Meetings held on 10 June 2015;

2. Keeps confidential the minutes attached minutes containing information pursuant to the provisions of s10A(2)(c) of the *Local Government Act 1993* as it contains information that would if disclosed confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: CONF 14
FILE NO: 142029.2015
SUBJECT: EOI 2471 - Lease of part North Carnes Hill Recreational Precinct by a National Sporting Organisation

RECOMMENDATION

That Council:

1. Receives and notes the report from staff in relation to EOI 2471 Lease of part North Carnes Hill Recreational Precinct by a National Sporting Organisation;

2. Pursuant to Section 55(3)(i) of the *Local Government Act* 1993, approves an exemption to the requirement to enter into a tender process with the shortlisted applicant, being Wests Tigers Rugby League Football Pty Ltd, due to extenuating circumstances and unavailability of competitive tenders. Given an Expression of Interest has been publicly advertised with only one submission received and site in question is subject to constraints, a tender process would not provide a satisfactory result;

3. Directs the Chief Executive Officer to commence negotiations with the Wests Tigers Rugby League Football Pty Ltd to enter into a long term lease arrangement for part North Carnes Hill Recreational Precinct;

4. Directs the Chief Executive Officer to commence a public consultation process pursuant to Section 47 of the *Local Government Act* 1993, in anticipation of a possible lease exceeding 5 years being granted to the shortlisted applicant;

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the *Local Government Act* 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved:Clr Stanley** **Seconded: Clr Waller**

That this item be dealt with in Closed Session at the end of the meeting.

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

ITEM NO: CONF 15
FILE NO: 130992.2015
SUBJECT: Tender ST2450 - Macquarie Mall Upgrade, Procurement of Australian Granite Paving

RECOMMENDATION

That Council:

1. Declines to accept any of the tenders submitted for ST2450 Macquarie Mall Upgrade, Procurement of Australian Granite Paving.

2. In accordance with Section 178(3)(e) of the Local Government (General) Regulation 2005, enters into negotiations with the tenderers for ST2450 and other reputable granite suppliers with the view to entering into a contract for the supply of granite paving.

3. In accordance with Section 178(4) of the Local Government (General) Regulation 2005, note the following reasons for entering into negotiations and not calling fresh tenders:

   a) The public tender process has been unable to elicit a satisfactory outcome and it is considered that inviting fresh tenders for the same proposal is unlikely to result in a different outcome;
   b) No significant benefit will be achieved by inviting fresh tenders in view of the time and cost involved in such a process with consequent delays and cost implications to the project; and
   c) Council's own enquiries suggest that other feasible options exist, which would enable council to procure the required granite pavers for the timely delivery of the project.

4. Notes that Council authorises the Chief Executive Officer to negotiate and subject to a satisfactory outcome of the negotiation process sign the Letter of Acceptance giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

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

1. That Council move into Closed Session to consider items:

    - CONF 05 Acquisition of Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill for open space purposes.
    - CONF 11 Contract Dispute - Former Staff Member
    - CONF 14 EOI 2471 - Lease of part North Carnes Hill Recreational Precinct by a National Sporting Organisation

2. Pursuant to Section 10A(1)-(3) of the Local Government Act 1993, the media and public be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of:

    - Section10(A)(2)(a) of the Local Government Act because it contains personal matters concerning particular individuals (other than councillors);

    - Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct);

    - Section 10A(2)(d)(i) of the *Local Government Act* 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

    - Section 10(A)(2)(g) of the Local Government Act because it contains advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

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

Council moved into Closed Session at 8.00pm.

The public and media left the Chambers.

ITEM NO: CONF 05
FILE NO: 132459.2015
SUBJECT: Acquisition of Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill for open space purposes.

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill, on either a vacant possession or a life tenancy basis, as outlined in the confidential report;

2. Upon settlement of the acquisition, classifies Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill, as 'Operational' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Clr Hadid left the Chambers at 8.11pm.

ITEM NO: CONF 11
FILE NO: 132937.2015
SUBJECT: Contract Dispute - Former Staff Member

RECOMMENDATION

That Council:

1. Receive and note the legal advice provided by Council's solicitors, as attached to the report of staff.

2. Delegate and direct the Chief Executive Officer to give effect to the recommendations contained within the legal advice.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Clr Hadid returned to the Chambers at 8.15pm
Clr Harle left the Chambers at 8.16pm.
Clr Harle returned to the Chambers at 8.19pm.

ITEM NO: CONF 14
FILE NO: 142029.2015
SUBJECT: EOI 2471 - Lease of part North Carnes Hill Recreational Precinct by a National Sporting Organisation

RECOMMENDATION

That Council:

1. Receives and notes the report from staff in relation to EOI 2471 Lease of part North Carnes Hill Recreational Precinct by a National Sporting Organisation;

2. Pursuant to Section 55(3)(i) of the *Local Government Act* 1993, approves an exemption to the requirement to enter into a tender process with the shortlisted applicant, being Wests Tigers Rugby League Football Pty Ltd, due to extenuating circumstances and unavailability of competitive tenders. Given an Expression of Interest has been publicly advertised with only one submission received and site in question is subject to constraints, a tender process would not provide a satisfactory result;

3. Directs the Chief Executive Officer to commence negotiations with the Wests Tigers Rugby League Football Pty Ltd to enter into a long term lease arrangement for part North Carnes Hill Recreational Precinct;

4. Directs the Chief Executive Officer to commence a public consultation process pursuant to Section 47 of the *Local Government Act* 1993, in anticipation of a possible lease exceeding 5 years being granted to the shortlisted applicant;

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the *Local Government Act* 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Council defer this report until the next Council meeting and provide Councillors with further information about the processes.

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Stanley) was declared LOST. The Foreshadowed motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared CARRIED.

Councillors Karnib, Shelton, Stanley and Waller asked that they be recorded as voting against the motion.

Motion: Moved: Mayor Mannoun Seconded: Clr Balloot

That Council move out of Closed Session and into Open Council.

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

Open Council resumed at 8.24pm.

The resolutions relating to CONF 05, CONF 11 and CONF14 were displayed on the monitors for the public and media to view prior to the closure of the meeting.

THE MEETING CLOSED AT 8.25pm

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 29 July 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 17 June 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

.....

Chairperson

Liverpool city council

MINUTES OF THE ORDINARY MEETING HELD ON 29 JULY 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.07pm

OPENING	6.07pm	
PRAYER	The prayer of the Council was read by Pastor Phil Hanbury from Southwestern Community Baptist Church.	
APOLOGIES	Clr Mamone	
Motion:	**Moved: Clr Stanley**	**Seconded: Clr Hadchiti**

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

CONDOLENCES Nil

CONFIRMATION OF MINUTES

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

That the minutes of the Ordinary Meeting held on 17 June 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

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

Item CONF 03: Acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for open space purposes
Reason: Clr Hadchiti has used the services of the solicitor named in the report 7 - 8 years ago.

Clr Hadchiti did not leave the Chamber for the duration of the item.

Clr Shelton declared a pecuniary interest in the following items:

Item CONF 01: Community Representation - Liverpool Council's Economic Development and Events Committee

Item CONF 02: Appointment of Community and Industry Representatives to the Environment Advisory Committee (EAC)
Reason: Clr Shelton has or has had a minor business relationship with some of the individuals referred to in these items.

Clr Shelton left the Chamber for the duration of these items.

PUBLIC FORUM

Presentation – Items not on agenda

1. **Mr Jeffrey Smith** addressed the Council on the construction of the detention basin at Amalfi Memorial Park.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That a two minute extension of time be given to Mr Jeffrey Smith.

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

Representation – Items on agenda

1. **Mr Julious Vergara** from Liverpool Boys High School addressed the Council on the following item:

   Item DIEN 02: Speaking 4 the Planet (S4P) Event

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That a two minute extension of time be given to Mr Julious Vergara.

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

2. **Ms Melinda Cruz** addressed the Council on the following item:

   Item NOM 11: Miracle Babies

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

That a two minute extension of time be given to Ms Melinda Cruz.

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

3. **Mr Leo Epifania** addressed the Council on the following item:

   Item DCC 01: Donations, Grants and Sponsorships

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That a two minute extension of time be given to Mr Leo Epifania.

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

4. **Mr James Martin** from the Australian Turf Club addressed the Council on the following item:

   Item DCC 01: Donations, Grants and Sponsorships

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

That a two minute extension of time be given to Mr James Martin.

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

5. **Mr Milorad Arcaba** from Harcourts Real Estate addressed the Council on the following item:

   Item CONF 12: Tender WT2448 - Macquarie Mall Revitalisation

6. **Mr Daren Camilleri** from Casanova Café addressed the Council on the following item:

   Item CONF 12: Tender WT2448 - Macquarie Mall Revitalisation

7. **Ms Svetlana Kaluderovic** addressed the Council on the following item:

   Item CONF 12: Tender WT2448 - Macquarie Mall Revitalisation

8. **Sabih Aldoumany** addressed the Council on the following item:

   Item CONF 12: Tender WT2448 - Macquarie Mall Revitalisation

9. **Mr Milos Dyakovic** addressed the Council on the following item:

   Item CONF 12: Tender WT2448 - Macquarie Mall Revitalisation

10. **Ms Djana Stefanovska** from The Chocolate Room addressed the Council on the following item:

    Item CONF 12: Tender WT2448 - Macquarie Mall Revitalisation

BRING ITEM FORWARD

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That CONF 12: Tender WT2448 - Macquarie Mall Revitalisation be brought forward and dealt with now.

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

ITEM NO: CONF 12
FILE NO: 184468.2015
SUBJECT: Tender WT2448 - Macquarie Mall Revitalisation

RECOMMENDATION

That Council:

1. Accepts the tender submitted from Hargraves Urban Pty Ltd for Tender WT2448 - Macquarie Mall Revitalisation, for the GST exclusive price of $8,429,542.

2. Allocates an additional $3,000,000 to enable completion of the full scope of the upgrade works, noting that the 2015/16 Capital Works Budget will not be exceeded.

3. Makes public its decision regarding Tender WT2448 - Macquarie Mall Revitalisation.

4. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

.....

Chairperson

MAYORAL MINUTE

SUBJECT: Women in the Police Force Event – Liverpool Local Area Command

In 2015, the NSW Police Force celebrates 100 years of women in policing. The anniversary marks a significant milestone for the Force and celebrates the evolution of the role of women in policing in NSW since the introduction of the first female Special Constable in 1915.

To commemorate such an historic milestone, the NSW Police Force has been running a range of events and activities throughout this year and will continue until the end of September 2015. The events and activities to mark the anniversary include amongst other things a baton relay, which has been travelling across NSW since March. The Baton Relay will also be held in Liverpool and is scheduled for 19 August 2015 at Bigge Park.

To acknowledge the great and important work the NSW Police Force undertakes and in recognition of women in policing, with particular acknowledgement of our female police officers in the Liverpool Local Area Command, the Council should give its full support and assistance for the Baton Relay event on 19 August.

When requests are made to the Council for the use of Bigge Park for special events, a bond of $1,056 is required and should be waived for The Baton Relay event on 19 August 2015. As well as the waiver of the bond, Council should also provide, free of charge, the following provisions for this event:

- Council waste bins;
- Shade structures and chairs;
- Access to electricity using the clock located in Bigge Park;
- Labour to transport the equipment; &
- P.A. System including PA operator and setup.

The cost of the above provisions amounts to approximately $1,180 and should be waived in recognition of the important milestone the NSW Police Force is currently celebrating.

The bond normally required is $1,056 and this also should be waived.

RECOMMENDATION:

That Council:

1. Acknowledges the important milestone of 100 years of women in policing, currently being celebrated by the NSW Police Force.

2. Acknowledges and commemorates the past and present women serving in the NSW Police Force.

3. Acknowledges the important work the NSW Police Force undertakes, particularly in the Liverpool Local Area Command.

4. Gives its full support and assistance to The Baton Relay event held by the NSW Police Force on 19 August 2015 in Bigge Park, Liverpool.

5. Waives the required bond for use of Bigge Park by the NSW Police Force for The Baton Relay event to be held on 19 August 2015.

6. Provides all the provisions listed above free of charge for The Baton Relay event to be held in Bigge Park on 19 August 2015.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: NOM 01
FILE NO: 177408.2015
SUBJECT: Waiving Fees for Storage for not for profit groups

NOTICE OF MOTION

That Council waive fees for storage for all not for profit groups using our community halls.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That Council waive fees for storage for all not for profit groups, for the first storage cupboard, using our community halls.

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

ITEM NO: NOM 02
FILE NO: 177411.2015
SUBJECT: Place Manager Carnes Hill

NOTICE OF MOTION

That Council:

1. Dedicate a resource to become the Carnes Hill Place Manager.

2. Begin planning the uses of the facility and programmes required by residents by engaging the community and planning programmes.

3. Implement programmes before the opening of the facility.

4. Report to Council at an appropriate time the findings of this pilot programme with a view to implementing LGA wide.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council:

1. Dedicate a resource to become the Carnes Hill Place Manager.

2. Begin planning the uses of the facility and programmes required by residents by engaging the community and planning programmes.

3. Implement programmes before the opening of the facility.

4. Report to Council at an appropriate time the findings of this pilot programme with a view to implementing LGA wide.

5. Staff implement the actions from the Chief Executive Officer's comment (to the Notice of Motion as published below) as part of this motion.

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

CHIEF EXECUTIVE OFFICER'S COMMENT

International research (OECD, 2015) suggests that infrastructure projects should be developed in co-operation with local stakeholders including local and regional authorities, involve public consultations and be aligned with the strategic needs of specific sectors of the economy. The same principles also apply at micro-level: and in instances such as Carnes Hill, the success of the significant investment by Council is more likely to be assured if

necessary preliminary activities relating to raising awareness, identifying local needs through community consultations and aligning aspirations with Council objectives are planned and organised in a systematic manner.

Done well, such processes can lead to local communities being empowered, willing to participate in organisations and projects, connected with Council and working toward shared goals. In effect, infrastructural development acts as the catalyst for building a sense of "place", linked to a strong sense of local ownership and influence.

Best practice also suggests that, given the multiplicity of relationships involved in planning, delivering and managing major projects, resources need to be invested in the professional management of land relationships by a lead body (i.e. Council) so as to avoid blurring of lines of accountability. In this instance, the fundamental challenge is how Council manages the individual components so as to complement other activities within an multipurpose precinct.

As construction of Carnes Hill Recreation and Community Precinct is well underway and will be operational in 2016, it is timely to begin exploring best practice management models to realise its full potential. The intent of the place management approach is entirely consistent with the guiding principles and content of the Draft Community Facilities Strategy. Research undertaken for the Draft Strategy found that effective programming of libraries and community facilities is particularly pertinent during their start-up phase in activating spaces and encouraging a wider usage by different members of the community. This was supported by evidence from other successful community facilities indicating that programming creates an environment for significantly higher levels of usage and greater awareness of programs and activities offered.

It is recommended that Council officers investigate and report back the outcomes of research on best practice approaches (including international examples) for managing Carnes Hill Recreation and Community Precinct. Carnes Hill offers Council the opportunity to pilot a place management approach which, if successful, could be adopted for future projects across the LGA.

ITEM NO: NOM 03
FILE NO: 177419.2015
SUBJECT: Advocating changes to State Environmental Planning Policy (Affordable Rental Housing) 2009

NOTICE OF MOTION

That Council:

1. Write to the Minister for Planning detailing the issues that can arise with this loop hole in the legislation.

2. Submit a Notice of Motion to the Local Government Conference in October.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadchiti**

That the item be deferred to be discussed at the Councillor Briefing Session on 18 August 2015.

Foreshadowed motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Balloot) was declared CARRIED and the Foreshadowed motion (moved by Clr Stanley) lapsed.

ITEM NO: NOM 04
FILE NO: 177570.2015
SUBJECT: Publication of Mayor and Deputy Mayor Messages in Foreign Language Media

NOTICE OF MOTION

That Council review which foreign language print media both the Mayor and Deputy Mayor messages are printed in every week.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Ristevski**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Harle** **Seconded: Clr Ristevski**

That:

1. Council discontinues publishing a Mayoral and Deputy Mayoral column in the ethnic press; and

2. The Deputy Mayoral Column shall be replaced by a “Councillor’s Column”, consisting of not more than 700 words, to be published in English in the two leading “non-ethnic” local papers on a rotational bi-weekly basis; and

3. All Councillors are given the opportunity to contribute to that column on a regular rotational basis.

On being put to the meeting the motion (moved by Clr Balloot) was declared CARRIED and the Foreshadowed motion (moved by Clr Harle) lapsed.

ITEM NO: NOM 05
FILE NO: 177598.2015
SUBJECT: Youth Unemployment

NOTICE OF MOTION

That:

1. Council set up a committee to investigate the high youth unemployment rate in Liverpool LGA.

2. The Committee report back to Council in early 2016 with details of the many issues confronting our youth and recommendations as to what Council can do to assist our youth to find unemployment and improve their lives.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadchiti**

That Council:

1. Receive a report in early 2016 with details of the many issues confronting our youth and recommendations as to what Council can do to assist our youth to find employment and improve their lives.

2. Write to the State Government seeking payroll tax exemption for employers of long term unemployed youth.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council receives and notes the Chief Executive Officer's Comment (to the Notice of Motion) as published below.

CHIEF EXECUTIVE OFFICER'S COMMENT

Council has an existing Economic Development & Events Committee which would be an appropriate vehicle to consider the issue of high youth unemployment. It is suggested that a representative of the Commonwealth Department of Employment be invited to brief this Committee on the issue and the various efforts in place to address high youth unemployment nationally and how this is delivered locally. The Committee will then be in a position to consider what additional local efforts are required by business and Council to address these issues.

On being put to the meeting the motion (moved by Clr Balloot) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

BRING ITEM FORWARD

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That NOM 11: Miracle babies be brought forward and dealt with now.

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

ITEM NO: NOM 11
FILE NO: 179870.2015
SUBJECT: Miracle Babies

NOTICE OF MOTION

That Council:

1. Sponsors this years Miracle Babies Foundation Annual Ball with three tables:

    - 1 x Table for Council
    - 1 x Table for Volunteers of the foundation
    - 1 x table for the Miracle Baby Survivor's

2. Congratulate the Foundation for the hard work it has done in the past 10 years

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That Council:

1. Sponsors this years Miracle Babies Foundation Annual Ball with three tables:

    - 1 x Table for Council
    - 1 x Table for Volunteers of the foundation
    - 1 x table for the Miracle Baby Survivor's

2. Congratulate the Foundation for the hard work it has done in the past 10 years

3. Thank Clr Mamone for bringing this matter to Council's attention.

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

Mayor Mannoun called for a recess of Council at 8.05pm.

Mayor Mannoun reopened the meeting at 8.25pm.

BRING ITEMS FORWARD

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the IHAP items be brought forward and dealt with now.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 157157.2015
SUBJECT: DA-1136/2014 - Torrens title subdivision of one lot into eight lots at 10 Nader Place, Horningsea Park

RECOMMENDATION

That Council approves Development Application DA-1136/2014, subject to the amended recommended conditions of consent.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 02
FILE NO: 161095.2015
SUBJECT: DA-964/2014 - Torrens title subdivision of two lots into 22 residential lots with associated road construction and drainage works.

RECOMMENDATION

That Council approves Development Application DA-964/2014 subject to the amended Recommended Conditions of Consent attached to the report.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

ITEM NO: IHAP 03
FILE NO: 162848.2015
SUBJECT: DA-1059/2013 - Torrens title subdivision of two existing lots into four lots, alterations and additions to the existing single storey dwelling on 60 Passefield Street, demolition of existing dwelling and construction of a new dwelling on 62 Passefield Street; and construction of a new dwelling on proposed 60a and 60b Passefield Street, Liverpool

RECOMMENDATION

That Council approves Development Application DA-1059/2013 by way of Deferred Commencement consent, subject to the recommended conditions of consent attached to the Council officer's IHAP report.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That Council:

1. Approves Development Application DA-1059/2013 by way of Deferred Commencement consent, subject to the recommended conditions of consent attached to the Council officer's IHAP report.

2. Officers investigate the age of the building with a view to requesting the applicant to provide a pictoral record of the existing building for Council to retain as part of the history of Liverpool.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against: Clr Waller

BUSINESS IMPROVEMENT REPORT

ITEM NO: DBI 01
FILE NO: 153719.2015
SUBJECT: Community Performance Report 4th Quarter Jun 2015

RECOMMENDATION

That Council receives and notes the June Community Performance Report which outlines the progress of all principal activities contained in the 4-year Delivery Program and Operational Plan 2014-15.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 138515.2015
SUBJECT: Borrowing to Refinance Existing Loan

RECOMMENDATION

That Council:

1. That Council note the refinancing requirement of the 2007/2008 Loan program and authorise the Chief Executive Officer to accept the best quote offered and execute the loan agreement.

2. That Council authorises affixation of the Council seal to the loan agreement.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CFO 02
FILE NO: 141105.2015
SUBJECT: Report on Progress of Policy Review (Red Tape Reduction) Project

RECOMMENDATION

That Council receive and note this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CFO 03
FILE NO: 147375.2015
SUBJECT: Review of Ethical Governance: Conflicts of Interest Policy

RECOMMENDATION

That Council:

1. Note this report; and

2. Adopt the Ethical Governance: Conflicts of Interest Policy, as attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CFO 04
FILE NO: 147997.2015
SUBJECT: Review of Code of Conduct and Code of Conduct Procedures

RECOMMENDATION

That Council:

1. Note this report; and

2. Adopt the Code of Conduct and Code of Conduct Procedures, as attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CFO 05
FILE NO: 148401.2015
SUBJECT: Review of Legal Services Policy

RECOMMENDATION

That Council approve and adopt the revised Legal Services Policy, included as Attachment 1 to the report of staff.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CFO 06
FILE NO: 149130.2015
SUBJECT: Review of the Civic Expenses and Facilities Policy

RECOMMENDATION

That Council:

1. Note this report;

2. Adopt the Civic Expenses and Facilities Policy, as attached to this report; and

3. Provide a copy of the attached policy and the related public notice to the Chief Executive of the Office of Local Government within 28 days of the date of this Council resolution.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Harle**

That Council:

1. Note this report;

2. Adopt the Civic Expenses and Facilities Policy, as attached to this report, subject to the following changes:

   a) The first line of clause 4.5.1d) be changed so that the allowance of $6,000 per Councillor is per “calendar year”, not “per annum” as currently stated.

   b) In clause 4.7.1 Telephone expenses, the “Home telephone/fax” and “Mobile Phones” be grouped together and the amounts allocated be combined.

3. Provide a copy of the attached policy and the related public notice to the Chief Executive of the Office of Local Government within 28 days of the date of this Council resolution.

4. Staff investigate ways of simplifying the telephone expense reporting process and as part of that process, investigate whether the claiming timeframe can be extended beyond 3 months.

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

ITEM NO: CFO 07
FILE NO: 164583.2015
SUBJECT: Local Government NSW Annual Conference

RECOMMENDATION

That Council:

1. Endorse the key issues to be submitted for consideration at the Local Government NSW Annual Conference 2015.

2. Notes that further information will be provided to Councillors in relation to number of voting delegates that Liverpool will be entitled to when it comes to hand.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That Council:

1. Endorse the key issues to be submitted for consideration at the Local Government NSW Annual Conference 2015 and delegate to the CEO to amend the motions to make them more generic and less Liverpool specific.

2. Nominates Mayor Mannoun, Clr Balloot, Clr Hadchiti, Clr Hadid, Clr Harle, Clr Mamone, Clr Karnib and Clr Ristevski as Council's voting delegates at the Conference.

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

ITEM NO: CFO 08
FILE NO: 167690.2015
SUBJECT: Investment Report June 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CFO 09
FILE NO: 175013.2015
SUBJECT: Reimbursement of Goods & Services Tax (GST) - Councils Class Court Action

RECOMMENDATION

That Council:

1. Direct and delegate authority to the Chief Executive Officer to engage Council in a Court Action seeking declaration that Councils form part of the State Government for GST purposes;

2. Note that Genesis Accounting Chartered Accountants will act as agents of Liverpool City Council for the duration of the Court Action.

3. Note that there will be no additional cost to Council, except when successful, Genesis Accounting Chartered Accountants will take 25% of the total GST reimbursement as their fees;

4. Direct and delegate authority to the Chief Executive Officer to enter into an agreement with Genesis Accounting – Chartered Accountants to represent Council in this Court Action.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

Clr Harle left the Chambers at 8.52pm.

Clr Balloot left the Chambers at 8.54pm.

Clr Balloot returned to the Chambers at 8.55pm.

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 089694.2015
SUBJECT: Donations, Grants and Sponsorships

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $15,000 (GST exclusive) under the Community Donations Program as summarised in the table below:

Community Grants Program

Applicant Name	Project Name	Amount
Australian Foundation for Disability	Cultural Music and Dance Therapy Workshops for People with a Disabilities	$4,000
Gurkha Nepalese Community (GNC) Inc.	Gurkha Nepalese Community 17th Soccer Competition	$5,000
Think & DO Tank Foundation Ltd.	A Gathering Place	$5,000

Youth Donations Program

Applicant Name	Project Name	Amount
Hani Gamildien	Intercultural Study Tour	$500
Hasibe Aysenur Odemis	Intercultural Study Tour	$500

2. Endorses the Financial Contributions Panel's recommendations for the provision of $22,600 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Shining Star Events P/L	$3,000
South West Metro Aboriginal Football Club	$100
Thomas Hassall Anglican college	$2,500
World Fusion of Cultures Inc.	$1,000
Australian Turf Club	$5,000
Pacific World International	$5,000

Fiji Australia Sports Association	$3,000
Pakistan Multicultural Services of Australia	$3,000

COUNCIL DECISION

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

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $15,000 (GST exclusive) under the Community Donations Program as summarised in the table below:

Community Grants Program

Applicant Name	Project Name	Amount
Australian Foundation for Disability	Cultural Music and Dance Therapy Workshops for People with a Disabilities	$4,000
Gurkha Nepalese Community (GNC) Inc.	Gurkha Nepalese Community 17th Soccer Competition	$5,000
Think & DO Tank Foundation Ltd.	A Gathering Place	$5,000

Youth Donations Program

Applicant Name	Project Name	Amount
Hani Gamildien	Intercultural Study Tour	$500
Hasibe Aysenur Odemis	Intercultural Study Tour	$500

2. Approves the provision of $50,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Shining Star Events P/L	$3,000
South West Metro Aboriginal Football Club	$2,500
Thomas Hassall Anglican college	$2,500
World Fusion of Cultures Inc.	$1,000
Australian Turf Club	$25,000
Pacific World International	$5,000
Fiji Australia Sports Association	$3,000
Pakistan Multicultural Services of Australia	$3,000
Western Suburbs District Rugby League Football Club	$5,000

3. The Corporate Sponsorship Program grants be increased with the CPI each year.

Amendment: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $15,000 (GST exclusive) under the Community Donations Program as summarised in the table below:

Community Grants Program

Applicant Name	Project Name	Amount
Australian Foundation for Disability	Cultural Music and Dance Therapy Workshops for People with a Disabilities	$4,000
Gurkha Nepalese Community (GNC) Inc.	Gurkha Nepalese Community 17th Soccer Competition	$5,000
Think & DO Tank Foundation Ltd.	A Gathering Place	$5,000

Youth Donations Program

Applicant Name	Project Name	Amount
Hani Gamildien	Intercultural Study Tour	$500
Hasibe Aysenur Odemis	Intercultural Study Tour	$500

2. Approves the provision of $30,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Shining Star Events P/L	$3,000
South West Metro Aboriginal Football Club	$2,500
Thomas Hassall Anglican college	$2,500
World Fusion of Cultures Inc.	$1,000
Australian Turf Club	$5,000
Pacific World International	$5,000
Fiji Australia Sports Association	$3,000
Pakistan Multicultural Services of Australia	$3,000
Western Suburbs District Rugby League Football Club	$5,000

3. The Corporate Sponsorship Program grants be increased with the CPI each year.

Amendment: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

On being put to the meeting the Amendment (moved by Clr Hadchiti) was declared lost.

On being put to the meeting the Amendment (moved by Clr Stanley) was declared CARRIED.

The Amendment (moved by Clr Stanley) then became the motion on being put to the meeting the motion was declared CARRIED.

Note:

During the meeting (at 9.15pm) a Rescission Motion was lodged (by Clrs Ristevski, Hadchiti and Balloot) in respect of the above item (DCC 01: Donations, Grants and Sponsorships).

In accordance with clause 38.3 of Council's Code of Meeting Practice as stated below, the Rescission Motion was dealt with later at this meeting (see pages 84 - 85 of these minutes):

"A rescission motion may be given or intimated during the meeting at which the resolution to which it relates is made. Where the notice is given (30 minutes) and duly signed by three Councillors the motion to rescind the resolution may be put to that meeting in order to expedite the business of Council."

Clr Harle returned to the Chambers at 9.00pm.

ITEM NO: DCC 02
FILE NO: 136273.2015
SUBJECT: Draft Grants and Donations Policy

RECOMMENDATION

That Council endorse the draft Grants and Donations Policy to be placed on public exhibition and receives a further report following public exhibition.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: DCC 03
FILE NO: 142459.2015
SUBJECT: South West Sydney Academy of Sport Review of Contribution Request

RECOMMENDATION

That Council:

1. Increase its annual contribution to the South West Sydney Academy of Sport for the 2015/2016 financial year by $4,000 to $26,000 ex GST.

2. Increase subsequent annual contributions to the South West Sydney Academy of Sport by the Australian Bureau of Statistics Consumer Price Index.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: DCC 04
FILE NO: 169120.2015
SUBJECT: Liverpool Sports Committee Charter

RECOMMENDATION

That Council that Council adopts the Liverpool Sports Committee Charter as attached to this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: DEE 01
FILE NO: 145282.2015
SUBJECT: Report on the Live At The Mall Activation Program

RECOMMENDATION

That Council notes the report on the Live at the Macquarie Mall activation program.

COUNCIL DECISION

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

That Council:

1. Notes the report on the Live at the Macquarie Mall activation program.
2. Notes that the date referred to in the Executive Summary of the Council report (on page 225 of the Council Agenda) should be “26 November 2014”, not “26 November 2015”.

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

Clr Balloot left the Chambers at 9.09pm.

INFRASTRUCTURE AND ENVIRONMENT REPORT

ITEM NO: DIEN 01
FILE NO: 151009.2015
SUBJECT: Liverpool Pioneers' Memorial Park Interpretive Signage Strategy

RECOMMENDATION

That Council:

1. Adopts the Interpretive Signage Strategy for Liverpool Pioneers' Memorial Park.

2. Includes the implementation of the signage strategy in the 2016/17 Operational Plan.

COUNCIL DECISION

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

That Council:

1. Adopts the Interpretive Signage Strategy for Liverpool Pioneers' Memorial Park.

2. Includes the implementation of the signage strategy in the 2016/17 Operational Plan.

3. Construct a website and investigate a social media strategy for heritage listed locations within the Liverpool LGA.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared LOST. The Foreshadowed motion (moved by Clr Shelton) then became the motion and on being put to the meeting the motion was declared CARRIED.

ITEM NO: DIEN 02
FILE NO: 164856.2015
SUBJECT: Speaking 4 the Planet (S4P) Event

RECOMMENDATION

That Council writes to each winner and congratulates them on their success.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Hadchiti**

That Council:

1. Writes to each winner and congratulates them on their success.

2. Thanks Julious Vergara for delivering his winning speech at this Council meeting.

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

PLANNING AND GROWTH REPORT

Clr Balloot returned to the Chambers at 9.11pm.

ITEM NO: DPG 01
FILE NO: 115637.2015
SUBJECT: Proposed amendment to the Liverpool Local Environmental Plan 2008 - Rezoning of land at 2140 Camden Valley Way, Edmondson Park

RECOMMENDATION

That Council:

1. Resolves to prepare and exhibit the Draft amendment to the Liverpool Local Environmental Plan 2008.

2. Resolves to prepare and exhibit the Draft Amendment to the Liverpool Development Control Plan 2008.

3. Forwards a copy of the Planning Proposal to the Department of Planning and Environment seeking a Gateway determination and following that proceed with public authority consultation and public exhibition.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 02
FILE NO: 133470.2015
SUBJECT: Proposal to rezone 77-83 Moore and 193 Macquarie Streets and 165 Macquarie Street from B3 - Commercial Core to B4 - Mixed Use

RECOMMENDATION

That Council:

1. Endorses in principle, the proposal to rezone 77-83 Moore and 193 Macquarie Streets and 165 Macquarie Street, Liverpool from B3 Commercial Core to B4 Mixed Use.

2. Delegates to the CEO the authority to approve the final Planning Proposal to administer this rezoning, for submission to the Department of Planning and Environment for Gateway Review.

COUNCIL DECISION

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

That the recommendation be adopted.

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Karnib
Clr Ristevski
Clr Waller

Vote against:
Clr Hadchiti
Clr Shelton
Clr Stanley

ITEM NO: DPG 03
FILE NO: 158046.2015
SUBJECT: Bigge Park Draft Conservation Management Plan

RECOMMENDATION

That Council adopts the draft Bigge Park Conservation Management Plan for Bigge Park, Liverpool, subject to the amendments proposed in Table 1 of this report.

COUNCIL DECISION

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

That the item be deferred to the next Council meeting.

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

ITEM NO: DPG 04
FILE NO: 161759.2015
SUBJECT: Proposal to amend Part 2.11 of Liverpool Development Control Plan 2008 to remove reference to Edmondson Park South (Draft Amendment 18)

RECOMMENDATION

That Council adopts LDCP 2008 (Amendment 18) in accordance with section 21 of the Environmental Planning and Assessment Regulation 2000 to come into effect on the publication of the required notice in the local newspaper.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

Councillors voted unanimously for this motion.

ITEM NO: DPG 05
FILE NO: 169350.2015
SUBJECT: Comprehensive Review of Liverpool Local Environmental Plan 2008

RECOMMENDATION

That Council:

1. Endorses the proposed project to prepare a comprehensive new Liverpool Local Environment Plan.

2. Notes the estimated timeframes and budget implications as detailed in the report.

3. Notes that a budget funding request will be referred to the first quarterly review this year.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That Council:

1. Endorses the proposed project to prepare a comprehensive new Liverpool Local Environment Plan.

2. Notes the estimated timeframes and budget implications as detailed in the report.

3. Notes that a budget funding request will be referred to the first quarterly review this year.

4. Notes that a strategy will be developed for significant consultation with the residents of Liverpool during this process.

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

Councillors voted unanimously for this motion.

Mayor Mannoun called for a recess of Council at 9.25pm.

Mayor Mannoun reopened the meeting at 9.42pm.

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 134002.2015
SUBJECT: Minutes Aboriginal Consultative Committee Meeting held on the 3 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Aboriginal Consultative Committee Meeting held on 3 June 2015

2. The Minutes identify a number of actions that require Council staff to undertake, none of which will have any financial impact on Council.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 135552.2015
SUBJECT: Minutes of the No Intermodal Committee meeting held on 2 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the No Intermodal Committee Meeting held on 2 June 2015.

2. Writes to the EPA to request the EPA to install additional air quality monitoring stations.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 135593.2015
SUBJECT: Minutes of the Warwick Farm Steering Committee meeting held on 2 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Warwick Farm Steering Committee Meeting held on 2 June 2015.

2. Receives a further report outlining the issues associated with acquiring land for the bypass road.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That Council:

1. Receives and notes the Minutes of the Warwick Farm Steering Committee Meeting held on 2 June 2015.

2. Point 2 of the matter raised in General Business at the Warwick Farm Steering Committee meeting (on page 323 of the Council Agenda) relating to the request to introduce a 40km per hour speed limit for the Warwick Farm precinct be referred to the Traffic Committee for consideration.

3. Receives a further report outlining the issues associated with acquiring land for the bypass road.

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

ITEM NO: CTTE 04
FILE NO: 149875.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 3 June 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Building our New City Committee Meeting held on 3 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 149878.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 3 June 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 3 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 149885.2015
SUBJECT: Minutes of Committee for Liverpool Meeting held 25 May 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Committee for Liverpool Meeting held on 25 May 2015.

2. Formally approve additional membership to the Committee for Liverpool:
    - Phil Cameron, SAP (instead of Tim Sleep)
    - Jason Little, Goodman
    - Darren Pearce, Australian Turf Club
    - Marina Go, West Tigers/Bauer Media Group
    - Andrew Head, Transurban

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 153433.2015
SUBJECT: Minutes of Heritage Advisory Committee Meeting held on 1 June 2015

RECOMMENDATION

That Council

1. Receives and notes the Minutes of the Heritage Advisory Committee Meeting held on 1 June 2015.

2. Endorses the tasks recommended by the Heritage Advisory Committee at the meeting held on 1 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 08
FILE NO: 153723.2015
SUBJECT: Minutes of the Liverpool Youth Council held on 2 June 2015 and Minutes of the Liverpool Youth Council held on 7 July 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Liverpool Youth Council Meeting held on 2 June, 2015.

2. Receives and notes the Minutes of the Liverpool Youth Council Meeting held on 7 July 2015.

3. Endorses the appointment of Mr James Mansaray and Ms Maleeka Gazula as members of Liverpool Youth Council for the remainder of the 2014-2016 Term.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 09
FILE NO: 165059.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 1 July 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 1 July 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 10
FILE NO: 169637.2015
SUBJECT: Minutes of Planning and Development Committee Meeting held 3 June 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Planning and Development Committee Meeting held on 3 June 2015.

2. Amends the Planning and Development Committee Charter to change the Committee to an Advisory Committee rather than a Committee of the Whole and the quorum to two Councillors, not half the members.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 11
FILE NO: 173843.2015
SUBJECT: Minutes of Liverpool Access Committee Meeting held on 14 May, 2015 and Minutes of Liverpool Access Committee Meeting held on 11 June, 2015

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Liverpool Access Committee Meeting held on 14 May 2015; and

2. Receives and notes the minutes of the Liverpool Access Committee Meeting held on 11 June 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 159587.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

Environmental Levy

1. **When was the Environmental levy first added to council rates?**

   Council's first Environment Levy program named "The Environment Plan" was originally adopted by Council in May 2002 and approved by the Minister for Local Government in June 2002. This levy program was based on an ad velorum charge to all rateable properties and was approximately $12 per household. This levy program was approved for a five year period and concluded in June 2007.

   Due to the success of this Environment Levy program, Council applied for a permanent Environment Levy in 2006. Council was granted approval for the new permanent environment levy named The Environment Restoration Plan (ERP). This new Program was approved by the Minister for Local Government on 2 July 2007. The ERP Levy program is also an ad velorum charge which equates to approximately $20 per household per year for a 650m2 (approx.) property. This currently generates approximately $1.5 million per annum.

2. **What was the original reason and objectives of the scheme and levy?**

   The Environment Levy was originally adopted to ensure Council had a separate and a sustainable source of funding to specifically deliver natural area restoration and environmental education programs. Large areas of existing bushland and riparian corridors in Liverpool are substantially degraded, mostly arising from urban pressures over a period of time. The ERP aims to restore the ecological health of the creeks, rivers and bushland areas through an ongoing program of the following on-ground works:

   - Noxious and environmental weed management and control;
   - Litter removal;
   - Planting of locally native plants;
   - Provision of access paths and fences to protect vegetation of ecological significance;
   - Building community networks through the Environment Volunteer Program and Environment Advisory Committee;
   - Delivering environmental education to the Liverpool community.
   - Major natural area (bushland) restoration works;
   - Schools programs and newsletters; and
   - Community based environmental activities including support for Environment Groups (who undertake environmental restoration works in various Council parks and reserves) and community tree planting activities to support natural area restoration.

A broad program of works for the Environment Levy is outlined in the ERP program (attached).

3. What major projects have been completed using the environmental levy?

Environment Plan Program 2002-2007

Outlined below is a list of achievements delivered by Council's first five year Environment Plan Program from 2002 to 2007:

Activity	Qty
Total number of Trees planted *37,200 planted by volunteers*	103,892
Metres of creek line restored	18,202
Number of Community members involved *100 Regular Volunteers* *500 Community Participants*	650
Number of tree planting activities	169
Number of Environment Groups	10
Total area regenerated or revegetated	546,368m2
Number of sites	31
Number of trees given away	37,600
Number of Environment Workshops completed	26
Length of Pathway installed	222m

The Environment Restoration Plan

Councils permanent Environment Levy program "The Environment Restoration Plan" commenced in 2007. Projects and programs delivered through the ERP are reported quarterly to the Environment Advisory Committee (EAC). Outlined below is an overview of some of the projects and programs delivered annually under the ERP:

- Eight Major Bush Regeneration projects per year;
- Support for Environment Volunteer activities including Environment Group works and Community Tree Planting Activities (held monthly);
- Support for Schools Environmental Programs including Schools National Tree Day, Environment Citizen of the Year and for the first time this year, Speaking 4 the Planet;
- Environmental Education including Quarterly Sustaining Liverpool Newsletter, facilitation of monthly Sustainability Blitz Workshop series (held monthly);
- Facilitation of the National Tree Day event;
- Facilitation of the Environment Advisory Committee (EAC);
- Involvement in broader Council Events eg: Spring Expo, Australia Day; and
- Facilitation of Grant projects including Green Army.
- Facilitation of an annual Environment Volunteer Recognition Event

ERP Indicators

With the commencement of the permanent Environment Levy program in 2007, Council developed a set of indicators to monitor the success of the program. Each year, Council reports on these indicators to the Environment Advisory Committee. Below is a table showing the indicator results for 2013/14 (2014/15 report is currently

being prepared).

Record	Qty	Total
Total number of trees planted		**38,664**
Volunteers	#	9,637
Contractors	#	25,000
Council's Bush Regeneration Team	#	4,027
Area regenerated or revegetated	m^2	**81,125m2**
Kilometres creek regenerated	km	**12.06**
Volume of green waste removed	m^3	**1,103**
Volunteers	m^3	175
Contractors	m^3	922
Council's Bush Regeneration Team	m^3	6
Volume of solid waste removed	m^3	**628**
Volunteers	m^3	120
Contractors	m^3	184
Council's Bush Regeneration Team	m^3	324
Hours of on-ground work completed		**8,844**
Volunteer Hours	hrs	1,557
Contractors	hrs	4972
Council's Bush Regeneration Team	hrs	2,315
Number of tree days	#	**40**
Community Information		
Environment Groups	#	10
Database of interest size	#	1,328
Sustainability Workshops	#	8

School Environmental Grant Program

4. **Has council set criteria for the $75,000 funding recently approved?**

   The criteria has been developed and is included in the Draft Grants and Donations Policy, which is being presented to Council for endorsement and public exhibition.

5. **What is the criteria?**

Criteria
Demonstrate the capacity to deliver the project or activity
Evidence provided to support the need for the project, including addressing at least one of the strategic directions in Growing Liverpool 2023
Demonstrate tangible and measurable environmental outcomes
The anticipated number of individuals that will participate in and benefit from the proposed project
Value for money

6. **Have any schools applied for funding as yet?**

   No

7. **Which schools?**

   N/A

The Environmental Education Centre & Community Nursery

8. **How and when did council decide to pursue a nursery and environmental education centre?**

Through the delivery of the Environment Plan 2002-2007, Council acknowledged the possibility of an Environmental Education Centre and Community Plant Nursery.

A Business Case for the proposed facility is presently being prepared for consideration by Council.

9. **What was the estimated cost of this project?**

Estimated costs will be developed to inform the preparation of the business case.

10. **Can the reports pertaining to the Nursery/Education Centre be provided to me?**

A copy of the most pertinent EAC Reports and associated Council resolutions are attached. A number of reports regarding the Education Centre and Community Nursery were considered in between the two reports provided, however these were all associated with various prospective site reviews.

11. **Can I be advised the financial commitments and priorities for the Environmental Levy for the budget periods 2013-14, 2014-15 and 2015-16.**

As a requirement of the Environment Levy funding, Council is required to provide a detailed cost report of the spending of the Environment Levy in the Annual Report. The information from the report is summarised in the table below.

Description of works*	2013/14	2014/15	2015/16 (estimate)
Education, consultants and coordination	$439,226	$418,354	$450,000
Bush Regeneration Maintenance	$279, 848	$305,856	$310,000
New bushland and riparian restoration works	$414,286	$400,105	$600,000
Total	**$1,151,360**	**$1,124,315**	**$1,360,000**

***includes salary costs**

The annual report information for 2014/15 is currently being prepared.

In addition, $80,000 has been allocated per project for the following bush regeneration project sites for 2015/16:

- Lot 10 Heathcote Road (Area 2), Holsworthy;
- Blamfield Oval (Area 2), Ashcroft;
- Glen Regent Reserve (Tom Way) (Area 2), Glen Regent;
- Tepper Park (Area 3), Liverpool;
- Dwyer Oval (Area 2), Warwick Farm;
- Mannix Park (Area 3), Heckenberg;
- Clinches Pond (Area 1), Moorebank; and
- Bill Anderson Park (Area 1), Kemps Creek.

JRPP

1. **Can I be advised of the usual process of applications that come to Council that meet the criteria to be assessed by the JRPP or Department of Planning?**
   Development applications with a capital investment value in excess of $20m are required to be determined by the JRPP.
   Development Applications required to be determined by the JRPP undertake the following process:

   a. The JRPP is notified of the lodgement of any application which meets the criteria of being determined by the JRPP.

   b. Upon initial assessment of the application by the assessing officer, a meeting is held with the JRPP and Council officers, whereby the Panel is briefed on the application including any preliminary matters which have been identified. This is also an opportunity for the Panel to relay any concerns to Council officers raised with respect to the application upon initial review of the application and supporting documentation. The specific concerns raised by the Panel at this meeting are required to be considered as part of the assessment of the application.

      This meeting is not a public meeting, however the chair of the Panel may agree to allow the Applicant to make representations at this meeting.

   c. Upon completion of the assessment of the application, the assessment report including the recommendation made by Council officers is submitted to the JRPP who publish on the NSW Planning and Environment website, the officers report and supporting documentation submitted with the application one 7 days before the scheduled determination meeting.

   d. At the JRPP determination meeting, the Panel, Council officers, the Applicant and their representatives and objectors/members of the public are invited to speak for or against the application. The Applicant may also be asked to clarify certain matters raised by the Panel in respect to the application.

   e. While this is a public meeting, a closed session is held with the Panel and Council staff to discuss or clarify any matters, prior to reconvening the public meeting where the Panel will advise of the determination of the application which can either be an approval or refusal. The Panel may also choose to defer the determination of the application subject to further information being provided. If an application is deferred, a further determination meeting is held pending receipt of further information or clarification as outlined by the Panel.

2. **What input is sought from the elected Council before these reports are provided to the JRPP?**
   Prior to the establishment of the Planning and Development Committee, there was no formal process for seeking the input of Councillors prior to the determination of a JRPP application.

3. **How are Councillors advised of applications that meet the criteria to go the JRPP?**

   There is currently no formal process in place whereby Councillors are advised of the applications being referred to the JRPP for determination. The newly established Planning and Development Committee provides a forum for major applications, including those to be determined by the JRPP, to be discussed with Councillors prior to a JRPP determination hearing. Note all development applications are published on Council's eplanning portal and those subject to determination by the JRPP are identified as such in the application description.

   However, to ensure Councillors are kept informed of the progress of JRPP applications, a similar process to that used for IHAP reports will be introduced. Councillors will be advised by Memo of all applications listed for JRPP hearings and determination meetings at least one week prior to the meeting.

4. **If this process has recently changed given the Planning and Development Committee, please provide information on the previous process and any changes thereto?**
   See comments for (4) above.

5. **What notification is provided to Councillors that applications are to be forwarded to the JRPP?**
   See comments for (4) above.

ITEM NO: QWN 02
FILE NO: 177335.2015
SUBJECT: Question with Notice - Clr Hadchiti

Please address the following:

In relation to Westfield Liverpool

1. What are the approved trading hours?

2. Do the stalls that pop up and generally located in the walk ways have DA approval?

3. Council was to have discussions with their management to resolve some traffic issues. Did this occur and what was the outcome?

In relation to food premises inspections required to be undertaken by Council:

1. Are we on track to ensure that all food premises will be inspected this calendar year?

2. In relation to fire safety audits/inspections

3. Are we up to date in this area?

In relation to Construction Certificates, Councillors at a workshop were given a presentation on new measures put in place to increase the number of construction certificates we issue.

Can an update be provided on how that is tracking since that presentation?

A response to these questions will be provided in the August 2015 Business Papers.

Note: At the meeting it was requested that the response to these questions be provided to all Councillors as soon as they are ready.

ITEM NO: QWN 03
FILE NO: 180399.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

Sometime ago there was plans and public consultation completed for the Casula Parklands (the piece of land in front of the Casula Power House towards Liverpool, there was also funding secured from the State Government for the project.

1. How much was the funding?

2. Is it still held for this project?

3. Can a copy of those plans and consultation please be provided?

A response to these questions will be provided in the August 2015 Business Papers

Note: At the meeting it was requested that the response to these questions be provided to all Councillors as soon as they are ready.

Clr Shelton left the Chambers at 9.53pm.

COUNCIL IN CLOSED SESSION

ITEM NO: CONF 01
FILE NO: 148903.2015
SUBJECT: Community Representation - Liverpool Council's Economic Development and Events Committee

RECOMMENDATION

That Council:

1. Approve the recommended candidates, viz:
   - Justine Guest
   - Michelle Caruso
   - Karress Rhodes
   - Tracey Lentell
   - Robynne Cooke
   - Sharvek Naidu
   - Maryanne Munro
   - Tony Atkins

2. Amend the Economic Development and Events Committee Charter to allow for up to eight community representatives.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

Amendment **Moved: Clr Hadchiti** **Seconded: Mayor Mannoun**

That Council:

1. Approve the following candidates, viz:
   - Justine Guest
   - Michelle Caruso
   - Karress Rhodes
   - Tracey Lentell
   - Robynne Cooke
   - Sharvek Naidu
   - Maryanne Munro
   - Tony Atkins
   - Garry O'Neill

2. Amend clause 8.3d) of the Economic Development and Events Committee Charter to allow for up to nine community representatives.

On being put to the meeting the Amendment (moved by Clr Hadchiti) was declared CARRIED. The Amendment then became the motion and on being put to the meeting was declared CARRIED.

ITEM NO: CONF 02
FILE NO: 165977.2015
SUBJECT: Appointment of Community and Industry Representatives to the Environment Advisory Committee (EAC)

RECOMMENDATION

That Council appoints the following representatives to the Environment Advisory Committee in accordance with the terms of their appointment in the EAC Charter.

Community representatives:
- Ian Bailey;
- Robert Storey;
- Jim Dimovski;
- Signe Westerberg; and
- Stephen Dobell-Brown.

Industry Representative:
- Tony Wales –Georges River Riverkeeper.

Environment Group Representatives:
- Jeff Webster – Voyager Point Environment Group; and
- Paul Silato – Clinches Pond Environment Group.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

Clr Shelton returned to the Chambers at 9.58pm.

ITEM NO: CONF 03
FILE NO: 169454.2015
SUBJECT: Acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for open space purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, classifies Lot 1104 DP 2475, 75 Fifth Avenue, Austral, being acquired as 'Operational' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved:Clr Hadchiti** **Seconded: Clr Shelton**

That this item be discussed in closed session at the end of the meeting.

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

ITEM NO: CONF 04
FILE NO: 169805.2015
SUBJECT: Proposed easement for underground electricity cables over Lot 1 and 2 DP 1069920 and Lot 1 DP 239334, Sydney Road, Warwick Farm, known as 'Military Reserve'

RECOMMENDATION

That Council:

1. Grants an easement for underground electricity cables to Endeavour Energy over Lot 1 and 2 DP 1069920 and Lot 1 DP 239334, Sydney Road, Warwick Farm, known as 'Military Reserve' as outlined in the confidential report;

2. Keeps confidential the attachment supplied under separate cover containing the compensation amount pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business; and

3. Authorises the relevant documentation necessary for the formalisation of the easement to be signed under Power of Attorney by Council's delegated officer.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 05
FILE NO: 167345.2015
SUBJECT: Tender WT2443 - Construction of City Centre Trunk Drainage Works Elizabeth Street between George and College Streets, Liverpool

RECOMMENDATION

That Council:

1. Accepts the Tender from Civil Construction Pty Ltd for WT2443 – Construction of City Centre Trunk drainage works in Elizabeth Street between George and College streets, Liverpool for lump sum contract price of $2,953,680 GST exclusive.

2. Makes public its decision regarding Tender WT2443 – Construction of City Centre Trunk drainage works in Elizabeth Street between George and College streets, Liverpool.

3. Notes that the Director Infrastructure & Environment will finalise all details and sign the Letter of Acceptance following publication of draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Shelton**

That the recommendation be adopted.

Councillors voted unanimously for this motion.

ITEM NO: CONF 06
FILE NO: 171339.2015
SUBJECT: Proposed Easement for Underground Cables over Lots 15 & 16 in DP1129945 known as Light Horse Park in Liverpool, Lot 13 in DP247485 known as Mill Park in Liverpool and Lot 11 in DP881265 known as Helles Park in Moorebank.

RECOMMENDATION

That Council:

1. Grants an easement for underground electricity cables to Endeavour Energy over Lots 15 & 16 in DP1129945 known as Light Horse Park in Liverpool, Lot 13 in DP247485 known as Mill Park in Liverpool and Lot 11 in DP881265 known as Helles Park in Moorebank, as outlined in this confidential Report;

2. Keeps confidential this Report pursuant to the provisions of Sections 10A(2)(c) of the *Local Government Act 1993,* as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

3. Authorises the relevant documentation necessary for the formalisation of the easement to be signed under Power of Attorney by Council's delegated officer.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That this item be deferred pending investigation of an alternative location for the easement so it does not go through the middle of the park.

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

ITEM NO: CONF 07
FILE NO: 168909.2015
SUBJECT: RCL2452 Trade Services - Steel Fabricataion, Fencing, Glazing

RECOMMENDATION

That Council:

1. Accept the Tenders from the below listed tenderers for each trade service for RCL2452 Provision of Trade Services for Steel Fabrication, Fencing and Glazing for an initial two (2) year contract term with the option of extending 3 x 12 months.

   STEEL FABRICATION SERVICES
   - Fabrication Services Pty Ltd
   - A.G & G Engineering Pty Limited
   - Lamond Contracting Pty Ltd

   FENCING SERVICES
   - Amrod Pty Limited
   - Top Job Installations Pty Ltd
   - Lamond Contracting Pty Ltd
   - Northern Fencing Specialist Pty Ltd

   GLAZING SERVICES
   - Gough Family Holdings
   - O'Brien Glass

2. Makes public its decision regarding tender RCL2452 Provision of Trade Services for Steel Fabrication, Fencing and Glazing

3. Notes that the Chief Financial Officer will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 08
FILE NO: 172570.2015
SUBJECT: Tender WT2463 - Lift Renewal Works at 33 Moore Street, Liverpool

RECOMMENDATION

That Council:

1. Accepts the alternative Tender from Kone Elevators Pty Ltd for Tender WT2463 –Lift Renewal Works at 33 Moore Street, Liverpool at the GST exclusive price of $990,000.

2. Makes public its decision regarding Tender WT2463 – Lift Renewal Works at 33 Moore Street, Liverpool.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Waller**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 09
FILE NO: 172576.2015
SUBJECT: Tender WT2462 - Mechanical Services Replacement Works at 33 Moore Street, Liverpool

RECOMMENDATION

That Council:

1. Accepts the Tender from Ram Air Conditioning Pty Ltd for Tender WT2462 – Mechanical Services Replacement Works at 33 Moore Street, Liverpool at the GST exclusive price of $1,534,700.

2. Allocates additional funding of $109,700 to this project.

3. Makes public its decision regarding Tender WT2462 – Mechanical Services Replacement Works at 33 Moore Street, Liverpool.

4. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of draft minutes on the Council website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 10
FILE NO: 176005.2015
SUBJECT: Tender RCL2327 - Horticultural Materials and Parks Services

RECOMMENDATION

That Council:

1. Accept the Tender from the following tenderers as part of a Recognised Contractor Listing for RCL2327 - Horticultural Materials and Parks Services for an initial two year contract term with the option of extending it by 3 x 12 months.

    - Alco Pump Maintenance Pty Ltd
    - Astec Mulch Pty Limited
    - Austec Irrigation & Garden Supplies Pty Ltd
    - Benedict Sand & Gravel
    - Evergreen Turf Australia Unit Trust
    - Garden Growing Solutions Pty Ltd
    - Grae's Grass N Gardens
    - Green Options
    - JSC Maintenance Service
    - Lamond Contracting Pty Ltd
    - M Collins & Sons (Contractors) Pty Ltd
    - Qualturf Pty Ltd
    - Solid Ground Landscaping Pty Ltd
    - Manoeuvre Mow PLTA Cobbitty Turf
    - The Green Horticultural Group Pty Ltd
    - Veljohn Pty Ltd

2. Pursuant to clause 178(3) of the Local Government (General) Regulation 2005, enter into negotiations with select companies that have the capability to supply the items listed below for which no offer was received:

    2.1.12 Mulch supply & delivery 15mm pine bark nuggets 15m3
    2.1.12 Mulch supply & delivery red chip 15m3
    2.1.13 Mulch supply & delivery cypress 15m3

3. Makes public its decision regarding tender RCL2327 - Horticultural Materials and Parks Services.

4. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted with the following amendment:

- Remove Magnolia Grandiflora from the planting list.
- Consider appropriate locations for deciduous trees.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 11
FILE NO: 177429.2015
SUBJECT: Tender ST2442 - Acceptance and Disposal of Waste

RECOMMENDATION

That Council:

1. Accept the below listed tenders, in order of preference (ranking) for an initial three (3) year contract term with the option of extending 2 x 12 month periods

RANK	COMPANY
Category 2.1 & 2.2 – Waste from street sweeping and general cleaning	
1	Benedict Recycling
2	Dial a Dump
Category 2.4 – Waste collected from maintenance of gardens and trees	
1	Dial a Dump
2	Hi-Quality Recycling
Category 2.5 a and b – Waste Tyres - Car and Truck	
1	Benedict Recycling
Category 2.5 c – Waste tyres – Earthmoving	
1	Dial a Dump
Category 2.6 – Mixed asphalt and road base/aggregate	
1	Fairfield City Council
2	
3	Dial a Dump
4	Hi-Quality Recycling
5	Benedict Recycling
Category 2.7 & 2.8 - Concrete with/without steel reinforcement	
1	Fairfield City Council
2	Hi-Quality Recycling
3	
4	Dial a Dump
5	Benedict Recycling
Category 2.9 - Silty clay	
1	Hi-Quality Recycling
2	Benedict Recycling

Category 2.10 - Silty clay mixed with asphalt, road base/aggregate, bricks	
1	Hi-Quality Recycling
2	Benedict Recycling
Category 2.11 - Waste collected by de-silting activities from stormwater canals	
1	Benedict Recycling
2	Dial a Dump

2. Pursuant to clause 178(3) of the Local Government (General) Regulation 2005, enter into negotiations with select companies that have the capability to supply items 2.3 waste from litter bins and animal waste as no offers were received for these items.

3. Makes public its decision regarding tender ST2442 - Acceptance and Disposal of Waste.

4. Notes that the Director City Presentation will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Stanley**

That the recommendation be adopted with the following amendments:

- Removal of the organisation listed in Category 2.6 as number 2 and categories 2.7 & 2.8 as number 3 (subject to no legal consequences) and any further references to that company.

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

Councillors voted unanimously for this motion.

ITEM NO: NOM 06
FILE NO: 177671.2015
SUBJECT: Jobskills Workshops for Baby Boomers

NOTICE OF MOTION

That Council:

1. Investigate the demand and feasibility of providing free workshops for resident baby boomers to upgrade their job skills using modern technology.

2. Report back findings of the study by October 2015.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Ristevski**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That Council receives and notes the Chief Executive Officer's Comment (to the Notice of Motion) as published below.

On being put to the meeting the motion (moved by Clr Balloot) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

CHIEF EXECUTIVE OFFICER'S COMMENT

Council's Economic Development and Events Committee would be an appropriate vehicle to consider this issue in the first instance. Council through its library services already provides the following technology training to older residents:

- The Broadband for Seniors program involves training in computer basics and use of the internet. It is a two hourly workshop run weekly.

- Tech Savvy Seniors is a series of 12 workshops; four each in Hindi, Arabic and Chinese covering the same themes as Broadband for Seniors. Trainers are provided by the Ethnic Community Council of NSW and the workshops are run at the Liverpool Library.

- Each Liverpool Library branch offers Free Computer Training @ Your Local Library workshops. These are two hour sessions, run weekly. They are broad courses for computer, email, internet and social media training, with a question and answer session.

David Sharman, Manager Library and Museum Services will arrange for the Committee to be provided with a presentation on the nature of this training and how the service is promoted to

and accessed by residents. The Commonwealth Department of Employment also runs a number of incentive programs for employers to engage and train older people. Arrangements will also be made for the Department to present to the Committee on their services.

ITEM NO: NOM 07
FILE NO: 179294.2015
SUBJECT: Orthodox Interfaith Lunch - Saint Ilija Day 2 August 2015

NOTICE OF MOTION

That Council:

1. Increase the budget to $20,000. The full amount may not be needed however as it's the first Orthodox Interfaith event, we want to accommodate everyone that wants to attend via RSVP. This is to allow a buffer should we get an overwhelming response in attendance.

2. Acknowledges the great work that Alyson Infanti and other staff have provided in organising the event.

COUNCIL DECISION

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

That Council add a further $29,150 to Council's budget to cover the cost of $40,650 for the event for the 500 expected guests, as detailed in the Chief Executive Officer's Comments (to the Notice of Motion) published below.

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

CHIEF EXECUTIVE OFFICER'S COMMENT

Council has a budget of $25,000 for Interfaith events. To date, $13,500 was spent on the Ramadan interfaith event on 11 July 2015, leaving $11,500 in the budget. We have received 500 rsvp's to attend the Orthodox lunch on Sunday 2 August.

The capacity has been capped at 500. The cost of the event for 500 guests (which includes costs for a 3 course meal, soft drinks, alcohol, band and photographer) is $40,650. As such, if Council was to support the event at this level, an additional $29,150 will be required to be added to Council's budget.

ITEM NO: NOM 08
FILE NO: 179425.2015
SUBJECT: Roads & Development

NOTICE OF MOTION

That Council:

1. Where possible ensure that DCP roads are provided in early stages of developments especially where the development borders a DCP road and held by the same owner.

2. Ensure new access or access upgrades are provided to any areas of development which have limited access or access that will struggle with the new development.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: NOM 09
FILE NO: 179496.2015
SUBJECT: Trooper Lu's Garage Community Open Day

NOTICE OF MOTION

That Council:

1. Write to Justin Chisolm congratulating him and his team on a successful event.

2. Discuss the possibilities of Council's involvement in next years event.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council receives and notes Chief Executive Officer's comments (to the Notice of Motion) as published below.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the forshadowed motion (moved by Clr Shelton) lapsed.

CHIEF EXECUTIVE OFFICER COMMENT

On the 27th of June 2015, local motorcycle dealer Trooper Lu's held their third community open day on their premises attracting an audience of 3000 people, many of whom travelled from Greater Sydney to attend the event at Heathcote Road, Moorebank. The event was supported by several external organisations and businesses, such as members of the NSW rural fire service who ran a sausage sizzle on the day, and also Yamaha Australia who assisted in obtaining significant draw cards in bike displays from recent film, Mad Max Fury Road.

The event attracted a broad demographic of families, youth and mature patrons, and was positively received by the crowd – gaining a significant social media footprint and strong media exposure on Network Ten's channel ONE.

Event organisers have requested stronger involvement from Liverpool City Council for next years' event. They would like this in the form of providing children's entertainment such as face painting, balloon bending and jumping castles. They have also requested a visible Council presence through holding a Council information tent to promote the Liverpool LGA.

Council continuously aims to support and encourage local businesses to further strengthen the economic and cultural landscape of Liverpool Local Government Area. Such endeavours

often involve providing support for externally managed events that aid in reinforcing the image of Liverpool as a safe, vibrant destination. The provision of the services requested above would cost in the region of $2,000 - $4,000 depending on the complexity of the entertainment. Considering the reputational and economic benefits that events like this can deliver, it would be appropriate for this request to be considered through the Corporate Sponsorship process.

ITEM NO: NOM 10
FILE NO: 179627.2015
SUBJECT: Sydney P.A.C. Fest 2015

NOTICE OF MOTION

That Council:

1. Write to Jessica Sevealli, Chairperson of The Sydney PACFest committee and Executive Director Annie Rogers congratulating them and the team on a successful festival.

2. Have early discussions with the PACFest committee in an attempt to secure the 2016 festival in Liverpool.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That the recommendation be adopted.

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

RESCISSION MOTION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That the resolution (which was adopted earlier at this meeting, see pages 29 – 32 of these minutes) relating to Item DCC 01: Grants, Donations and Sponsorships be rescinded.

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

As such, Item DCC 01 was re-considered as shown below.

ITEM NO: DCC 01
FILE NO: 089694.2015
SUBJECT: Donations, Grants and Sponsorships

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $15,000 (GST exclusive) under the Community Donations Program as summarised in the table below:

Community Grants Program

Applicant Name	Project Name	Amount
Australian Foundation for Disability	Cultural Music and Dance Therapy Workshops for People with a Disabilities	$4,000
Gurkha Nepalese Community (GNC) Inc.	Gurkha Nepalese Community 17th Soccer Competition	$5,000
Think & DO Tank Foundation Ltd.	A Gathering Place	$5,000

Youth Donations Program

Applicant Name	Project Name	Amount
Hani Gamildien	Intercultural Study Tour	$500
Hasibe Aysenur Odemis	Intercultural Study Tour	$500

2. Approves the provision of $30,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Shining Star Events P/L	$3,000

South West Metro Aboriginal Football Club	$2,500
Thomas Hassall Anglican college	$2,500
World Fusion of Cultures Inc.	$1,000
Australian Turf Club	$5,000
Pacific World International	$5,000
Fiji Australia Sports Association	$3,000
Pakistan Multicultural Services of Australia	$3,000
Western Suburbs District Rugby League Club	$5,000

3. The Corporate Sponsorship Program grants be increased with the CPI each year.

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

CLOSED SESSION

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

1. That Council move into Closed Session to consider CONF 03: Acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for open space purposes.

2. Pursuant to Section 10A(1)-(3) of the Local Government Act 1993, the media and public to be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of:

   - 10A(2)(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

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

Council moved into Closed Session at 10.33pm.

The public and media left the Chambers.

ITEM NO: CONF 03
FILE NO: 169454.2015
SUBJECT: Acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for open space purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, classifies Lot 1104 DP 2475, 75 Fifth Avenue, Austral, being acquired as 'Operational' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Approves the acquisition of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, classifies Lot 1104 DP 2475, 75 Fifth Avenue, Austral, being acquired as **'Community'** land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

Amendment: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

On being put to the meeting the Amendment (moved by Clr Hadchiti) was declared CARRIED.

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

That Council move out of Closed Session and into Open Council.

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

Council moved into Open Session at 10.45pm.

The Mayor read out the resolution relating to CONF 03 which was considered in Closed Session.

THE MEETING CLOSED AT 10.47pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 26 August 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 29 July 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

MINUTES OF THE ORDINARY MEETING HELD ON 26 AUGUST 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.12pm.

OPENING	6.12pm	
PRAYER	The prayer of the Council was read by Pastor Steve Riethmuller from Cartwright Gospel Chapel.	
APOLOGIES	Clr Hadchiti	
Motion:	**Moved: Mayor Mannoun**	**Seconded: Clr Balloot**

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

CONDOLENCES Nil

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the minutes of the Ordinary Meeting held on 29 July 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

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

Item DCC 01: Donations, Grants and Sponsorships
Reason: Clr Waller is a board member for the not for profit organisation Eggtober Foundation and uses the services provided by the organisers of Walk for William.

Clr Waller remained in the Chambers for the duration of this item.

PUBLIC FORUM

Presentation – items not on agenda

Nil

Representation – items on agenda

1. **Major Belinda Spicer** from The Salvation Army addressed the Council on the following item:

   Item NOM 06: Mayoral Charity Ball 2016

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

That a two minute extension of time be given to Major Belinda Spicer.

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

2. **Mr Brett McAndrew-Jenkins** addressed Council on the following item:

   Item NOM 06: Mayoral Charity Ball 2016

3. **Ms.Tina Parker** from the Miracle Babies Foundation addressed the Council on the following item:

   Item NOM 06: Mayoral Charity Ball 2016

4. **Mr Peter Bernard** addressed Council on the following item:

   Item IHAP 01: Proposed use of site for container depot at 77 Governor Macquarie Drive, Chipping Norton (Lot 38 DP 17311)

5. **Mr David Milovanovic** addressed the Council on the following item:

   Item NOM 04: Orthodox Interfaith Lunch 2016

6. **Mr Raffaele Catanzariti** addressed the Council on the following item:

   Item NOM 09: Cleaning Tender

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

That a two minute extension of time be given to Mr Raffaele Catanzariti.

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

7. **Ms Melissa Coros** addressed the Council on the following item:

   Item NOM 03: Liverpool Bowling Club Site

Motion: **Moved: Clr Balloot** **Seconded: Clr Mamone**

That a two minute extension of time be given to Ms Melissa Coros.

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

8. **Mr Ray Mifsud** addressed the Council on the following item:

   Item NOM 10: Council and Executive Support

9. **Mr Leo Epifania** will address Council on the following item:

   Item NOM 13: Media releases of Liverpool Councils negotiations with the Wests Tigers Rugby League Football Club

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

That a two minute extension of time be given to Mr Leo Epifania.

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

MAYORAL MINUTE

SUBJECT: Farewell, Goodbye and Hello

13 years ago Father Georgious Ramandious started his service at the St George and Prince Tadros Church in Liverpool. Since then he has served the community with diligence, with honour and as the leader of the Coptic Orthodox Church.

Council is very sad that Father Georgious, and his family, has left us and has gone to lead his new congregation in Pennsylvania in the USA. Our loss is their good fortune.

Father Georgious has been a wonderful community leader promoting peace, harmony and spreading light throughout our community. He would always, through action, demonstrate that we live in Liverpool, in peace and harmony and that we are all brothers and sisters. He is noted for contacting people on their birthdays and calling up people, who are not Coptic Orthodox Christians, and wishing them well on their religious holidays. He was and will continue to be a true beacon of light in our society.

While we are sad to see him go, we welcome Father Georgious's replacement; Father Anthony Morgan. Father Morgan has very big shoes to fill but we are confident he will be able to do so and he has our support. We look forward to his new leadership leading the Coptic Orthodox community in the Liverpool area in the exciting times and projects that lie ahead. Liverpool Council is very proud of the Coptic Orthodox community in Liverpool. We look forward to continuing our close relationship into the future.

RECOMMENDATION:

That Council:

1. Thank Father Georgious Ramandious for the wonderful service that he has done to the Liverpool community.

2. Congratulate Father Anthony Morgan on his new post and wish him all the best for his coming years in leading the congregation.

3. Write to the church offering them the support of Liverpool Council into the future.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Racism on the Menu

Liverpool is a place where everyone lives peacefully and co-operatively and should be held up as a fine example of multicultural living. Recently there have been attempts to disrupt the harmonious lifestyle of the people of the Liverpool Community by trying to use racism and bigoted slurs against members of our community.

These opportunistic, politically motivated public attacks have even degenerated to the point where, protestors from the USU displayed bigoted signs at a charity event, reading "Put some Pork on your Fork." These offensive actions are a deliberate attempt to disrupt our harmonious way of life. The actions of those manufacturing facts to spread hate and cause division in our peaceful community are to be condemned.

This entire incident stemmed from an operational decision not to serve pork at a religious function for people of different faiths. This operational decision was made without the input of the Mayor and Councillors and was quickly reversed after a complaint was received from a Melbourne journalist.

Later we received a complaint about serving beef from a US based Hindu leader. It should be noted that the subsequent publicity surrounding this matter resulted in some people declining their invitations to our Interfaith lunch. Not because of our menu choices or because they felt discriminated against but because of the way this issue was politicised and sensationalised in such a disgraceful manner.

Not one Councillor on this Council raised an objection to pork or any other type of food or alcohol being served at the Interfaith lunch. In fact all our Councillors from all sides of politics frequently attend events where pork is on the menu and alcohol is served. We are all comfortable to do so.

The Interfaith events and our Mayoral Charity Ball were successful and peaceful events despite attempts to disrupt them. This speaks volumes about the maturity and grace of our diverse community and the supporters of Liverpool Council.

The Liverpool Council is focussed on building a city the size of Canberra in our backyard and providing the quality infrastructure and amenities that will ensure all the members of our diverse community enjoy a quality standard of living into the future.

Attempts to distract the community with racial or religious slurs are unnecessary and should be treated as irrelevant.

To end the opportunity for further distraction and racist slurs Council will make pork available at all council sponsored functions.

RECOMMENDATION:

That Council:

1. Condemns the racist and bigoted remarks made publicly against the Liverpool Council and its Councillors.

2. Provides that pork will be served at all Council functions.

3. Appeals to the media to stop providing a platform for racist and bigoted remarks.

4. Recognises Council staff for their efforts in working to accommodate the needs of everyone at all Council gatherings.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Division Called:

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Stanley

Vote against:
Clr Shelton
Clr Waller

.....

Chairperson

MAYORAL MINUTE

SUBJECT: Wattle Grove Toilet block and Lighting around Holsworthy Station

As promised through the process of extensive community consultation in the form of contact through "Liverpool Listens" and direct meetings, it has become clear that there is no public wish for a $188 000 toilet block at Lakeside Park in Wattle Grove. This now frees this money to be spent on other projects that have been brought to my attention from the community.

One particular point that I was asked to observe first hand by Holsworthy locals was the abject darkness that surrounds the station due to a lack of appropriate street lighting. The total darkness that comes to this area after sunset poses severe security and safety risks to the public, particularly for commuters who have to walk to and from the station during the early and late hours of the day.

A re-allocation of funds away from the toilet block would far better suit the wishes and priorities of locals if they were placed into a program to increase the light around Holsworthy Station with particular notice around Harris Creek Reserve.

RECOMMENDATION:

That Council:

1. Creates a program to identify problem lighting areas in Harris Creek Reserve and the surrounding Holsworthy Station area.

2. Divert money from the Lakeside Park toilet amenities plan to the program for bringing light to Holsworthy Station and surrounds.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Councillor Transparency

The ratepayers of Liverpool remunerate the Mayor and Councillors for their time and service. Accordingly the transparency of Mayor and Councillor efforts on the ratepayer's behalf should be measurable and easily accessible.

In the spirit of 'Fit for the Future' and serving the ratepayers of Liverpool, it's proposed that the attendance of the Mayor and Councillors at Councillor Briefing Sessions, Council Committee meetings and Council Meetings be made accessible by the ratepayers in any to access method, such as a monthly publication in the local newspapers and a web link of the Council internet homepage.

In this way the ratepayers of Liverpool may fairly evaluate the performance and efforts of their elected Councillors. Furthermore, this information should be backdated to the first Council Meeting directly after the Local Council Elections in September 2012.

Councillors and the Mayor are employed for and by the people of Liverpool therefore it is their right to know how much work Councillors are carrying out on their behalf. This is no different from any other employer – employee Councillor relationship.

RECOMMENDATION:

That Council:

1. Make publicly available the attendance of the Mayor and all Councillors at Councillor Briefing sessions, Council Committees and Council Meetings backdated to September 2012 Local Government Elections.

2. Investigate whether Councillors should be paid docked pay for not attending meetings.

3. Investigate making this attendance information available once a month in the local Liverpool newspapers and on its website, and ensures these records are maintained beyond tonight.

4. Provides a report to Councillors detailing the roles responsibilities and contact details of the staff in roles in Council and Executive Services team, including the Mayoral office.

5. Defines who Mayor or Councillors should approach for assistance with secretarial or research support and the extent of the support available.

6. Puts into place now a process which sees all invitations and correspondence is provided to Councillors as soon as it is received.

7. Ensures that all invitations addressed to the Mayor and Councillors is sent to all Councillors as soon as it is received by the Mayoral office.

8. Provides a report detailing budget versus actual allocations to the following areas. The report should indicate why the allocations were made i.e. staff salaries, entertainment and good, gifts, stationary etc:

	CEO OFFICE		Mayors Office	
	Budget	Actual	Budget	Actual
2012-13				
2013-14				
2014-15				
2015-16				

9. Provides the costs incurred in the renovation of the Mayor's office and provision of Councillors facilities. Was this budgeted for and if not, where was the money originally allocated and have those items now been completed.

10. Adopts the CFO's simpler process for Councillors to claim telephone expenses – Amending clause 4.7.1a of the Civic Expenses and Facilities Policy by substituting "six months" for "three months."

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Make publicly available the attendance of the Mayor and all Councillors at Councillor Briefing sessions, Council Committees and Council Meetings backdated to September 2012 Local Government Elections.

2. Investigate whether Councillors should be paid docked pay for not attending meetings.

3. Investigate making this attendance information available once a month in the local Liverpool newspapers and on its website, and ensures these records are maintained beyond tonight.

4. Provides a report to Councillors detailing the roles responsibilities and contact details of the staff in roles in Council and Executive Services team, including the Mayoral office.

5. Defines who Mayor or Councillors should approach for assistance with secretarial or research support and the extent of the support available.

6. Puts into place now a process which sees all invitations and correspondence is provided to Councillors as soon as it is received.

7. Ensures that all invitations addressed to the Mayor and Councillors is sent to all Councillors as soon as it is received by the Mayoral office.

8. Provides a report detailing budget versus actual allocations to the following areas. The report should indicate why the allocations were made i.e. staff salaries, entertainment and good, gifts, stationary etc:

	CEO OFFICE		Mayors Office	
	Budget	Actual	Budget	Actual
2012-13				
2013-14				
2014-15				
2015-16				

9. Provides the costs incurred in the renovation of the Mayor's office and provision of Councillors facilities. Was this budgeted for and if not, where was the money originally allocated and have those items now been completed.

10. Adopts the CFO's simpler process for Councillors to claim telephone expenses – Amending clause 4.7.1a of the Civic Expenses and Facilities Policy by substituting "six months" for "three months."

11. Deal with items NOM 10 and CFO 04 from this Agenda in conjunction with this Mayoral Minute.

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

Clr Stanley left the Chambers at 7.13pm.

Clr Mamone left the Chambers at 7.14pm.

Clr Waller left the Chambers at 7.16pm.

Clr Stanley returned to the Chambers at 7.20pm.

Clr Waller returned to the Chambers at 7.20pm.

MAYORAL MINUTE

SUBJECT: Liverpool a leader in combating homelessness

There has been a great deal of recent interest surrounding the issue of homeless in Liverpool Local Government Area. However, it's important to acknowledge that Council's efforts to co-ordinate support services and feed the homeless has been ongoing.

It's also important to acknowledge that while this is predominantly a state and federal government issue our Council has been able to directly intervene and achieve a great deal to help combat the problem.

Recently the work of our Community and Development and Planning team in relocating a group of people who were sleeping in Bigge Park has been highly commended by two of the NGO groups that worked with Council. In fact accommodation was found for six of the seven homeless people – with one person refusing assistance.

It should be noted that it wasn't just temporary housing that was found for the homeless in Bigge Park. Four people have been relocated to permanent housing. Two were relocated to temporary housing and a caseworker is now working with them.

Our staff worked extensively with service providers from St Vincent de Paul and a Social Worker from the Department of Human Services and in consultation with Wesley Mission and the Mental Health Unit at Liverpool Hospital.

Additionally, Council is continuing to monitor homeless in the Local Government Area and immediately involve relief services when needed.

But in the past 12 months Liverpool City Council has undertaken the following impressive initiatives:

- Convening the Liverpool Community Kitchen and Hub Advisory Group and providing ongoing support agreed to in a formal memorandum of understanding signed by respective service provider partners. Beyond provision of breakfast and lunch 3 days per week (up to 120 meals per session) the hub service model provides holistic services for people who experience social disadvantage and exclusion by

offering case management, advocacy and support, referrals to housing and social services agencies and bodies, and social and recreational activities. In essence, the model seeks to address underlying causes of homelessness as well as trying to offer immediate practical assistance.

- In January 2015, with the emergence of homelessness as a public issue in Bigge Park, the hub model was extended to offer support to those sleeping rough in the 'Shell' and to find alternative accommodation for all of those using the facility. This extended to the co-ordination of all NGOs, charitable and faith-based organisations in their provision of mobile free food services to maximise coverage within the city area. Ongoing support is provided by convening the Mobile Free Food Services Working Group.

- Development and dissemination of a local Emergency Relief and Assistance Card to provide a comprehensive list of contact details of support services and organisations;

- Delivery of a Homelessness Street Count in February 2015;

- Successfully negotiated the launch in July of The Exodus Foundation (Bill Crews) mobile food service within Liverpool. The service operates four times per week (lunch and night time) and offers up to 400 meals per session.

- July; Development of a draft Homelessness Policy and Homelessness Strategy and Action Plan 2015-2017, both of which will be taken to Council for endorsement.

- Provided $5,000 funding through the Community Donations Program to the Liverpool Community Kitchen and Hub for the delivery of healthy cooking workshops and activities.

Liverpool Council is setting a new standard for other councils when it comes to compassionately addressing the complex issues of homelessness. Our staff are to be commended for their previous and ongoing efforts.

RECOMMENDATION:

That Council:

1. Congratulate the Liverpool Council team Sabrina Candalano, Paola Jamett-Caru, Dany Ya, Sarah Rees and Rebekah Elliot for their ongoing efforts to assist homeless in Liverpool.

2. Acknowledge the work of the St Vincent de Paul, the Wesley Mission, the Liverpool Hospital Mental Health Unit, the Department of Human Services and the Salvation Army for their ongoing co-operation and assistance.

3. Send copies of the draft policy to interested bodies as soon as possible including the United Services Union and Salvation Army for their feedback.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Clr Mamone returned to the Chambers at 7.22pm.

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 178235.2015
SUBJECT: Small Business Workshops

NOTICE OF MOTION

That Council provide free small business workshops for local businesses which can provide up to date and effective training and solutions to common problems facing small business today.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That:

1. Council investigate the cost of designing a small business program.

2. The Economic Development Unit provide a report to Council as soon as practicable to look at all the things Council is currently doing for small business and provide that information to the wider public and outline how and where businesses can access the information.

3. Councillors be provided with information relating to existing programs for small businesses in the LGA.

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

ITEM NO: NOM 02
FILE NO: 178258.2015
SUBJECT: Domestic Violence in Liverpool LGA

NOTICE OF MOTION

That Council investigate how chronic domestic violence is in the community, and liaise with women's support groups in the Liverpool LGA on what Council can do to assist in counteracting domestic violence.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That Council:

1. Investigate how chronic domestic violence is in the community, and liaise with women's support groups in the Liverpool LGA on what Council can do to assist in counteracting domestic violence.

2. Create a policy to assist employees of Council when they experience domestic violence.

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

Motion of Urgency – Code of Meeting Practice

Motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That Council, in accordance with Section 361 and cognate provisions of the Local Government Act 1993 endorse and place on public exhibition for a period of 28 days the following amendment to Council's Code of Meeting Practice. Insert clause 18.5:

> *"Mayoral Minutes should not be used to introduce, without notice, matters that are routine, not urgent, or need research or a lot of consideration by Councillors before coming to a decision."*

The Mayor ruled that the business proposed to be brought forward was not of great urgency and would not be considered at this meeting. Clr Shelton then moved a Motion of Dissent against the Mayor's ruling which was seconded by Clr Waller.

Motion of Dissent: **Moved: Clr Shelton** **Seconded: Clr Waller**

On being put to the meeting the Motion of Dissent was declared LOST.

Vote for: Clr Harle
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Vote against: Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Mamone
Clr Ristevski

Note: The motion was lost on the Mayor's casting vote.
Note: Clrs Mamone and Ristevski did not vote on the above Motion of Dissent and in accordance with Clause 36.3 of Council's Code of Meeting Practice (as shown below) were recorded as voting against the motion:

> *"A Councillor who is present at a meeting of Council but who fails to vote on a motion put to the meeting is taken to have voted against the motion."*

Clr Hadid left the Chambers at 7.48pm.

Clr Hadid returned to the Chambers at 7.48pm.

ITEM NO: NOM 03
FILE NO: 198171.2015
SUBJECT: Liverpool Bowling Club Site

NOTICE OF MOTION

That:

1. Council calls for a full report on the Liverpool Bowling Club site and activities on that site to be tabled at the next Council meeting to enable the following questions to be answered:

    a. What will replace the Bowling Club?

    b. What are the social, economic and environmental impacts of this proposal and in particular parking and overshadowing issues?

    c. Why was the Salvation Army informed by Council to move out of the Liverpool Bowling Club as it would be demolished to make way for a $10M development?

    d. Why has this same development not been tabled in Council?

2. In relation to the Music Shell in Bigge Park.

    a. What is Councils position on the Music Shell in Bigge Park which is part of our cultural heritage and has significance in term of being a significant Memorial to a prominent Liverpool Citizen?

    b. Has Council called for a public submission on the future of the Music Shell, if not, then Council calls for public submissions for the future of the Music Shell.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Mamone**

That:

1. The demolition of the Bowling Club is put on hold until a Liverpool Listens survey is conducted.

2. Council hold a briefing session to discuss how the Bowling Club can be incorporated into the Homeless policy drafted by Council.

3. A briefing session be called for Councillors to determine the cost of breaking the contract.

4. Note the CEO Comments to the Notice of Motion (as shown below), and as a matter of urgency hold a Councillor Briefing session within one week to discuss this issue.

Foreshadowed motion: Moved: Clr Shelton Seconded: Clr Stanley

That:

1. The demolition of the Bowling Club is put on hold until a Liverpool Listens survey is conducted.

2. No iconic facility to be built in Bigge Park.

3. Council have a briefing session to discuss how the Bowling Club can be incorporated into the Homeless policy drafted by Council.

4. A briefing session be called for Councillors to determine the cost of breaking the contract.

Foreshadowed motion: Moved: Mayor Mannoun Seconded: Clr Balloot

No iconic facility to be built in Bigge Park.

On being put to the meeting the motion (moved by Clr Ristevski) was declared LOST. The Forshadowed motion (moved by Clr Shelton) then became the motion and on being put to the meeting was declared CARRIED and the Foreshadowed motion (moved by Mayor Mannoun) lapsed.

CHIEF EXECUTIVE OFFICER'S COMMENT

See below for responses to the questions raised in the Notice of Motion:

That:

1. **Council calls for a full report on the Liverpool Bowling Club site and activities on that site to be tabled at the next Council meeting to enable the following questions to be answered:**

   a. **What will replace the Bowling Club?**
   Redeveloped Bigge Park

   b. **What are the social, economic and environmental impacts of this proposal and in particular parking and overshadowing issues?**
   N/A

   c. **Why was the Salvation Army informed by Council to move out of the Liverpool Bowling Club as it would be demolished to make way for a $10M development?**
   No, TSA occupation was only a temporary location during the repair/renovation of their existing facility in Liverpool. Refer attached media release.

   d. **Why has this same development not been tabled in Council?**
   Bigge Park Redevelopment

2. In relation to the Music Shell in Bigge Park.

a. What is Councils position on the Music Shell in Bigge Park which is part of our cultural heritage and has significance in term of being a significant Memorial to a prominent Liverpool Citizen?

A heritage assessment report undertaken in 2014 found that the music shell is not of heritage significance. The draft Bigge Park Conservation Management Plan prepared for Council by independent cultural heritage consultants also found that the music shell has little heritage significance. The removal of the music shell will place a spotlight on one of Liverpool's key heritage sites by providing unobstructed views through the park to the TAFE college (formerly Liverpool Hospital – a significant building, designed by Francis Greenway). The music shell has not been used for a long time.

The new design for Bigge Park is intended to ensure the park functions properly as Liverpool's central park and is sensitive to the heritage of the precinct.

b. Has Council called for a public submission on the future of the Music Shell, if not, then Council calls for public submissions for the future of the Music Shell.

There was not strong community feedback during the Building our new City consultation for the retention of the sound shell.

Mayor Mannoun called for a recess of Council at 8.04pm.

Mayor Mannoun reopened the meeting at 8.33pm

ITEM NO: NOM 04
FILE NO: 198234.2015
SUBJECT: Orthodox Interfaith Lunch 2016

NOTICE OF MOTION

That Council:

1. Congratulate staff and in particular Alyson Infanti, Maree Stewart and Lauren Myers for their hard work and support of the event.

2. Council write to the folk dancing groups Ilinden, Vardar and Izvor for donating their time in performing. Also write to the MC Zack Gulevski for giving up his time for the event.

3. Congratulate Mayor Ned Mannoun, Councillors Sabrina Mamone, Gus Balloot, Peter Harle and Geoff Shelton for showing their support in attending the event.

4. Write to the Liverpool Catholic Club and thanking them for their professionalism in catering for the event for all members of the community.

5. Council book Sunday 31 July 2016 at 12pm for the next Orthodox interfaith lunch.

COUNCIL DECISION

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

That Council:

1. Congratulate staff and in particular Alyson Infanti, Maree Stewart and Lauren Myers for their hard work and support of the event.

2. Council write to the folk dancing groups Ilinden, Vardar and Izvor for donating their time in performing. Also write to the MC Zack Gulevski for giving up his time for the event.

3. Congratulate Mayor Ned Mannoun, Councillors Sabrina Mamone, Gus Balloot, Peter Harle and Geoff Shelton for showing their support in attending the event.

4. Write to the Liverpool Catholic Club and thanking them for their professionalism in catering for the event for all members of the community.

5. Report to Council on the best way to conduct Interfaith functions in the future.

6. Write to the local members, Melanie Gibbons and Craig Kelly and Senator Concetta Wells for attending the Interfaith lunch.

7. Write to David Clarke MLC thanking him for his attendance at the lunch and acknowledging his speech in Parliament.

8. Conduct a community survey to evaluate the need to hold Interfaith events and possible alternative solutions.

Amendment **Moved: Clr Stanley** **Seconded:Clr Shelton**

That Council:

1. Congratulate staff and in particular Alyson Infanti, Maree Stewart and Lauren Myers for their hard work and support of the event.

2. Council write to the folk dancing groups Ilinden, Vardar and Izvor for donating their time in performing. Also write to the MC Zack Gulevski for giving up his time for the event.

3. Congratulate Mayor Ned Mannoun, Councillors Sabrina Mamone, Gus Balloot, Peter Harle and Geoff Shelton for showing their support in attending the event.

4. Write to the Liverpool Catholic Club and thanking them for their professionalism in catering for the event for all members of the community.

5. Report to Council on the best way to conduct Interfaith functions in the future.

6. Notes with regret the late change to the running order on the day which withdrew the invitation to speak at the event of the Hon. Laurie Ferguson MP Member for Werriwa. Council sincerely apologises to Hon Mr Ferguson for this change. Council notes Hon. Mr Ferguson's long term support of Liverpool and its residents and all ethnic groups and cultures.

7. The Mayor on behalf of Council writes to Hon Laurie Ferguson to apologise for any inconvenience caused.

On being put to the meeting the Amendment (moved by Clr Stanley) was declared CARRIED. The Amendment then became the motion and on being put to the meeting was declared CARRIED.

ITEM NO: NOM 05
FILE NO: 208057.2015
SUBJECT: Pensioner Rate Rebates

NOTICE OF MOTION

That the Council write to the Minister for Local Government lobbying for a review of the maximum $250 pensioner rate rebate legislated under Section 575 of the Local Government Act 1993 (NSW).

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

ITEM NO: NOM 06
FILE NO: 208423.2015
SUBJECT: Mayoral Charity Ball 2016

NOTICE OF MOTION

That Council:

1. Congratulate staff for their contribution

2. Change the name of the annual Charity Ball to its original title "Mayor and Councillors Charity Ball"

3. The proceeds of the 2016 Ball go to two Charity Organisation in equal portions being;
   - Miracle Babies Foundation
   - Salvation Army

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That:

1. Council congratulate staff for their contribution.

2. Council change the name of the annual Charity Ball to its original title "Mayor and Councillors Charity Ball".

3. The proceeds of the 2016 Charity Ball be shared equally among the following organisations:

   - Miracle Babies
   - Salvation Army
   - including but not limited to the Liverpool ICU Unit

4. Council set up a Committee of Councillors and call for nominations.

5. Council provide up to $12,000 to ensure we reach our target of $100,000 for the 2015 Ball.

6. Council consider putting in place a formal policy for selecting future charities to be supported at the ball and check Council records to ensure no prior commitments have been made to other charities.

7. Council thank Liverpool Catholic Club for their support of the event.

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

ITEM NO: NOM 07
FILE NO: 208476.2015
SUBJECT: Bin Cycle

NOTICE OF MOTION

That Council:

1. Investigate the cost of changing the pick-up cycle for the yellow bin from fortnightly to weekly.

2. Determine the impact those costs will have to our 'Fit for the Future' studies.

3. Ensure that properties on any newly named streets within the Liverpool LGA, named by the 'Street Naming Committee' have bins and are included in the garbage pick-up cycle including Range Road, Cecil Park.

4. Report back to Council at the next council meeting.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That Council:

1. Investigate the cost of changing the pick-up cycle for the yellow bin from fortnightly to weekly.

2. Determine the impact those costs will have to our 'Fit for the Future' studies.

3. Ensure that properties on any newly named streets within the Liverpool LGA, named by the 'Street Naming Committee' have bins and are included in the garbage pick-up cycle including Range Road, Cecil Park.

4. Report back to Council at the next council meeting.

5. Be proactive in advertising and letting the community know about the yellow bin pick ups.

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

ITEM NO: NOM 08
FILE NO: 208560.2015
SUBJECT: Low Kill Animal Policy

NOTICE OF MOTION

That Council:

1. Review the current 'Animal Management' document to introduce and consider a 'Low Kill' Policy

2. Include details, of healthy pets from Animal Shelters in Liverpool that are ready to be adopted, in the Council Monthly newsletter.

3. Report back to council at the next Council Meeting on how a 'Low Kill Policy' affects the running of the animal shelters.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Ristevski**

That Council:

1. Review the current 'Animal Management' document to introduce and consider a 'Low Kill' Policy.

2. Include details, of healthy pets from Animal Shelters in Liverpool that are ready to be adopted, in the Council Monthly newsletter, Council website and Council social media sites.

3. Report back to council at the next Council Meeting on how a 'Low Kill Policy' affects the running of the animal shelters.

4. Liaise with its contractors on how Council can assist with proactively preventing lost animals and report back to Council at the next meeting.

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

ITEM NO: NOM 09
FILE NO: 208574.2015
SUBJECT: Cleaning Tender

NOTICE OF MOTION

That:

1. Council complete a tender for only those Cleaning services currently covered by contractors.

2. Council Review the work which is currently completed by staff cleaners. This review must meaningfully engage with staff and the union with the view to retain the services of the in-house cleaning crew, and identify process and practice to find improvements.

3. Council recognise the integral role Council's in house cleaners provide in supporting the business as they provide a time critical best practice work and safety support for all areas of Council's service provision.

4. A resolution of Council is required before any tender is considered, advertised or put to the market place that would potentially outsource staff positions.

5. A resolution of Council is required before a tender may be advertised or submitted for cleaning services currently undertaken by in house staff.

COUNCIL DECISION

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

That:

1. Council continue the tender process for only those Cleaning services currently covered by contractors.

2. Council Review the work which is currently completed by staff cleaners. This review must meaningfully engage with staff and the union with the view to retain the services of the in-house cleaning crew, and identify process and practice to find improvements and take no longer than three months.

3. Council recognise the integral role Council's in house cleaners provide in supporting the business as they provide a time critical best practice work and safety support for all areas of Council's service provision.

4. A resolution of Council is required before any tender is considered, advertised or put to the market place that would potentially outsource staff positions.

5. A resolution of Council is required before a tender may be advertised or submitted for cleaning services currently undertaken by in house staff.

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

ITEM NO: NOM 10
FILE NO: 208637.2015
SUBJECT: Council and Executive Support

NOTICE OF MOTION

That Council:

1. Provides a report detailing the roles, responsibilities and contact details of the staff who fill roles in Council and Executives Services team including the Mayoral office.

2. Should the Mayor or Councillors require particular assistance such as secretarial or research support how and to whom should that support be requested?

3. Puts into place now a process which sees all invitations and correspondence is provided to Councillors as soon as it is received.

4. All invitations addressed to the Mayor and Councillors is sent to all Councillors as soon as it is received by the Mayoral office.

5. Provides a report detailing budget versus actual allocations to the following areas. The report should indicate why the allocations were made i.e. staff salaries, entertainment and food, gifts stationery etc:

	CEO OFFICE		Mayors Office	
	Budget	Actual	Budget	Actual
2012-13				
2013-14				
2014-15				
2015-16				

6. Provides a comparison with the Mayors' office in the previous term of Council. If there has been an increase how does this compare to the CPI?

7. Provides the costs incurred in the renovation of the Mayor's office and provision of councillors facilities. Was this budgeted for and if not where was the money originally allocated have those items now been completed?

COUNCIL DECISION

This motion was dealt with in conjunction with the Mayoral Minute regarding Councillor Transparency, which starts on page 9 of these minutes.

Mayor Mannoun called for a recess of Council at 9.00pm.

Mayor Mannoun reopened the meeting at 9.13pm

ITEM NO: NOM 11
FILE NO: 208680.2015
SUBJECT: Current Media Policy

NOTICE OF MOTION

That:

1. Council receives a report, by the next Council meeting on the following;
   - How many of the signs referred to in the Background to the Notice of Motion were initially erected at the Carnes Hill Precinct?
   - Who authorised the signs?
   - What was the cost of the signs?
   - Who paid for the signs? (i.e.; was “rate payers” money used to pay for these signs?
   - Did the originally erected signs comply with current Council Policy? (As per NOM-01 2009/0709 and subsequent amendments.)
   - Have there been any complaints regarding the installation of these signs and what were those complaints?
   - Were these signs removed due to community opposition?
   - Have all non-complying signs been removed and if not why not?

2. Council modifies its existing media Policy to include;
   - In future, the traditional Mayoral Portrait is to be replaced by a ***Group Photo of all elected Councillors*** in recognition of their contribution during their term of office.

3. All future invitations for events from Council be addressed as per the policy; ***"The Mayor and Councillors of Liverpool City Council"*** removing the words 'Ned Mannoun' from all invitations.

4. Personal letters and the Mayoral Column are to be the only exceptions.

5. The CEO investigates any breaches made due to this policy and reports to Council at the next council meeting.

COUNCIL DECISION

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

That:

1. Council receives a report, by the next Council meeting on the following;
   - How many of the signs referred to in the Background to the Notice of Motion were initially erected at the Carnes Hill Precinct?
   - Who authorised the signs?

- What was the cost of the signs?
- Who paid for the signs? (i.e.; was “rate payers” money used to pay for these signs?
- Did the originally erected signs comply with current Council Policy? (As per NOM-01 2009/0709 and subsequent amendments.)
- Have there been any complaints regarding the installation of these signs and what were those complaints?
- Were these signs removed due to community opposition?
- Have all non-complying signs been removed and if not why not?

2. Council modifies its existing Media Policy to include:

   “In addition to the traditional Mayoral Portrait a group photo of all elected Councillors of the same prominence be displayed in Council Chambers, in recognition of their contributions during their term of office.”

3. Council modify its existing Communications Policy to:

   “All future invitations for events from Council be addressed as per the policy; ***‘The Mayor Ned Mannoun and Councillors of Liverpool City Council’***, and if necessary a new group photo of all Councillors.”

4. Personal letters and the Mayoral Column are to be the only exceptions.

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

ITEM NO: NOM 12
FILE NO: 208752.2015
SUBJECT: Christian Orthodox Interfaith Lunch of the 2nd of August 2015

NOTICE OF MOTION

That Council:

1. Receives and Notes the comments.

2. Reports back to council at the next General Council Meeting with the following;
   a. Who authorised the hire of external Private Security Guards and called the Police, dressed in Riot gear, to this event?
   b. When was the decision made to hire Private Security Guards and to call Police, dressed in Riot gear, and on what basis?
   c. If there were safety concerns surrounding the Christian Orthodox Interfaith Lunch, why were these not mentioned in the CEO's report in the July council meeting four days prior to the lunch?
   d. Were any threatening advances made to the Mayor, Councillors or distinguished guests during the Christian Orthodox Interfaith Lunch?
   e. Was the Christian Orthodox community consulted regarding concerns that may have been expressed at the presence of private security guards and Police dressed in riot gear?
   f. What was the total cost of hiring the Private Security Guards and how where these cost funded? i.e.; was Rate Payers money used to pay for this expense?
   g. Why were the “costs of hiring the Private Security Guards" not tabled at the 27th July Council Meeting four days prior to the Christian Orthodox Lunch as a “Notice of Motion” or an “Amendment to the Notice of Motion” that was raised by Clr Peter Ristevski?
   h. Has this set a precedent for future Liverpool City Council events requiring Private Security Guards and Police attendance and how does that impact on Council financially?
   i. Has council addressed all complaints made from the Christian Orthodox community in relation to the appearance of the Private Security Guards and Police dressed in Riot gear?

3. The Mayor writes to all community leaders that attended apologising for the over-reaction of hiring the Private Security Guards and calling Police to the event prematurely.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Waller**

That these questions be included as a Question With Notice item in the September 2015 Council Agenda with responses to be included.

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

ITEM NO: NOM 13
FILE NO: 208761.2015
SUBJECT: Media releases of Liverpool Councils negotiations with the Wests Tigers Rugby League Football Club

NOTICE OF MOTION

That:

1. The matter is investigated under the delegation of the CEO via the Office of Local Government as to whether the Mayor broke any confidential agreements between Wests Tigers Rugby League Football Club and Liverpool City Council including any privacy legislation that Councillors are governed under. A report of findings of the investigation to be brought to Council as soon as possible.

2. All media rights are to be suspended from the Mayor until a full investigation of this matter has taken place and is brought back to Council for determination.

3. The Mayor writes to the Wests Tigers Rugby League Football Club apologising for the premature leak and for any complications the media release may have caused the club and any other agreements or discussions they may have been having with other stakeholders.

4. Council receives a report outlining any damage caused and options available.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Harle**

That Council facilitate a meeting between All Saints Junior Rugby League Football Club and Western Suburbs Magpies Rugby League Club to discuss the use of Council facilities.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 189413.2015
SUBJECT: Proposed use of site for container depot at 77 Governor Macquarie Drive, Chipping Norton (Lot 38 DP 17311)

RECOMMENDATION

That Council:

1. That Council refuse DA-1895/2012 for the following reasons:

   i. The application has not adequately demonstrated compliance with the relevant environmental planning instruments pursuant to s79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979.

   ii. The application has not adequately demonstrated compliance with the relevant development control plan pursuant to s79C(1)(a)(ii) of the Environmental Planning and Assessment Act 1979.

   iii. The application has not adequately demonstrated the likely impacts of the development pursuant to s79C(1)(b) of the Environmental Planning and Assessment Act 1979.

   iv. The application has not adequately demonstrated the suitability of the site for the development pursuant to s79C(1)(c) of the Environmental Planning and Assessment Act 1979.

   v. The application has not adequately demonstrated that the proposed development is in the public interest pursuant to s79C(1)(e) of the Environmental Planning and Assessment Act 1979.

2. Refers the matter of the unauthorised use of the site as a container depot to Council's Community Standards Department for enforcement action.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 194878.2015
SUBJECT: Nomination for Liverpool City Council member on Luddenham Quarry Community Consultative Committee

RECOMMENDATION

That Council:

1. Nominate a Councillor to represent Council on the Luddenham Quarry Community Consultative Committee.

2. Advise Epic Mining of Council's nominee.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That Council:

1. Nominate Councillor Harle to represent Council on the Luddenham Quarry Community Consultative Committee.

2. Advise Epic Mining of Council's nominee.

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

ITEM NO: CFO 02
FILE NO: 199871.2015
SUBJECT: Local Government NSW Annual Conference

RECOMMENDATION

That:

1. Council endorse the further motions submitted to the Local Government Conference as shown below:

   Motion - Secondary dwellings - Affordable Rental Housing SEPP
   "Liverpool City Council calls upon the NSW Government to address the 'loop hole' in the legislation to ensure that Councils and Certifiers are required to ensure the retention of off-street car parking for the principal dwelling, when granting consent for a secondary dwelling under SEPP Affordable Rental Housing 2009."

   Motion – SEPP (Affordable Rental Housing) 2009 – Granny Flats (Secondary Dwellings)
   "Call upon the NSW Government to address the lack of parking requirements for secondary dwellings in the SEPP (Affordable Rental Housing) 2009. It is recommended the SEPP requirements for secondary dwellings be amended to require the provision of one additional parking space on the property.

   Should this be unacceptable to the NSW State Government, then it is recommended that Schedule 1 of the SEPP be amended to include criteria relating to street width and dwelling density in the relevant location to address the unsuitability of some areas for granny flats where the streets are narrow and increased on-street parking is not practical."

2. Council consider nominating two further voting delegates at the Conference.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That Council endorse the further motions submitted to the Local Government Conference as shown below:

Motion - Secondary dwellings - Affordable Rental Housing SEPP
"Liverpool City Council calls upon the NSW Government to address the 'loop hole' in the legislation to ensure that Councils and Certifiers are required to ensure the retention of off-street car parking for the principal dwelling, when granting consent for a secondary dwelling under SEPP Affordable Rental Housing 2009."

Motion – SEPP (Affordable Rental Housing) 2009 – Granny Flats (Secondary Dwellings)

"Call upon the NSW Government to address the lack of parking requirements for secondary dwellings in the SEPP (Affordable Rental Housing) 2009. It is recommended the SEPP requirements for secondary dwellings be amended to require the provision of one additional parking space on the property.

Should this be unacceptable to the NSW State Government, then it is recommended that Schedule 1 of the SEPP be amended to include criteria relating to street width and dwelling density in the relevant location to address the unsuitability of some areas for granny flats where the streets are narrow and increased on-street parking is not practical."

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

ITEM NO: CFO 03
FILE NO: 201270.2015
SUBJECT: Investment Report July 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CFO 04
FILE NO: 202170.2015
SUBJECT: Minor Amendment to Civic Expenses and Facilities Policy

RECOMMENDATION

That Council:

1. Note this report;

2. Amend the clause 4.7.1a) of the Civic Expenses and Facilities Policy by substituting "six months" for "three months".

COUNCIL DECISION

This motion was dealt with in conjunction with the Mayoral Minute regarding Councillor Transparency, which starts on page 9 of these minutes.

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 089695.2015
SUBJECT: Donations, Grants and Sponsorships

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $2,700 (GST exclusive) under the Sporting Donations Program as summarised in the table below:

Applicant Name	Amount
Brenan Chattaway	$200
John Mamis	$100
Matthew Wu	$100
Rhiannon Dotti	$300
Zac Makelim	$300
Keisha Waite	$300
Declan Grohala	$200
Mikayla O'Dwyer	$200
Kim Angelica Afable Albarico	$100
Tianna Elaya	$500
Nemanja Cerne	$200
Tamara Cerne	$200

2. Endorses the Financial Contribution Panel's recommendations for the provision of $6,638 (GST exclusive) under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
School of Verdic Sciences (Australia) Incorporated	Bhagawat Gita Competition	$1,000
SLOOSH Kids Care Inc	Walk for William Event – Liverpool	$5,638

3. Endorses the Financial Contributions Panel's recommendations for the provision of $21,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Ingham Institute	$5,000
Eggtober Foundation Ltd	$2,500
Friends of India Australia	$3,500
Fiji First Australia Association	$5,000
Australian Union of Bosnian and Herzegovinien Association Inc.	$5,000

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $2,700 (GST exclusive) under the Sporting Donations Program as summarised in the table below:

Applicant Name	Amount
Brenan Chattaway	$200
John Mamis	$100
Matthew Wu	$100
Rhiannon Dotti	$300
Zac Makelim	$300
Keisha Waite	$300
Declan Grohala	$200
Mikayla O'Dwyer	$200
Kim Angelica Afable Albarico	$100
Tianna Elaya	$500
Nemanja Cerne	$200
Tamara Cerne	$200

2. Endorses the Financial Contribution Panel's recommendations for the provision of $6,638 (GST exclusive) under the Community Donations Program as summarised in the table below:

Applicant Name	Project Name	Amount
School of Verdic Sciences (Australia) Incorporated	Bhagawat Gita Competition	$1,000
SLOOSH Kids Care Inc	Walk for William Event – Liverpool	$5,638

3. Allocates the provision of $32,500 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below:

Applicant name	Amount
Ingham Institute	$5,000
Eggtober Foundation Ltd	$2,500
Friends of India Australia	$10,000
Fiji First Australia Association	$10,000
Australian Union of Bosnian and Herzegovinien Association Inc.	$5,000

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

Mayor Mannoun left the Chambers at 9.46pm and the Deputy Mayor, Clr Balloot took the Chair.

Clr Waller left the Chambers at 9.47pm.

Mayor Mannoun returned to the Chambers at 9.48pm.

Clr Waller returned to the Chambers at 9.50pm.

ITEM NO: DCC 02
FILE NO: 189901.2015
SUBJECT: Revocation of No Smoking In Public Places Policy

RECOMMENDATION

That Council:

1. Note this report.
2. Revoke the Use of the No Smoking In Public Places Policy.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: DCC 03
FILE NO: 193221.2015
SUBJECT: Safety Audit Report conducted at Parks in Wattle Grove

RECOMMENDATION

That Council:

1. Receive and notes these reports.
2. Adopts the recommendations detailed within this report.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: DEE 01
FILE NO: 205594.2015
SUBJECT: Review of Town Improvement Fund (now known as City Development Fund)

RECOMMENDATION

That Council:

1. Note this report;

2. Adopt the City Development Fund Policy, as attached to this report; and

3. Provide a copy of the attached policy and the related public notice to the Chief Executive of the Office of Local Government within 28 days of the date of this Council resolution.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

INFRASTRUCTURE AND ENVIRONMENT REPORT

ITEM NO: DIEN 01
FILE NO: 198667.2015
SUBJECT: Managing Stormwater Quality

RECOMMENDATION

That Council:

1. Receives and notes the contents of this report.

2. Receives a detailed briefing and a report later in the year following completion of the review of stormwater management practices that is currently underway.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 162633.2015
SUBJECT: Draft LLEP 2008 (Amendment 37) - Heritage Listing of the Defence National Storage and Distribution Centre

RECOMMENDATION

That Council adopts the Draft Liverpool Local Environmental Plan 2008 (Amendment 37) and forwards the plan to the NSW Department of Planning and Environment requesting notification (gazettal) of the amendment.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 02
FILE NO: 178938.2015
SUBJECT: Draft Social Impact Assessment Policy and Draft LDCP 2008 (Amendment 19) - Post-public exhibition

RECOMMENDATION

That Council:

1. Adopts the draft Social Impact Assessment Policy.

2. Adopts the draft Liverpool Development Control Plan 2008 (Amendment 19), to come into effect upon publication of the required notice in the local newspaper.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Ristevski**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 03
FILE NO: 209423.2015
SUBJECT: Review of Permit Parking Policy

RECOMMENDATION

That Council:

1. Receives and notes this report
2. Adopts the draft revised Permit Parking Policy
3. Includes the draft revised Permit Parking Policy in its communication strategy

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That Council:

1. Receives and notes this report
2. Adopts the draft revised Permit Parking Policy
3. Includes the draft revised Permit Parking Policy in its communication strategy
4. Investigate and report back to Council on the possibility of providing parking spaces exclusively for businesses.

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

ITEM NO: DPG 04
FILE NO: 184328.2015
SUBJECT: Recommendation to refuse application for rezoning of 1 and 67 Orange Grove Road, Liverpool

RECOMMENDATION

That Council:

1. Notes that the application to rezone land at 1 and 67 Orange Grove Road from RE2 – Private Recreation to R2 – Low Density Residential was withdrawn by the applicant in correspondence dated 24 August 2015.

2. Notes that a refund of $6,000 of the fees paid at the time of lodgement will be processed in accordance with Council's Statement of Revenue Policy.

3. Notes that a new planning proposal has been lodged by the applicant which will be the subject of a future report to Council once officers have completed their assessment.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 05
FILE NO: 199844.2015
SUBJECT: Protection of the Environment Operations (POEO (Clean Air)) Amendment (Heaters and Fireplaces) Regulation 2015

RECOMMENDATION

That Council:

1. Notes the proposed amendments to the Protection of the Environment (Clean Air) Regulation 2010 and adopts the following options:

    a. Prohibit the installation of new or replacement solid fuel heaters within residential zones R1, R2, R3 and R4.

    b. That from 1 September 2016 new or replacement solid fuel wood heaters in Zone RU1, RU2, RU4 and R5 must have:

        i. A minimum efficiency of 60% as tested in accordance with AS/NZS 4012:2014 and
        ii. Emission factor of 1.5g/kg for non-catalytic and 0.8 g/kg for catalytic heaters as tested in accordance with AS/NZS 4013:2014

2. Responds to the NSW EPA Local Government Wood Smoke Survey accordingly.

3. Notes that Council officers will also progress amendments to Council's DCP to reflect these provisions.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 06
FILE NO: 199959.2015
SUBJECT: Changes to the Independent Hearing and Assessment Panel Charter

RECOMMENDATION

That Council:

1. Adopts the revised Independent Hearing and Assessment Panel Charter and Procedure as attached to this report.

2. Amends the IHAP delegation of 2 December 2013 to reflect those changes within the revised IHAP Charter and Procedure.

3. Delegates authority to the CEO to approve and amend the IHAP procedure from time to time, in consultation with the members of the IHAP and the community.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

ITEM NO: DPG 07
FILE NO: 207898.2015
SUBJECT: Business Case to Attend Infor Public Sector User Forum

RECOMMENDATION

That Council approves Council officers to represent Liverpool City Council at the Infor Public Sector Forum.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: DPG 08
FILE NO: 207935.2015
SUBJECT: 2015-16 Operational Plan and Budget - Proposed new fees and charges - 3D images for new development in the city centre

RECOMMENDATION

That Council:

1. Approves the following fees to be placed on Public Exhibition:
   3D CAD model fees – for all new development proposals in the city centre

Less than $1m development value	$2,200.00*
Greater than $1m and less than $3m development value	$3,300.00*
Greater than $3m development value	$6,600.00*

**Note: If a design is amended and a new 3D image is submitted for modeling, Council will arrange a quote.*
If the changes are minor, an hourly rate can be charged. If the changes are substantial, a new modeling fee may apply.

2. Receives a further report following the exhibition process which outlines any submissions made/public feedback.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 114947.2015
SUBJECT: Minutes Aboriginal Consultative Committee Meeting held on the 5 August 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Aboriginal Consultative Committee Meeting held on 5 August 2015.

2. The Minutes identify a number of actions that require Council staff to undertake, none of which will have any financial impact on Council.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 149881.2015
SUBJECT: Minutes of Badgerys Creek Airport Taskforce meeting held 5 August 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Badgerys Creek Airport Taskforce Meeting held on 5 August 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 184449.2015
SUBJECT: Minutes of the No Intermodal Committee meeting held on 4 August 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the No Intermodal Committee Meeting held on 4 August 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 184454.2015
SUBJECT: Minutes of Heritage Advisory Committee Meeting held on 3 August 2015

RECOMMENDATION

That Council

1. Receives and adopts the Minutes of the Heritage Advisory Committee Meeting held on 3 August 2015.

2. Adopts the amended Heritage Advisory Committee Charter as recommended by the Committee.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 194125.2015
SUBJECT: Minutes of the Local Traffic Committee Meeting held on 22 July 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Local Traffic Committee Meeting held on 22 July 2015.

2. Adopts the Local Traffic Committee recommendations as noted in the report below.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Stanley**

That Council:

1. Receives and notes the Minutes of the Local Traffic Committee Meeting held on 22 July 2015.

2. Adopts the Local Traffic Committee recommendations as noted in the report below with the following addition:

   "That Council send a letter to the RMS regarding pinch points which require addressing near the TAFE College, on Banks Road, Flowerdale Road, Second Avenue, Fifteenth Road, Whitford Road, Hill Road and near Good Shepherd Primary School."

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

ITEM NO: CTTE 06
FILE NO: 198320.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 5 August 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Building our New City Committee Meeting held on 5 August 2015.

2. Approves renewal of Council's membership of the Future Cities Collaborative and extends the services provided by Professor Ed Blakely for an additional 12 months.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 199854.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 5 August 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 5 August 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 08
FILE NO: 200857.2015
SUBJECT: Minutes of Liverpool Access Committee Meeting held on 9 July 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Liverpool Access Committee Meeting held on 9 July 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 09
FILE NO: 202932.2015
SUBJECT: Minutes of the Liverpool Youth Council Meeting held on Tuesday 4 August, 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Liverpool Youth Council Meeting held on Tuesday 4 August 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 10
FILE NO: 204795.2015
SUBJECT: Minutes of the Planning and Development Committee Meeting held on 5 August 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the Planning and Development Meeting held on 5 August 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 197273.2015
SUBJECT: Question with Notice - Clr Hadchiti

Please address the following:

In relation to Westfield Liverpool

1. **What are the approved trading hours?**

   A search of Council's records has identified that a significant number of applications were destroyed in Council's fire of 2010. While some records were found in respect to some change of use applications, there was no record of any development consent granted, which referenced hours of operation for the complex.

2. **Do the stalls that pop up and generally located in the walk ways have DA approval?**

   There is no record of DA approval for any kiosk or stall.

   These stalls are typically referred to as kiosks which may not require development consent if the premises is not for the sale of food and drink, involves skin penetration (i.e. beauty salon) and hair dressing, as well as some other uses as prescribed within the State Environmental Planning Policy (Exempt and Complying Development Codes) 2008. If the kiosk or any shop involves any of these uses, a complying development or development application approval is required.

   The fit out of a kiosk may require development consent depending on the nature of the structures used i.e. the placement of furniture such as display tables may not require development consent, whereas barricade structures and counter tops may require development approval.

3. **Council was to have discussions with their management to resolve some traffic issues. Did this occur and what was the outcome?**

   A meeting has been organised for 17 August 2015 to discuss Westfield car park entrances on Bathurst Street.

In relation to food premises inspections required to be undertaken by Council:

1. **Are we on track to ensure that all food premises will be inspected this calendar year?**

   We are track to have all the food premises inspected.

2. **In relation to fire safety audits/inspections**

   Council has employed a full time fire safety officer to work with the consultant to complete the fire safety audit of the 107 properties. There are currently 21 properties that are yet to be inspected and it is expected that the inspections will be completed by the end of the year.

3. **Are we up to date in this area?**

   See response for question 2.

In relation to Construction Certificates, Councillors at a workshop were given a presentation on new measures put in place to increase the number of construction certificates we issue.

Can an update be provided on how that is tracking since that presentation?

Count Applications - CCB Lodged Total	
FROM 1st November 2013 to 20th July 2014	220
FROM 1st November 2014 to 20th July 2015	360

For the same period last year 140 more construction certificates were submitted to Council.

ITEM NO: QWN 02
FILE NO: 197277.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

Sometime ago there was plans and public consultation completed for the Casula Parklands (the piece of land in front of the Casula Power House towards Liverpool, there was also funding secured from the State Government for the project.

1. **How much was the funding?**

   The NSW State Government provided $2M in 2008 towards park embellishment works along the Georges River between Casula Powerhouse and Liverpool.

2. **Is it still held for this project?**

   While some funds were expended to develop the master plan, an amount of $1.84M remains in the reserves for these works.

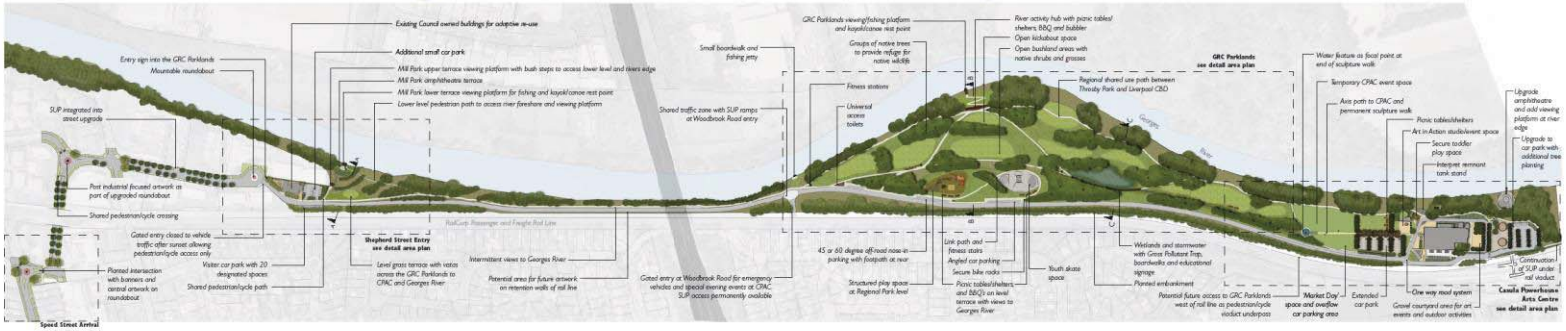
3. **Can a copy of those plans and consultation please be provided?**

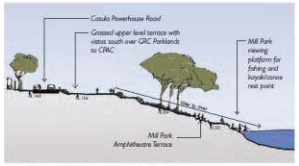
   Please see pages 68, 69, 70, & 71 of these minutes. The plan was updated following the consultation process to incorporate feedback received.

CLOUSTON associates

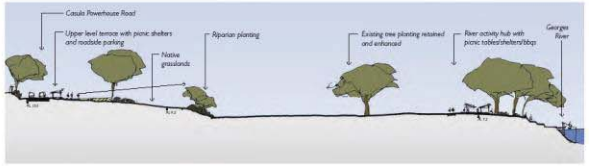
Georges River Casula Parklands - Concept Master Plan

Liverpool city council

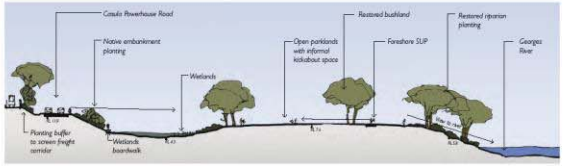




SECTION **A** - **A** THROUGH MILL PARK TO GEORGES RIVER



SECTION **B** - **B** THROUGH GRC PARKLANDS TO RIVER ACTIVITY HUB AND GEORGES RIVER



SECTION **C** - **C** THROUGH GRC PARKLANDS TO GEORGES RIVER

SITE ANALYSIS

The iconic chimney beside the Georges River is a well known landmark alongside the original power station which now houses the Casula Powerhouse Arts Centre

Wayfinding by vehicle or bicycle through local streets to the GRC Parklands and the Powerhouse from either Liverpool CBD, the Hume Highway or Newbridge Road is a challenge for both the local community and visitors

The main entry into the GRC Parklands and the Powerhouse is through an industrial setting via the Shepherd Street cul-de-sac and lacks a sense of arrival

The road underpass at Woodbrook Road will only be available to pedestrians, cyclists, emergency vehicle access and special evening events at the Powerhouse

The recently constructed concrete shared path is already proving very popular with both pedestrians and cyclists providing some concern of user conflict by visitors to the GRC Parklands

Views of the river from the existing viewing deck adjacent to the Powerhouse and intermittent views from the riverbank are obscured due to dense and overgrown vegetation

The forecourt of the front entry to the Powerhouse is open to a range of opportunities and activities that would not compromise the heritage perspective of the building

Current numbers of designated car parking available may not be adequate in the future for the anticipated number of visitors to both the regional parkland and the arts centre

PRECEDENT IMAGES

Strong visual cues at roundabouts to direct clear wayfinding to the Powerhouse and the Parklands

Entry signage to be constructed from robust materials with a post industrial theme to reflect heritage past of the Powerhouse

Gated vehicle entry into the GRC Parklands after sunset that allows passage for pedestrians and cyclists

Direct off path refuge points with seating and facilities that allow views of activities on the river and across to opposite riverbank

Restoration of endemic plant communities within the GRC Parklands and riverbanks to encourage the natural return of native wildlife

Play equipment encouraging imaginative play whilst reflecting the Powerhouse post industrial theme, constructed from robust materials able to withstand flood and temporary inundation

Sculpture walk and avenue planting of Australian native trees leading from the GRC Parklands into the Powerhouse

A plaza style area using robust materials could accommodate multi-functional usage

1

CLOUSTON associates

Georges River Casula Parklands - Arrival

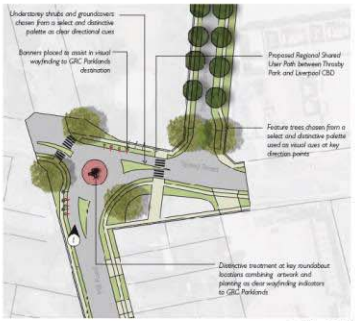
Liverpool city council

DETAIL AREA PLAN - SPEED STREET ARRIVAL

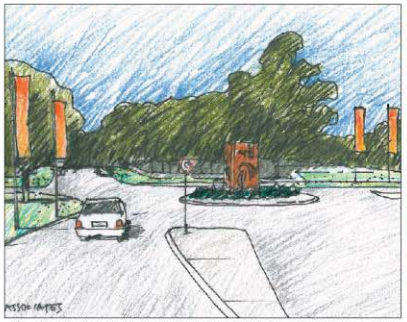
KEY DESIGN FEATURES

The arrival sequence through local streets combines elements that maintain a simple streetscape design using distinctive visual cues to assist wayfinding to the GRC Parklands and the Casula Powerhouse Arts Centre. Key elements include:

- Rationalisation and re-construction of footpaths and grass verges for safe and amenable access
- Definative street lighting to be installed along Speed Street and Shepherd Street and to continue along Casula powerhouse Road
- Artwork/sculpture located at key intersections and decision points. Artwork to reflect the post industrial heritage of the area and be constructed from robust materials eg. Corten clad steel
- Relocation of current Palm spp. at central roundabouts to be replaced with commissioned or purchased artwork on a post industrial theme
- Understorey plantings close to cross junctions to be chosen from a limited palette of species and colour in order to give clear directional cues
- Specimen trees at cross junctions and small feature trees at mid blocks chosen to grow to a size that will have clearance under overhead powerlines
- Trees from a limited palette of species and colour at key locations to consolidate the streetscape. Species to be chosen to reflect the proportions of the streets and to consider the new residential zoning
- Upgrade of streets to include regional shared use path (SUP) which connects the site to Liverpool CBD
- Banners at key junctions to assist wayfinding and promote the GRC Parklands



Speed Street Arrival detail area plan



1 Entering Speed Street from the west via Mill Road. The post industrial themed signage, banners, planting and artwork at key roundabouts serve as wayfinding indicators leading visitors towards GRC Parklands

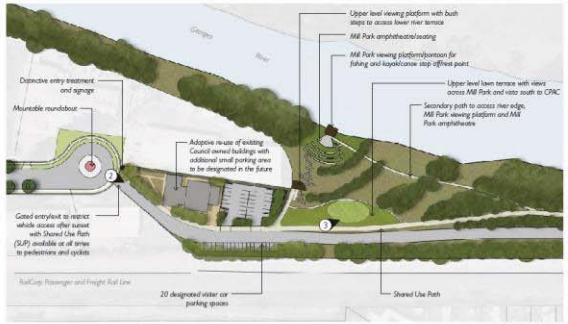
2 View into the GRC Parklands shows post industrial themed signage, banners and feature entry trees which clearly indicate the start of Casula Powerhouse Road and the beginning of a unique Regional Park

DETAIL AREA PLAN - SHEPHERD STREET ENTRY

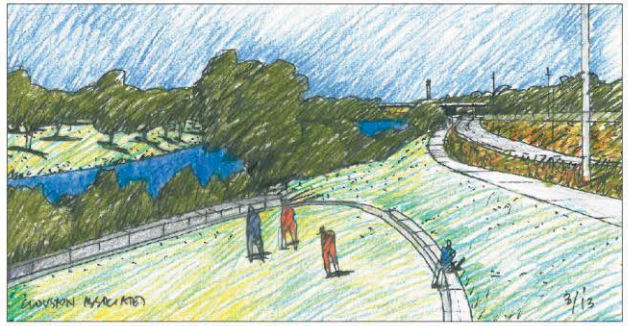
KEY DESIGN FEATURES

Due to the narrow entry frontage into the GRC Parklands this precinct makes use of strong built form and distinctive artwork, banners and signage to set the scene for the visitor experience. Key design elements include:

- A new paving treatment applied to the GRC Parkland entry from the cul-de-sac including a shared pedestrian/vehicle traffic zone
- Upgrade of the Shepherd Street cul-de-sac with a mountable roundabout to allow for larger vehicle traffic to turn and/or enter the GRC Parklands. Mountable roundabout to incorporate a new paving treatment and to be of a more coherent design for entry into a regional parkland
- Major GRC Parklands entry sign
- Information and wayfinding signage at point of entry. Signage to form part of a single design suite throughout the GRC Parklands and the Powerhouse
- Feature trees that enhance and confirm the street arrival and address
- Individual feature trees as part of initial entry that continue the palette of the streetscape
- Adaptive re-use of existing Council owned buildings to be developed in the future to potentially offer long term opportunities for uses such as information centre, artists studios and workshops, bicycle hire, toilets, etc
- Provision of clear vistas of the river, the GRC Parklands and the Powerhouse to the south from level grassed terrace at rear of existing buildings
- Entry gates that provides continuous access for the Shared Use Path (SUP) into the GRC Parklands and restrict vehicle entry after sunset
- SUP design to show clear traffic hierarchy for mixed use and engineered to promote bikeability eg. ramps and turning curves
- A small viewing platform at rivers edge for fishing and as a stop off/rest point for kayaks and canoes
- A terraced amphitheatre/viewing area adjacent to the viewing platform



Shepherd Street Entry detail area plan



3 High point of terrace with overall vista looking south from Mill Park over the GRC Parklands towards the Georges River and the iconic Powerhouse chimney

MATERIALS PALETTE

A distinctive and small planting palette will assist with clear but intuitive wayfinding to the GRC Parklands and the Powerhouse

A single and distinctive design suite for interpretive signage constructed from robust materials

Educational signage along the wetlands boardwalk

Street furniture to be constructed from robust materials capable of withstanding temporary inundation from flood waters

Street furniture 'chunky' in design to reflect a post industrial theme

Simple paving surfaces using broom finish and tinted concrete

Robust gabion style retaining walls

Compacted gravel used at spill out spaces

2

CLOUSTON associates

Georges River Casula Parklands - GRC Parklands

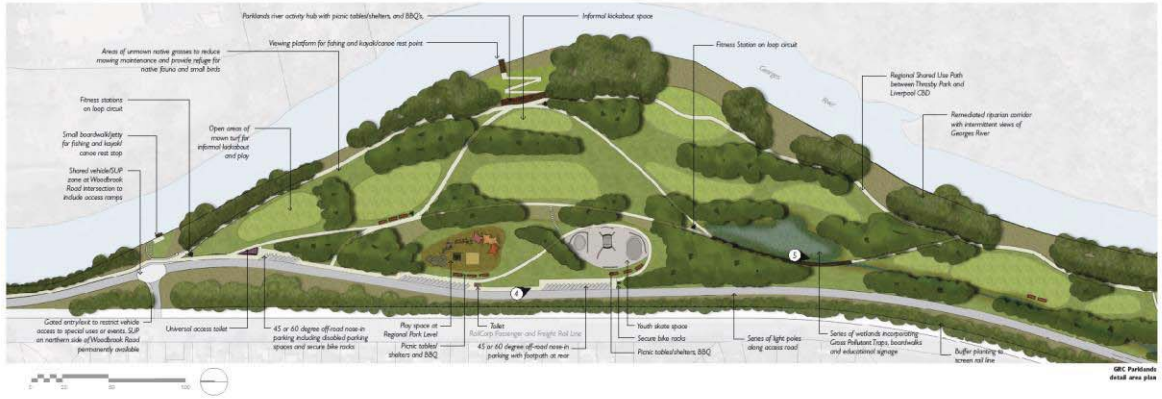
Liverpool city council

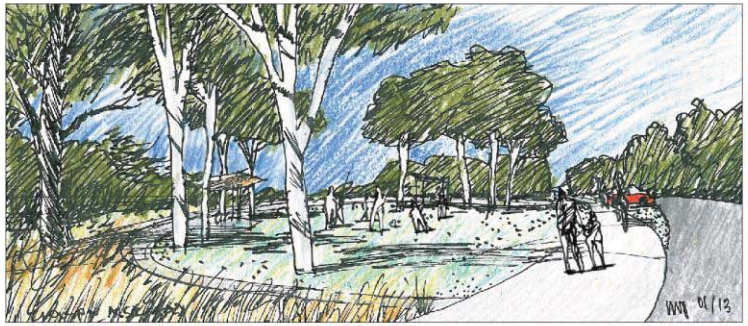
DETAIL AREA PLAN - THE GRC PARKLANDS

KEY DESIGN FEATURES

The central part of the GRC Parklands provides opportunities for a range of passive recreation activities within the main part of the GRC Parklands open space. The Parklands will combine exotic and native trees, native grasses and mown areas of turf. Access to the river is a strong focus in this wider more open section of the Parklands ensuring universal access is available to destination points where possible. Key features include:

- River side activity hub providing main viewing platform for fishing and kayak/canoe rest point with adjacent passive and active recreation amenities (eg. picnic tables/shelters, BBQ's, bins, fitness station and kickabout area for informal play)
- Designated off-road parking located along access road to be positioned at 45 or 60 degree with designated disabled parking spaces and secure bike racks at practicable key locations
- Entry/Exit from Woodbrook Road to be restricted for vehicles (subject to discussion with RailCorp and State Rail)
- Shared traffic zone at Woodbrook Road intersection to include SUP and ramp access from northern side of Woodbrook Road to be available at all times
- Retain and enhance the existing high canopy native trees to provide summer shade and arboreal wildlife refuge (ensure new plantings do not restrict important views or vista). Select GRC Parkland species primarily from the local endemic plant community
- Align groups of feature and avenue trees to optimise north-south views to and along the GRC Parklands to CPAC and located for clear drainage egress during and after periods of flood and inundation
- Rest stops at regular intervals to be off-set from existing and new shared paths providing seating, natural shade and bins
- Open turf areas to be kept mown for informal kickabout and play
- Wetlands to collect and retain stormwater runoff with boardwalks and educational signage. Design to incorporate Gross Pollutant Trap (GPT) with location and design to be addressed at Detail Design Stage
- All furniture, viewing platforms, facilities and amenities to be constructed from robust materials capable of withstanding periods of flood and temporary inundation and designed with a post industrial theme that complements and reflects the heritage of the Powerhouse
- GRC Parkland universal toilets/toilets to be of eco design and located above the more frequent risk flood zone
- Street lighting with flags or banners to be installed along Casula Powerhouse Road
- Wayfinding and interpretive signage to include universal access destination points





4 View from Casula Powerhouse Road of upper-level terrace kickabout space, picnic tables and shelters with adjacent shared pedestrian/cycle path and car parking

5 View south along wetlands edge boardwalk/stormwater retention towards the Powerhouse

MATERIALS PALETTE

Open grassed areas with native trees

Native grasses surround to open kickabout turf areas

Native grasses along pathways decrease mowing regime and assist movement of native wildlife

Picnic shelters and BBQ's built from robust materials

Picnic tables with shade shelters

Robust recycled materials with a post industrial edge

Boardwalks through a series of wetlands

Wetlands to provide wildlife habitat and stormwater detention basins

3

CLOUSTON associates

Georges River Casula Parklands - Casula Powerhouse Arts Centre

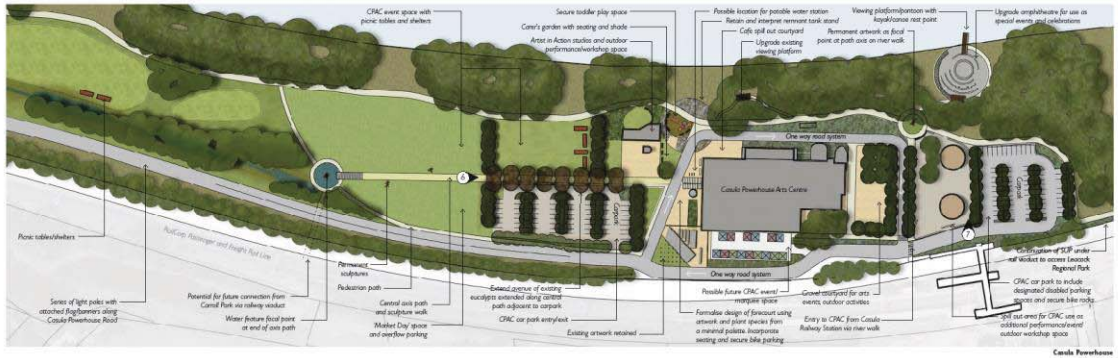
Liverpool city council

DETAIL AREA PLAN - CASULA POWERHOUSE ARTS CENTRE

KEY DESIGN FEATURES

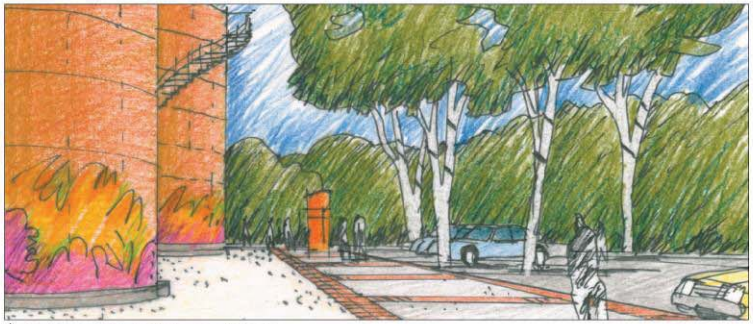
This precinct forms the main activity hub of the GRC Parklands focussed on the arts and heritage of the Casula Powerhouse Arts Centre. This important landscape setting for the building creates simple spaces that can be programmed for a range of uses from the day-to-day to special temporary events. Key features include:

- A simple and robust post industrial heritage curtilage to the CPAC building
- A strong axial geometry incorporating a sculpture walk with permanent artwork for visitors entering CPAC from the GRC Parklands and the carpark to the north
- New CPAC forecourt should be simple in design with plant species from a limited palette using low growing and extremely hardy plants
- Focal water feature at end of sculpture walk and beginning of wetlands
- Retention and sensitive interpretation of remnant tank stand site east of CPAC
- Large open event spaces adjoining the sculpture walk axis
- An Artist in Action studio and outdoor workshop space
- Toddler play space with adjacent carer's rest area provided with seating and natural shade from native trees. Consider species choice from Cumberland Plain plant community
- Upgraded carpark at front of CPAC building with extended eucalypt tree avenue to form strong visual axis and provide additional shade
- Possible future space for temporary events to the west of the CPAC building
- An extended river's edge amphitheatre south east of the CPAC building for education, performance and possible hire for events and celebrations (eg weddings). Space incorporates a small pontoon for fishing and kayak/canoe rest and stop-off
- Artist's outdoor studio and performance/installation/work space, including shaded tree court at rear of CPAC
- CPAC spill out art and performance space adjacent to the existing tanks
- Provide a defined arrival path for pedestrians from Casula station incorporating wayfinding signage and adequate lighting to the entry of CPAC and key adjacent locations. Consider leading visitors via the river foreshore
- Continuation of SUP link to Leacock Regional Park via rail viaduct south of CPAC
- Consider potential for future connection for local residents from Carroll Park via new viaduct west of rail line



Casula Powerhouse Arts Centre detail area plan

View looking south along native tree lined sculpture walk axis path towards the Powerhouse and Entry Forecourt with CPAC event space on the left and the CPAC car park on the right



View of tank area providing additional art and performance space for CPAC events

MATERIALS PALETTE

Robust outdoor meeting spaces

Robust play equipment

Hard surface materials reflecting post industrial heritage

Definative lighting along access road and selected locations

Secure bike parking

Feature native trees along sculpture walk axis path

Distinctive native planting around CPAC forecourt

Weather resistant Corten Steel

4

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Chairperson

ITEM NO: QWN 03
FILE NO: 206911.2015
SUBJECT: Question with Notice - Clr Harle

Could Councillors be provided with an update on the following issues:

1. Bellfield College:
   Council approved a NOM in August 2012, a copy has been attached to this QWN. In relation to the NOM:
   a. Have all conditions of the NOM been carried out?
   b. Councillors to be provided with all relevant information as per NOM.

2. Continuing fill at 235 Denhamcourt Road, Denhamcourt.
   a. What is the current status of this site especially as it is evident that fill including large boulders are continuing to be brought onto the site despite a previous Council investigation?

A response to these questions will be provided in the September 2015 business papers.

ITEM NO: QWN 04
FILE NO: 208656.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

Since the closure of the bowling club early last year there is nothing close to the CBD of Liverpool that provides spaces for older Liverpool residents for sport and recreation.

What has been planned to replace recreation opportunities for older Liverpool residents given the explosion of residential units currently under construction?

A response to these questions will be provided in the September 2015 business papers.

ITEM NO: CONF 01
FILE NO: 195201.2015
SUBJECT: Acquisition of part Lot 3149 DP 1190525, 130 Flynn Avenue, Middleton Grange for drainage and open space purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of part Lot 3149 DP 1190525, 130 Flynn Avenue, Middleton Grange, containing an area of approximately 838.8 square metres for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, classifies the portion of Lot 3149 DP 1190525, 130 Flynn Avenue, Middleton Grange, being acquired as 'Community' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CONF 02
FILE NO: 195390.2015
SUBJECT: Proposed reclassification, rezoning and disposal of Lot 4 DP 1007383, Owl Place, Green Valley

RECOMMENDATION

That Council:

1. Approves the reclassification, rezoning and disposal of Lot 4 DP 1007383, Owl Place, Green Valley, for the price and terms outlined in the confidential attachment;
2. Keeps confidential the attachment supplied under separate cover containing the purchase price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business;
3. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision; and
4. Transfers the net proceeds from the sale back into the relevant Section 94 Contribution Plan.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CONF 03
FILE NO: 197402.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 4 August 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 4 August 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

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

That the recommendation be adopted.

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

THE MEETING CLOSED AT 10.15pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 30 September 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 26 August 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

……

Chairperson

MINUTES OF THE EXTRAORDINARY MEETING HELD ON 2 SEPTEMBER 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment

OPENING 1.08pm

PRAYER The prayer of the Council was read by Alyson Infanti from Liverpool City Council.

APOLOGIES Clr Mamone and Clr Waller

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

On being put to the meeting the motion was declared CARRIED

DECLARATIONS OF INTEREST

Nil

PUBLIC FORUM

Representation – Items on the Agenda

1. **Mr Dan Rose** from Gandangara Local Aboriginal Land Council addressed the Council on the following item:

   NOMR 01 – Rescission of NOM 03 from Council meeting 26 August 2015

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

That a two minute extension of time be given to Mr Dan Rose.

On being put to the meeting the motion was declared CARRIED

2. **Mr Raffaele Catanzariti** addressed the Council on the following item:

   NOMR 01 – Rescission of NOM 03 from Council meeting 26 August 2015

NOTICES OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 221938.2015
SUBJECT: Rescission of NOM 03 from Council meeting 26 August 2015

NOTICE OF MOTION OF RESCISSION

That Council rescinds the resolution relating to NOM 03 Liverpool Bowling Club from the Council Meeting 26 August 2015 as shown below:

That:

1. The demolition of the Bowling Club is put on hold until a Liverpool Listens survey is conducted.

2. No iconic facility to be built in Bigge Park.

3. Council have a briefing session to discuss how the Bowling Club can be incorporated into the Homeless policy drafted by Council.

4. A briefing session be called for Councillors to determine the cost of breaking the contract.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Shelton and Clr Stanley asked that they be recorded as voting against the rescission motion.

After the rescission motion was carried, the motion below was moved.

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

1. That demolition of the Bowling Club located adjacent to Bigge Park proceed.

2. Note that Council previously voted and approved the plan for Bigge Park on 24 September 2014.

3. Note that there was extensive community consultation including public display.

4. That Council write to the State and Federal Governments to seek assistance with homelessness issues in the Local Government area of Liverpool.

5. That Council create a homeless taskforce and invite Councillors, external organisations such as the USU and other external organisations to join.

6. That Council review the Community Consultation policy and provide a report back to Council.

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

Clrs Stanley and Shelton asked that they be recorded as voting against the motion.

THE MEETING CLOSED AT 1.41PM.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 30 September 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 2 September 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

MINUTES OF THE ORDINARY MEETING
HELD ON 30 SEPTEMBER 2015 AND RECONVENED ON 6 OCTOBER 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone (arrived at 7.35pm)
Councillor Ristevski (arrived at 7.35pm)
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Gary Grantham, Acting Chief Executive Officer
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Michael Cullen, Director Economic Development
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.13pm.

OPENING	6.13pm
PRAYER	The prayer of the Council was read by Father Remy Lam Son Bui from All Saints Catholic Parish, Liverpool.
APOLOGIES	Nil

CONDOLENCES

Chris Dunn – read by Clr Stanley

It is with deep regret that I advise Council of the sad passing of Mr Chris Dunn. Chris was a long term resident of Liverpool making his home at Hinchinbrook. Chris passed away on 30th August 2015, after a long illness. He started work after completing an apprenticeship working for more than 20 years for Sydney Water. Chris's contribution to the local community was diverse and invaluable; he was a life member of Parents without Partners and also a volunteer bus driver for South West Community transport and drove buses for James Busby High School and several other Liverpool community groups. He was also a member of Liverpool wood-turners guild and made wooden toys for local children, hospitals and communities in need. Mr Chris Hayes described him recently in Federal Parliament "as a very popular, gregarious and larger-than-life character, always there to help when needed."

Chris Dunn was a long term member of the Labor Party and because of his wish to help his community ran for Liverpool Council twice once in 1999 falling just short of the required votes to be elected and again in 2008.

A number of staff in Council's Community Planning and Development worked closely with Chris in his capacity as a local volunteer and were saddened by his passing. They have asked that their appreciation for his work be noted and they wish to pass on their condolences to Chris's family. The staff have provided the following thoughts about Mr Dunn: "for many years Chris was a volunteer bus driver for the Mayoral Concert, Discovery Tours, Sorry Day and other community programs. There was always praise given for Chris's gentle and kind nature. Chris was also involved in the Hinchinbrook Management Committee for many years. A valuable volunteer, Chris will be remembered as a lovely gentleman, who assisted Council on many occasions through his volunteer work. Chris was a nice and caring person."

I offer my condolences to his family, especially his wife, Sue, and his mother, Margaret. I ask Council to provide a copy of this motion and Council condolences to his family.

RECOMMENDATION:

That Council:

1. Express its deepest sympathy to Mr Dunn's family, especially his wife, Sue and his mother, Margaret.

2. Provide a copy of this motion and a letter of Condolence to his family.

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That the recommendation be adopted.

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

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the minutes of the Ordinary Meeting held on 26 August 2015 and the Extraordinary Meeting held on 2 September 2015 be confirmed as a true record of that meeting subject to the minutes of the 26 August 2015 meeting being corrected (on page 45) on CFO 01 (Nomination for Liverpool Cit Council member on Luddenham Quarry Community Consultative Committee) to show that Councillor Harle was the Councillor nominated to represent Council on the Committee.

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

DECLARATIONS OF INTEREST

Clr Stanley declared a pecuniary interest in the following Item:

Item NOM 09: Phase Three Land Reclassifications and Rezonings
Reason: Clr Stanley owns property in the area of one of the parks in question.

Clr Stanley left the Chambers for the duration of the Item.

Clr Shelton declared a pecuniary interest in the following Item:

Item CONF 12: ST2483 Provision of Expert Legal Services
Reason: Clr Shelton has had business dealings with various tendering parties.

Clr Shelton left the Chambers for the duration of the Item.

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

Item DCC 03: Grants and Donations
Reason: One of the proposed recipients of a donation is a family friend and their father lives in his investment property.

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

PUBLIC FORUM

Presentation – Items not on agenda

1. **Ms Marella Harris** addressed the Council on offensive noise and investigations.

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

That a two minute extension of time be given to Marella Harris.

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

Representation – Items on agenda

1. **Ms Lisa Warton** addressed the Council on the following Item:

   NOM 09 - Phase Three Land Reclassifications and Rezonings

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

That a two minute extension of time be given to Lisa Warton.

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

2. **Mr Peter Maatouk** addressed the Council on the following Item:

   NOM 03 - Investigation into allegations made in NSW Legislative Council about Liverpool Council

Clr Stanley asked that her concerns regarding the legality of Mr Maatouk's comments be noted.

3. **Ms Rima Katrib** addressed the Council on the following Item:

   NOM 07 - Pump House (Coffee Shop) Bigge Park Liverpool

4. **Mr Joseph Rodi** addressed the Council on the following Item:

   NOM 04 - Housing Crisis

5. **Ms Melinda Cruz** will address Council on the following Item:

   NOM 08 - Action Forum for the Women of the Western Sydney Region

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

That a two minute extension of time be given to Melinda Cruz.

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

6. **Ms Ruby Walker** addressed Council on the following Item:

   NOM 09 - Phase Three Land Reclassifications and Rezonings

MAYORAL MINUTE

SUBJECT: Support and Encouragement for UNSW Landscape Architecture Students
As part of UNSW's landscape architecture undergraduate degree program, 3rd year students are currently undertaking a course titled "landscape design 6: design with a complex program". Their task is to provide a comprehensive vision for the riverfront lands, extending from Liverpool hospital in the north east, to Light Horse Park in the south, and present ideas to reconnect Liverpool City Centre with the east bank of the river.

On Monday 17 August, Council hosted a one-day intensive design charrette for 45 students. These students worked together in small groups of 4-5 persons and develop initial ideas for a master plan which could be refined throughout the semester. Also in attendance were staff from Council's City Design, Community Planning, Property Services, and Library Heritage sections, who provided background information and history of the study area, as well as advice and feedback on the numerous great ideas presented by students.

Council was thanked by UNSW for the generous support thus far and look forward to continuing engagement. As a result, UNSW has invited Council to further assist students by involvement in a juror panel to help determine the most outstanding master plan.

RECOMMENDATION:

That Council:

1. Acknowledges that new ideas by students can contribute to Building Our New City.

2. Acknowledges the role of landscape design in the future development of Our City.

3. Acknowledges the importance of cultivating a supportive relationship with UNSW.

4. Provide continuing in-kind support for students including involvement in juror panel convened by UNSW Architecture and Design Faculty and selection of best group master plan and individual contribution.

5. Provide up to $1000 as a group prize to those students who contribute the best landscape master plan for the City Centre Riverfront.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Miller Public School and sister school in Chile

Towards the end of 2014, Miller Public School established a sister school partnership with Liceo Rural de Putu in Chile. The sister school partnership between the two schools was established by the School Counsellor, Grace Canales, at Miller Public School.

The idea for the sister school partnership was born when Ms Canales, who originates from Chile, visited her sister in Chile. As part of the partnership a teacher and a student from Liceo Rural de Putu were invited to travel to Australia and visit the Miller Public School and arrived in Australia on Sunday 27 September.

The Miller Public School agreed to cover half the costs of the airfares with the Liceo Rural de Putu school and Ms Canales has already covered those expenses out of her own pocket.

On the basis that a sister school partnership has formed within our local community, Council should provide assistance and funding towards the airfares on behalf of Ms Canales and the Miller Public School. The Miller Public School Principal, Ms Bronwyn York has informed Council that the cost of half the airfares amounted to $1500, therefore Council should provide financial assistance by way of reimbursement to Ms Canales to the amount of $1500.

RECOMMENDATION:

That Council:

1. Commends the formation of the sister school relationship between Miller Public School and Liceo Rural de Putu school in Chile.

2. Commends the Principal Bronwyn York and Miller Public School Counsellor Grace Canales for their initiative in establishing the sister school relationship.

3. Reimburse Grace Canales of Miller Public School the sum of $1500 that she paid towards half the airfares from Chile to Australia of the school teacher and student from Chile.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

SUBJECT: Legal Response to Concrete Recycling Facility

On September 11, 2015 the Planning Assessment Commission (PAC) approved the construction of the controversial Moorebank Waste and Recycling Facility on the banks of the Georges River.

This facility will handle approximately 500,000 tonnes of construction waste per year and sits next to brand new residential housing estate, and a proposed luxury marina on the George's River. Our council has worked to develop a positive plan for our community and the prime waterfront land alongside our beautiful George's River. This facility will spoil those plans.

PAC approved the final decision after the NSW Department of Planning progressed the application and recommended its approval. This decision by the PAC was made despite a vigorous defence mounted by the Liverpool Council, our State MP Melanie Gibbons and Federal MP Craig Kelly, and members of the community.

The decision by the PAC in the face of sound planning arguments has outraged all involved in the staunch defence of residents in Georges Fair and the greater Liverpool area.

Previously, this council had assured the community that we will engage in a legal challenge in the Land and Environment Court and seek to overturn this decision.

Consequently, Council has sought legal advice and will pursue all available legal avenues to argue against this development. We will also continue to stand by the residents in voicing their opposition to the concrete recycling plant.

RECOMMENDATION:

That Council:

1. Write to the NSW Planning Minister to express our disappointment to the decision by the PAC to approve this facility and inform him that we will oppose the decision in the Land and Environment Court.

2. Delegate authority to the Chief Executive Officer to commence legal proceedings against any and all relevant parties in relation to Planning Assessment Commission determination D356/15 and Part 3A application 05-0157, concerning the approval of a waste recycling facility in Moorebank.

3. Authorise the Chief Executive Officer to explore all avenues including the potential of a land swap and site testing to stop the proposed development proceeding, should legal action be unsuccessful; And

4. Write to the affected residents to advise them of Liverpool Council's planned course of action, and continue to update them periodically on the progress of our legal challenge.

5. Notes the confidential legal advice received by Liverpool Council in regards to a legal challenge.

Motion: **Moved: Mayor Mannoun**

That this item be dealt with in closed session at the end of the meeting in accordance with Section 10(A)(2)(g) of the Local Government Act.

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

MAYORAL MINUTE

SUBJECT: Korean War Veterans Memorial

On November 1st at Bigge Park Liverpool Council with veterans of the Korean War will be unveiling a plinth dedicated to the Australian soldiers still missing in action from the Korean War.

Another sad chapter from our history, the Korean War marks the beginning of open hostilities that would be part of the so called Cold War. Australia joined the United States and other allies in the war and fought against the tyranny of North Korea that threatened to consume the country.

In the 3 years of hostilities before the ceasefire Australia suffered nearly 2000 casualties; killed, wounded or still missing in action. It is to those 43 men who still remain on the Korean battle field, their bodies' un-located, that we particularly honour with this memorial. Their names and rank are listed on the plaque.

To foster the memory of those who served and were lost in the Korean conflict Council should provide every assistance to the Korean War Veterans Association for the event to honour the memories of our Australian Soldiers.

Special acknowledgement is deserved to Mr Sheridan O'Brien, himself a veteran of the war, and member of Korean War Veterans Association. Korea is sometimes miss characterised as "The Forgotten War" but with active veterans like Mr O'Brien we can ensure that the lives of all soldiers who served are not forgotten.

RECOMMENDATION:

That Council:

1. Acknowledges the Korean War Veterans and the service to their country.

2. Supports the commemorative day by donating $3500 to cover associated requirements with the November 1st unveiling.

3. Congratulate Mr Sheridan O'Brien for his initiative and hard work.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Clr Mamone and Clr Ristevski arrived at the Chambers at 7.35pm

Clr Karnib, Clr Stanley, Clr Shelton and Clr Waller left the Chambers at 7.38pm

MAYORAL MINUTE

SUBJECT: Lies told under Parliamentary Privilege

On the 10th of September 2015 a series of lies were told by Robert Borsack, a Member of the Shooters and Fishers Party. The lies, told under the protection of Parliamentary Privilege are part of an ongoing campaign against the Mayor, the Liverpool CEO and Council staff.

The statement was made in a cowardly fashion during an adjournment debate in the Legislative Council. Had Mr Borsak made these fabricated allegations outside of the protection of Parliamentary Privilege they would have deemed defamatory.

The importance of free speech during parliamentary proceedings is paramount and necessary in the development of policy and legislation. However, serious questions must be asked when a Member of Parliament uses free speech under the cloak of parliamentary privilege as a sword to attack the character of people rather than a shield to protect good government.

Following the speech Council quickly examined the statement and publicly refuted all the lies.

RECOMMENDATION:

That Council:

1. Condemns the cowardly and inappropriate behaviour of the MP Robert Borsak in the Upper House on 10th of September when he engaged in a series of lies about individuals at Liverpool Council.

2. Notes that Council did respond swiftly and publicly to examine and refute the lies that were told.

3. Confirms publicly that Council has not been contacted by the Minister for Local Government or Division of Local Government in relation to an investigation into the lies.

4. Notes that the Mayor has written to the Minister for Local Government welcoming him to conduct an investigation into the MP's dishonest statement. (Letter attached)

5. Recommends that anyone with information about illegal activities contacts the relevant authorities.

6. Recommends lawyers acting on behalf of Council, the Mayor and the CEO, examine whether a case for defamation exists, where the statements have been reproduced outside of parliamentary privilege.

7. Congratulates our local media for recognising that Mr Borsak's statement lacked any credibility.

8. Writes to the Parliament of NSW to seek a review of the rules surrounding parliamentary privilege.

Motion: **Moved: Mayor Mannoun**

That Council:

1. Condemns the inappropriate behaviour of the MP Robert Borsak in the Upper House on 10th of September when he engaged in a series of lies about individuals at Liverpool Council.

2. Notes that Council did respond swiftly and publicly to examine and refute the lies that were told.

3. Confirms publicly that Council has not been contacted by the Minister for Local Government or Division of Local Government in relation to an investigation into the lies.

4. Notes that the Mayor has written to the Minister for Local Government welcoming him to conduct an investigation into the MP's dishonest statement. (Letter attached)

5. Recommends that anyone with information about illegal activities contacts the relevant authorities.

6. Seek advice to examine whether a case for defamation against Council exists.

7. Congratulates our local media for recognising that Mr Borsak's statement lacked any credibility.

8. Writes to the Parliament of NSW and the LGNSW to seek a review of the rules surrounding parliamentary privilege.

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

Note: Clr Stanley, Clr Waller, Clr Karnib and Clr Shelton were not in the Chambers when the item was voted on.

Mayor Mannoun called for a recess of Council at 7.40pm.

Mayor Mannoun reopened the meeting at 8.06pm

Liverpool city council
creating our future together

MAYOR
NED MANNOUN

Phone 9821 9150 Email mayor@liverpool.nsw.gov.au

Our Ref: 256289 2015
Contact: Lauren Myers 9821 9150

30 September 2015

The Hon. Paul Toole MP
Minister for Local Government
GPO Box 5341
SYDNEY NSW 2001

Dear Minister,

On the 10th of September this year a member of the Upper House, Robert Borsak, told some lies regarding myself and the CEO of Liverpool Council, Mr Carl Wulff.

This of course occurred under the protection of Parliamentary Privilege and the cowardly lies were not repeated outside of the Legislative Council chambers.

In the interests of transparency I am writing to inform you that I would welcome an inquiry into any of the lies purported by Mr Borsak.

I attach a copy of the Hansard for you convenience.

Yours faithfully,

Ned Mannoun
Mayor

Customer Service Centre [illegible] Moore Street, Liverpool NSW 2170, DX 5030 Liverpool
All correspondence to Locked Bag 7064, Liverpool BC NSW 1871 [illegible] Centre 1300 36 2170
Fax 9821 9333 Email [illegible] Web www.liverpool.nsw.gov.au ABN 15 76 77 ABN 84 181 182 671

The views expressed in this correspondence are those of the author and not necessarily those of Liverpool City Council

NOTICES OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 245882.2015
SUBJECT: Notice of Motion of Rescission - NOM 04 Orthodox Interfaith Lunch 2016 from the Council meeting of 26 August 2015

NOTICE OF MOTION OF RESCISSION

That Council rescinds the resolution relating to NOM 04 Orthodox Interfaith Lunch 2016 from the Council Meeting 26 August 2015, namely point 6 of the resolution as shown below:

That Council:

1. Congratulate staff and in particular Alyson Infanti, Maree Stewart and Lauren Myers for their hard work and support of the event.

2. Council write to the folk dancing groups Ilinden, Vardar and Izvor for donating their time in performing. Also write to the MC Zack Gulevski for giving up his time for the event.

3. Congratulate Mayor Ned Mannoun, Councillors Sabrina Mamone, Gus Balloot, Peter Harle and Geoff Shelton for showing their support in attending the event.

4. Write to the Liverpool Catholic Club and thanking them for their professionalism in catering for the event for all members of the community.

5. Report to Council on the best way to conduct Interfaith functions in the future.

6. Notes with regret the late change to the running order on the day which withdrew the invitation to speak at the event of the Hon. Laurie Ferguson MP Member for Werriwa. Council sincerely apologises to Hon Mr Ferguson for this change. Council notes Hon. Mr Ferguson's long term support of Liverpool and its residents and all ethnic groups and cultures.

7. The Mayor on behalf of Council writes to Hon Laurie Ferguson to apologise for any inconvenience caused.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

On being put to the meeting the resolution from the 26 August 2015 Council meeting was Rescinded (to remove points 6 and 7 of the motion).

Division called:

Vote for: Mayor Mannoun
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Balloot
Clr Mamone

Vote against: Clr Karnib
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Waller

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Congratulate staff and in particular Alyson Infanti, Maree Stewart and Lauren Myers for their hard work and support of the event.

2. Council write to the folk dancing groups Ilinden, Vardar and Izvor for donating their time in performing. Also write to the MC Zack Gulevski for giving up his time for the event.

3. Congratulate Mayor Ned Mannoun, Councillors Sabrina Mamone, Gus Balloot, Peter Harle and Geoff Shelton for showing their support in attending the event.

4. Write to the Liverpool Catholic Club and thanking them for their professionalism in catering for the event for all members of the community.

5. Report to Council on the best way to conduct Interfaith functions in the future.

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

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 220743.2015
SUBJECT: Timing of Committee meetings

NOTICE OF MOTION

That all committee meetings commence from 6pm onwards.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Hadchiti**

That the CEO be authorised with the membership of the new committees to make changes to meeting times to suit the participation and to come back to the next Council meeting with some suggestions.

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

ITEM NO: NOM 02
FILE NO: 241530.2015
SUBJECT: Lurnea High School 50th Anniversary

NOTICE OF MOTION

That Council:

1. That Council notes Lurnea High School 50 years of providing quality education to students of Liverpool.

2. Writes to the Principal congratulating the school on the anniversary and the events which celebrated the milestone.

COUNCIL DECISION

Motion **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: NOM 03
FILE NO: 244447.2015
SUBJECT: Investigation into allegations made in NSW Legislative Council about Liverpool Council

NOTICE OF MOTION

1. Have Council officers been made aware of an investigation by the Minister for Local Government or Division of Local Government into these outrageous allegations?

2. If not, Council request such an immediate independent investigation to assist in clearing the names of those who were named in the speech?

COUNCIL DECISION

Motion **Moved: Clr Ristevski**

1. Have Council officers been made aware of an investigation by the Minister for Local Government or Division of Local Government into these outrageous allegations?

2. If not, Council request that the matter be referred to the Office of Local Government to be investigated by Weir Pty Ltd or another qualified company.

Foreshadowed motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council request that the matter be referred to the Office of Local Government to be investigated by a qualified company.

Mayor Mannoun ruled that the motion (moved by Clr Ristevski) was out of order and as such, the motion was not put to the meeting.

The Foreshadowed motion (moved by Clr Stanley) was then put to the meeting and was declared CARRIED.

Clr Mamone left the Chambers at 8.39pm.

ITEM NO: NOM 04
FILE NO: 245538.2015
SUBJECT: Housing Crisis

NOTICE OF MOTION

That:

1. The CEO write to the Housing Minister congratulating him on this innovative concept and invite him to do the same in Liverpool.

2. Setup a housing crisis Councillor Taskforce to be chaired by Councillor Ristevski and made up of all Councillors to co-ordinate with the relevant stakeholders in finding solutions to this problem in our LGA.

COUNCIL DECISION

Motion **Moved: Clr Ristevski** **Seconded: Clr Stanley**

That:

1. The CEO write to the Housing Minister congratulating him on this innovative concept and invite him to do the same in Liverpool.

2. Amend the Homelessness Taskforce established at the Extraordinary Council meeting of 2 September 2015 to include a housing crisis focus. The taskforce is to be chaired by Councillor Ristevski and made up of all Councillors to co-ordinate with the relevant stakeholders including the Salvation Army in finding solutions to this problem in our LGA.

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

Clr Mamone returned to the Chambers at 8.42pm.

ITEM NO: NOM 05
FILE NO: 245553.2015
SUBJECT: Customer Service

NOTICE OF MOTION

That Council:

1. Open Customer Service on Saturdays from 9am-1pm for a three month trial period.

2. Have one planner working during this period to assist ratepayers with their planning queries.

3. Advertise the Saturday opening period of our Customer Service period in both local papers and South West Voice including our ratepayers newsletter and our website/Facebook page to get the message to our ratepayers so that the three month trial period is effective.

COUNCIL DECISION

Motion **Moved: Clr Ristevski** **Seconded: Clr Waller**

That Council:

1. Consider opening the Customer Service on Saturdays from 9am-1pm for a three month trial period.

2. Have one planner working during this period to assist ratepayers with their planning queries.

3. Conduct a staff and community survey to engage if there is support for Saturday opening hours for the Customer Service Centre with a report to come back to the next Council meeting. If there is a demand, what is the cost?

4. That a report be brought back to the next Council meeting that addresses:

   - How many Council staff have left since Council voted to go ahead with the partnership and and what were the reasons behind it?

   - How much has the new customer service centre cost in total?

   - That an accurate organisational structure showing all positions within the Customer Service division and note whether these positions are filled now by Council staff, Propel staff or agency staff.

   - Outline exactly what new equipment or programs will be purchased or installed to assist staff in the Customer Service division including telephones and customer service software.

5. In relation to the smell of raw sewerage which is currently in the Customer Service area:

    - Staff be moved to a safe place to work that is not impacted by the smell
    - Work to fix the source of the smell be arranged immediately
    - Any carpets that have been impacted be replaced as a matter of urgency
    - A report be prepared on how this matter was handled and why it has been allowed to drag on for 6 days
    - Survey staff morale

6. Ensure there are adequate public toilets for the public in the Customer Service area.

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

ITEM NO: NOM 06
FILE NO: 245569.2015
SUBJECT: Determination Moorebank Recyclers by Planning Assessment Commission

NOTICE OF MOTION

That Council:

1. Discuss options available to it to appeal this decision.

2. To allow discussion it would be appreciate if staff could provide a briefing paper outlining the timeline of this application.

3. Provide any legal advice available to assist Councillors to discuss options for this development approval. (Under confidential cover as necessary.)

COUNCIL DECISION

Note: This item was dealt with in conjunction with the Mayoral Minute – Legal Response to Concrete Recycling Facility, on pages 55-56 of these minutes.

ITEM NO: NOM 07
FILE NO: 245625.2015
SUBJECT: Pump House (Coffee Shop) Bigge Park Liverpool

NOTICE OF MOTION

That Council:

1. Receive a report for the October 2015 Council meeting into The Pump House Coffee Shop in Bigge Park.

2. The report should include but not be limited to the following:
   a) Costs and scope of all works at the site since July 2013
   b) Who provided the works-Council day labor, Council contractors, leasee,
   c) Were there also inkind works? If so, what did these works involve?
   d) What was the value of the initial lease.
   e) What is the expected value of new lease, what terms will this take?
   f) Has Council been provided with details of turnover, profit of the Pump House since opening if so can it be provided.

*(Under confidential cover as necessary.)

COUNCIL DECISION

Motion **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: NOM 08
FILE NO: 245662.2015
SUBJECT: Action Forum for the Women of the Western Sydney Region

NOTICE OF MOTION

That:

1. Council host a Women's Forum at the Casula Powerhouse in November 2015 with the focus of the following motion:

   "To form an Organisation for Women to represent the interests of those in the Western Sydney Region with its Board comprising of the following membership:

   a) A maximum of two female Councillors from each council and
   b) Two non-Council representatives including one from each Local Government Areas of each member Council:

      i. A community representative or not for profit organisation, and
      ii. A prominent business woman
      iii. All nominations be returned to Council and considered in Confidential session."

2. Send an invite, from Clr Sabrina Mamone, to all the female Western Sydney Councillors inviting them to the Women's Forum attaching a copy of this Notice of Motion.

COUNCIL DECISION

Motion **Moved: Clr Mamone** **Seconded: Clr Hadid**

That:

1. Council host a Women's Forum at the Casula Powerhouse in November 2015 with the focus of the following motion:

   "To form an Organisation for Women to represent the interests of those in the Western Sydney Region with a Board comprising of the following membership:

   a) A maximum of two female Councillors from each council and
   b) Two non-Council representatives including one from each Local Government Area of each member Council which includes:

      i. A community representative or not for profit organisation, and
      ii. A prominent business woman"

   c) All nominations be returned back to Council to be considered in a Confidential session.

   d) Council write to all Ministers for relevant funding that may be available.

2. Allow Clr Sabrina Mamone to invite all the female Western Sydney Councillors to the Women's Forum attaching a copy of this Notice of Motion.
3. Allow Clr Sabrina Mamone to invite any relevant Members of Parliamant to attend the Forum in November.
4. Allow Clr Sabrina Mamone to liaise with WSROC and MACROC for assistance which may be required.

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

Clr Stanley left the Chambers at 8.57pm.

ITEM NO: NOM 09
FILE NO: 245695.2015
SUBJECT: Phase Three Land Reclassifications and Rezonings

NOTICE OF MOTION

That Council forthwith discontinue its attempts to reclassify, rezone and dispose of the following properties:

- 124A Wonga Road, Lurnea (McCarthy Park)
- Part of 15 Qantas Boulevard, Middleton Grange (Part of Stante Reserve)
- 8 Ferrington Crescent, Liverpool (Ferrington Park)
- 20A Frazer Avenue, Lurnea (Baker Park)
- 84A St Andrews Boulevard, Casula (St Andrews Park)
- 26 Wendlebury Road, Chipping Norton (Wendlebury Park)
- 22 Box Road, Casula (Mimosa Park)
- 72A Grevillea Crescent, Prestons (Acacia Park)
- 230 Newbridge Road, Moorebank (Part of Regan Park)
- 99-101 Rose Street, Liverpool (Part of Pearce Park)
- 12A Brain Avenue, Lurnea (Hannan Park),
- and Thawaral and Hazel Bradshaw parks to the extent as much might still be under consideration.

COUNCIL DECISION

Motion **Moved: Clr Shelton** **Seconded: Clr Harle**

1. That Council forthwith discontinue its attempts to reclassify, rezone and dispose of the following properties:

    - 124A Wonga Road, Lurnea (McCarthy Park)
    - Part of 15 Qantas Boulevard, Middleton Grange (Part of Stante Reserve)
    - 8 Ferrington Crescent, Liverpool (Ferrington Park)
    - 20A Frazer Avenue, Lurnea (Baker Park)
    - 84A St Andrews Boulevard, Casula (St Andrews Park)
    - 26 Wendlebury Road, Chipping Norton (Wendlebury Park)
    - 22 Box Road, Casula (Mimosa Park)
    - 72A Grevillea Crescent, Prestons (Acacia Park)
    - 230 Newbridge Road, Moorebank (Part of Regan Park)
    - 99-101 Rose Street, Liverpool (Part of Pearce Park)
    - 12A Brain Avenue, Lurnea (Hannan Park),

- and Thawaral and Hazel Bradshaw parks to the extent as much might still be under consideration.

2. A report be brought to Council on possible park upgrades.

Amendment: Moved: Clr Hadchiti Seconded: Clr Hadid

1. That the item be deferred to the next Council meeting, alongside the Council officers report in relation to community consultation on the pocket parks mentioned above.

2. That the report also report on possible park upgrades on those parks that are not recommended for sale.

3. Officers list the park priority for this financial year.

4. Officers report back on a funding source if needed to immediately undertake works at one or any of those parks.

On being put to the meeting the Amendment (moved by Clr Hadchiti) was declared CARRIED.

The Amendment then became the motion and on being put the meeting was declared CARRIED.

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Clr Stanley returned to the Chambers at 9.18pm.

Mayor Mannoun left the Chambers at 9.18pm and the Deputy Mayor, Clr Balloot took the Chair.

ITEM NO: NOM 10
FILE NO: 245726.2015
SUBJECT: Air Quality Monitoring

NOTICE OF MOTION

That Council generates a report for the next Council Meeting Council addressing the following questions.

1. In light of the above concerns, what practical options could Council implement to better monitor and control the amount of dust particles that settle in residential areas within close proximity Building Material Waste Recycling Centres located in the Liverpool LGA?

2. Based on the recent decision by the NSW PAC and its approval for the Moorebank Waste Recycling Centre, what practical options are available to Council to ensure that the plant operates within the conditions of consent and in particular to air quality?

3. What would be the cost of purchasing portable air quality monitoring equipment that could be set up in areas of concerns considered problematic?

4. In the case of the Moorebank Recycling Centre, does Council have the power/authority to ensure that independent 24 hour 7 days a week air quality monitoring takes place and that the information is published on the Council Website on a regular basis?

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

Mayor Mannoun returned to the Chambers at 9.26pm.

Clr Balloot left the Chambers at 9.27pm.
Clr Hadchiti left the Chambers at 9.28pm.
Clr Balloot returned to the Chambers at 9.29pm.
Clr Hadchiti returned to the Chambers at 9.30pm.

ITEM NO: NOM 11
FILE NO: 245744.2015
SUBJECT: Recovering Plans

NOTICE OF MOTION

That Council:

1. Report at the next Council Meeting on what records were actually lost
2. Come up with an action plans in assisting in recovering house plans for those homes and report back to council at the next meeting.

COUNCIL DECISION

Motion **Moved: Clr Mamone** **Seconded: Clr Waller**

That Council:

1. Report back to Council on what records staff believe was lost in the fire and what can be done to address the matter, including costs of an audit.

Put a policy in place to deal with records that were burnt

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 220518.2015
SUBJECT: DA-66/2015 - Construction of 19 detached and 4 semi-detached dwellings and community title subdivision on proposed development Lots 5 and 10 within proposed Lot 22, in the Plan of Subdivision of Lots 31 and 32 in DP 1181985 within the former New Brighton Golf Course

RECOMMENDATION

That Council approves Development Application DA-66/2015, subject to the amended conditions of consent (Attachment 4)

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 02
FILE NO: 221998.2015
SUBJECT: DA-198/2015 - Three stage Torrens title subdivision and construction of 12 dwellings at Lot 310 DP 1186176 Bryant Avenue, Lot 311 DP 1186176 Flynn Avenue, and Lot 2 DP 1184259 Genairco Park, Hall Circuit, Middleton Grange

RECOMMENDATION

That Council approves Development Application DA-198/2015, subject to the recommended conditions of consent contained within the Council officer's report (attached).

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 03
FILE NO: 222261.2015
SUBJECT: DA-1105/2014 - Demolition of existing structures and Torrens title subdivision over 2 stages: Stage 1 seeks approval for the creation of five lots. Stage 2 seeks approval for the creation of 24 lots and demolition at 636 Hoxton Park Road, Hoxton Park

RECOMMENDATION

That Council approves Development Application DA-1105/2014, subject to the recommended conditions of consent contained within the Council officer's IHAP report (attached).

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 04
FILE NO: 224036.2015
SUBJECT: DA-180/2015 - Two lot Torrens title subdivision at 64 Pleasure Point Road, Pleasure Point

RECOMMENDATION

That Council approve Development Application DA-180/2015, subject to the recommended conditions attached to the Council officer's IHAP report.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

ITEM NO: IHAP 05
FILE NO: 225082.2015
SUBJECT: DA-630/2014 - Three lot Torrens title subdivision at 20 First Avenue, Hoxton Park

RECOMMENDATION

That Council approves Development Application DA-630/2014, subject to the recommended Conditions of Consent attached to the Council Officer's report.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Waller

Vote against:
Clr Harle
Clr Shelton
Clr Stanley

ITEM NO: IHAP 06
FILE NO: 225142.2015
SUBJECT: DA-304/2015 - Three lot Torrens title subdivision at 11 Bullrush Cr, Voyager Point

RECOMMENDATION

That Council approve Development Application DA-304/2015, subject to the recommended conditions attached to the Council officer's IHAP report (Attachment No 2)

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

Amendment: Moved: Clr Harle **Seconded: Clr Mamone**

That the application be deferred and the applicant be invited to amend the application to two lots and a report be brought back to Council once a response has been received.

On being put to the meeting the Amendment (moved by Clr Harle) was declared LOST.

Vote for:
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Waller

Vote against:
Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Hadchiti
Clr Shelton
Clr Stanley

The motion (moved by Clr Hadchiti) was then put to the meeting and was declared LOST.

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid

Vote against: Clr Harle
Clr Karnib
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Mamone
Clr Waller

As both the Amendment and Motion were lost when put to the meeting, IHAP 06 was resubmitted for Council to consider and the following motion was moved:

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

Foreshadowed motion: **Moved:Clr Harle** **Seconded: Clr Mamone**

That the application be deferred and the applicant be invited to amend the application to two lots and a report be brought back to Council once a response has been received.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared LOST.

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid

Vote against: Clr Harle
Clr Karnib
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Mamone
Clr Waller

The foreshadowed motion (moved by Clr Harle) then became the motion and on being put to the meeting was declared CARRIED.

Vote for: Mayor Mannoun
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Waller

Vote against: Clr Balloot
Clr Hadid
Clr Hadchiti
Clr Shelton
Clr Stanley

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEO 01
FILE NO: 089696.2015
SUBJECT: Corporate Sponsorships

RECOMMENDATION

Endorses the Financial Contributions Panel's recommendations for the provision of $30,750 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $30,750 is endorsed, the remaining balance will be $20,750

Applicant name	Amount
Igbo Community Australia (in partnership with Liverpool MRC and Rwandan Community of NSW)	$5,000 ex gst
Wattle Grove Public School	$500 ex gst
Lurnea High School	$250 ex gst
Western Sydney Wanderers	$25,000 ex gst

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Stanley**

That Council approves the provision of $5,750 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. Council note that the remaining balance will be $45,750.

Applicant name	Amount
Igbo Community Australia (in partnership with Liverpool MRC and Rwandan Community of NSW)	$5,000 ex gst
Wattle Grove Public School	$500 ex gst
Lurnea High School	$250 ex gst

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

ITEM NO: CEO 02
FILE NO: 241681.2015
SUBJECT: Carnes Hill Precinct Signage

RECOMMENDATION

That Council note the contents of this report.

COUNCIL DECISION

Motion **Moved: Clr Stanley** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 214003.2015
SUBJECT: Review of Delegations by Council to the Chief Executive Officer

RECOMMENDATION

That Council:

1. Note this report;

2. Delegates to the Chief Executive Officer the delegations set out in the Delegations to the Chief Executive Officer, as attached to this report.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Clr Karnib, Clr Shelton and Clr Stanley asked that they be recorded as voting against the motion.

MOTION TO BRING ITEM FORWARD

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That CFO 05 be brought forward and dealt with now.

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

ITEM NO: CFO 02
FILE NO: 228280.2015
SUBJECT: Election of Deputy Mayor

RECOMMENDATION

That Council proceeds with the election of the Deputy Mayor to be conducted by the Returning Officer.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Method of Election

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

That the method of election for the position of Deputy Mayor of Liverpool City Council for the term 30 September 2015 to 9 September 2016 be determined by open vote.

Amendment: **Moved: Clr Harle** **Seconded: Clr Stanley**

That the method of election for the position of Deputy Mayor of Liverpool City Council for the term 30 September 2015 to 9 September 2016 be determined by preferential ballot.

On being put to the meeting the Amendment (moved by Clr Harle) was declared LOST.

The motion (moved by Mayor Mannoun) was then voted on and on being put to the meeting the motion was declared CARRIED.

Nominations:

Nominations were called for the position of Deputy Mayor by the Acting Chief Executive Officer as the Returning Officer.

The Acting Chief Executive Officer advised that three nominations had been received being for Clr Waller, Clr Harle and Clr Hadchiti. The following votes were recorded:

Clr Waller – 4 votes
Clr Harle – 1 vote
Clr Hadchiti – 6 votes

Clr Hadchiti was declared the Deputy Mayor.

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

That:

1. Councillor Hadchiti be declared the Deputy Mayor of Liverpool City Council for the term 30 September 2015 to 9 September 2016.

2. Council's Register of Delegations be amended accordingly.

3. All ballot papers be collected and destroyed by the Returning Officer.

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

ITEM NO: CFO 03
FILE NO: 233520.2015
SUBJECT: Investment Report August 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion **Moved: Clr Waller** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CFO 04
FILE NO: 234251.2015
SUBJECT: Appointment of Councillors to Committees and Affiliated Bodies

RECOMMENDATION

That Council:

1. Appoints Councillors as representatives to the following Committees for the period to September 2016:

    a. Aboriginal Consultative Committee
    b. Audit and Risk Committee
    c. Badgerys Creek Taskforce
    d. Budget and Finance Committee
    e. Building our New City
    f. Casula Powerhouse Arts Centre Board
    g. Civic Advisory Committee
    h. Committee for Liverpool
    i. Economic Development and Events
    j. Environment Advisory Committee
    k. Heritage Advisory Committee
    l. Liverpool Access Committee
    m. Liverpool Sports Committee
    n. Master Plan Steering Committee
    o. Multicultural Advisory Committee
    p. No Intermodal Committee
    q. Planning and Development Committee
    r. Street Naming Committee
    s. Warwick Farm Racing Precinct Steering Committee
    t. Youth Council

2. Appoints Councillors as representatives to the following community committees and affiliated bodies and notifies of their representatives for the period to September 2016:

    a. Floodplain Management Association
    b. Georges River Combined Councils Committee
    c. Joint Regional Planning Panel
    d. Liverpool Migrant Resource Centre
    e. Liverpool Traffic Committee
    f. Macarthur Bushfire Management Committee
    g. Macarthur Zone Bushfire Liaison Committee
    h. Macarthur/Liverpool Community Relations Commission Regional Advisory Council
    i. NSW Metropolitan Public Libraries Association
    j. The South West Sydney Academy of Sport
    k. Westpool
    l. Western Sydney Regional Organisation of Councils.

COUNCIL DECISION

Motion **Moved: Clr Mannoun** **Seconded: Clr Balloot**

1. That Council appoints the following Councillor representatives to the internal Committees as listed below for the period to September 2016:

Internal Committees:

a. Aboriginal Consultative Committee

Clr Shelton
Clr Waller

b. Audit and Risk Committee

Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Shelton

c. Badgerys Creek Taskforce

Mayor Mannoun
Deputy Mayor Hadchiti
Clr Balloot
Clr Hadid
Clr Harle
Clr Mamone

d. Budget and Finance Committee

Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Ristevski
Clr Shelton

e. Building our New City

Mayor Mannoun
Deputy Mayor Hadchiti
Clr Balloot
Clr Hadid
Clr Mamone
Clr Shelton

f. Casula Powerhouse Arts Centre Board

Clr Hadid
Clr Waller

g. Civic Advisory Committee

Mayor and all Councillors

h. Committee for Liverpool

Mayor Mannoun and President of WSROC (Clr Hadchiti)

i. Economic Development and Events

Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Mamone
Clr Shelton

j. Environment Advisory Committee

Clr Harle
Clr Mamone
Clr Shelton

k. Heritage Advisory Committee

Clr Hadid
Clr Harle

l. Liverpool Access Committee

Clr Waller

m. Liverpool Sports Committee

Clr Hadid
Clr Ristevski

n. Master Plan Steering Committee

Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Shelton

o. Multicultural Advisory Committee

Clr Balloot
Clr Hadchiti
Clr Mamone
Clr Ristevski

p. No Intermodal Committee

Mayor Mannoun
Clr Hadchiti
Clr Harle

q. Planning and Development Committee

Mayor and all Councillors

r. Street Naming Committee

Mayor Mannoun
Clr Balloot
Clr Harle

s. Warwick Farm Racing Precinct Steering Committee

Deputy Mayor Hadchiti

t. Youth Council

Clr Ristevski
Clr Waller

2. Appoints the following Councillors as representatives to the following community Committees and affiliated bodies for the period to September 2016 and notifies the organisations of the representatives:

External Committees:

a. Floodplain Management Association

Clr Harle

b. Georges River Combined Councils Committee

Clr Harle
Clr Shelton

c. Joint Regional Planning Panel

Clr Mamone
Clr Ristevski
Clr Hadchiti (alternate)
Clr Harle (alternate)

d. Liverpool Migrant Resource Centre

Clr Balloot
Clr Karnib

e. Liverpool Traffic Committee

Clr Hadchiti

f. Macarthur Bushfire Management Committee

Clr Harle

g. Macarthur Zone Bushfire Liaison Committee

Clr Harle

h. Macarthur/Liverpool Community Relations Commission Regional Advisory Council

Clr Hadid

i. NSW Metropolitan Public Libraries Association

Clr Mamone

j. The South West Sydney Academy of Sport

Clr Stanley

k. Westpool

Clr Ristevski

l. Western Sydney Regional Organisation of Councils.

Clr Hadchiti
Clr Hadid

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

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ITEM NO: CFO 05
FILE NO: 241266.2015
SUBJECT: Councillor Transparency

RECOMMENDATION

That Council:

1. Receive and note the information.

2. Advertise the attendance at Councillor Briefing Sessions, Council meetings and Committee meetings once a month in the local Liverpool newspapers and maintain the register on Council's website as outlined in this report.

COUNCIL DECISION

Motion **Moved: Clr Ristevski** **Seconded: Clr Stanley**

That Council defer this item to the next meeting.

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

BRING ITEM FORWARD

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Items DCC01, DCC02, DCC 03, DCC 04 and DPG 02 be moved forward and dealt with now.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 225440.2015
SUBJECT: Grants and Donations Policy Post-exhibition Report

RECOMMENDATION

That Council:

1. Adopt the draft Grants and Donations Policy.

2. Approves $200,000 in the 2015/2016 budget as per resolution at 25 February 2015 Council meeting to be allocated towards a Community Matching Grants program with funds to be included in the budget variance report to come to the October Council meeting.

3. Approves $75,000 in the 2015/2016 budget as per resolution at 29 April 2015 Council meeting to be allocated towards a proposed Sustainable Environment Grants program with funds to be allocated from the Environment, Stormwater and Waste Levy programs.

4. Approves $87,000 to employ one full-time equivalent position to assist with administration of all programs including the two additional grants programs proposed by Council resolution. Funds to be included in the budget variance report to come to the October Council meeting.

5. Allocate $20,000 towards a one year subscription to SmartyGrants and an additional $2,500 to be used for promotion of the grants and donations programs including information sessions and workshops with potential applicants. Funds to be included in the budget variance report to come to the October Council meeting.

COUNCIL DECISION

Motion **Moved: Clr Mannoun** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: DCC 02
FILE NO: 234004.2015
SUBJECT: Draft Homelessness Policy and Homelessness Strategy and Action Plan 2015-2017

RECOMMENDATION

That Council:

1. Places the draft Homelessness Policy and Homelessness Strategy and Action Plan 2015-2017 on public exhibition for a period of 28 days inviting public submissions.

2. Receives a further report on the Homelessness Policy and Homelessness Strategy and Action Plan 2015-2017 following public exhibition.

COUNCIL DECISION

Motion **Moved: Clr Mamone** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

Mayor Mannoun left the Chambers at 10.42pm and the Deputy Mayor Clr Hadchiti took the chair.

ITEM NO: DCC 03
FILE NO: 234026.2015
SUBJECT: Grants and Donations

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $1,000 (GST exclusive) under the Community Donations Program as summarised in the table below:

Community Grants Program

Applicant Name	Project Name	Amount
St Vincent de Paul Society-Liverpool Men's Refuge	Emergency Access to Showers (EATS)	$1,000

2. Endorses the Financial Contribution Panel's recommendations for the provision of $500 (GST exclusive) under the Youth Donations Program as summarised in the table below:

Youth Donations Program

Applicant Name	Project Name	Amount
Stephan Marie-Louise	2015 East Timor Immersion Program	$500

3. Endorses the Financial Contribution Panel's recommendations for the provision of $400 (GST exclusive) under the School Donations Program as summarised in the table below:

School Donations Program

Applicant Name	Suburb	Amount
Ashcroft High School	Ashcroft	$100
William Carey Christian School	Preston	$100
All Saints Catholic Senior College	Casula	$100
Holsworthy High School	Holsworthy	$100

COUNCIL DECISION

Motion **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

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ITEM NO: DCC 04
FILE NO: 235920.2015
SUBJECT: Fijian Prime Minister visit to Liverpool

RECOMMENDATION

That Council Allocate from the Councillor Reserve $5,000 to fund a dinner in honour of the Fijian Prime Minister's visit to Liverpool.

COUNCIL DECISION

Motion **Moved: Clr Shelton** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Mayor Mannoun returned to the Chambers at 10.44pm

ITEM NO: DPG 02
FILE NO: 209750.2015
SUBJECT: Proposed amendment to the Liverpool Local Environmental Plan 2008 - Rezoning of land at 311 Hume Highway, Liverpool

RECOMMENDATION

That Council:

1. Resolves to prepare and exhibit the Draft amendment to the Liverpool Local Environmental Plan 2008.

2. Forwards a copy of the Planning Proposal to the Department of Planning and Environment seeking a Gateway determination and following that proceed with public authority consultation and public exhibition.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.
Vote for: Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Hadchiti
Clr Harle
Clr Mamone
Clr Ristevski

Vote against: Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

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

1. That Council move into Closed Session to deal with Mayoral Minute (Legal Response to Concrete Recycling Facility) in conjunction with CONF 14, and CONF 10, CONF 8 and CONF 12 :

- Mayoral Minute (Legal Response to Concrete Recycling Facility)
  Reason: s10A(g)

- CONF 14 Legal Matter – Moorebank Waste Recycling Project
  Reason: s10A(g)

- CONF 10 Tender RCL2383 – Recognised Contractor Listing for Stormwater Drainage Pipe Rehabilitation Works

Reason: s10A(d i)

- CONF 8 ST2480 Fire Safety Programme Fire Engineered Solutions
  Reason: s10A(c)

- CONF 12 ST2483 Provision of Expert Legal Services
  Reason: s10A(c)

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2. Pursuant to Section 10A(1)-(3) of the Local Government Act 1993, the media and public to be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of:

- 10A(2)(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.● 10A(2)(g) advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.● 10A(2)(a) personal matters concerning particular individuals (other than councillors).● 10A(2)(d ii) commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council.● 10A(2)(d i) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

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

Council moved into Closed Session at 10.52pm. The public and media left the Chambers.

MAYORAL MINUTE

SUBJECT: Legal Response to Concrete Recycling Facility

On September 11, 2015 the Planning Assessment Commission (PAC) approved the construction of the controversial Moorebank Waste and Recycling Facility on the banks of the Georges River.

This facility will handle approximately 500,000 tonnes of construction waste per year and sits next to brand new residential housing estate, and a proposed luxury marina on the George's River. Our council has worked to develop a positive plan for our community and the prime waterfront land alongside our beautiful George's River. This facility will spoil those plans.

PAC approved the final decision after the NSW Department of Planning progressed the application and recommended its approval. This decision by the PAC was made despite a vigorous defence mounted by the Liverpool Council, our State MP Melanie Gibbons and Federal MP Craig Kelly, and members of the community.

The decision by the PAC in the face of sound planning arguments has outraged all involved in the staunch defence of residents in Georges Fair and the greater Liverpool area.

Previously, this council had assured the community that we will engage in a legal challenge in the Land and Environment Court and seek to overturn this decision.

Consequently, Council has sought legal advice and will pursue all available legal avenues to argue against this development. We will also continue to stand by the residents in voicing their opposition to the concrete recycling plant.

RECOMMENDATION:

That Council:

1. Write to the NSW Planning Minister to express our disappointment to the decision by the PAC to approve this facility and inform him that we will oppose the decision in the Land and Environment Court.

2. Delegate authority to the Chief Executive Officer to commence legal proceedings against any and all relevant parties in relation to Planning Assessment Commission determination D356/15 and Part 3A application 05-0157, concerning the approval of a waste recycling facility in Moorebank.

3. Authorise the Chief Executive Officer to explore all avenues including the potential of a land swap and site testing to stop the proposed development proceeding, should legal action be unsuccessful; And

4. Write to the affected residents to advise them of Liverpool Council's planned course

of action, and continue to update them periodically on the progress of our legal challenge.

5. Notes the confidential legal advice received by Liverpool Council in regards to a legal challenge.

Motion: **Moved: Mayor Mannoun**

That Council:

1. Delegate authority to the Chief Executive Officer to commence legal proceedings against any and all relevant parties in relation to Planning Assessment Commission determination D356/15 and Part 3A application 05-0157, concerning the approval of a waste recycling facility in Moorebank.

2. Authorise the Chief Executive Officer to explore all avenues including the potential of a land swap and site testing to stop the proposed development proceeding, should legal action be unsuccessful; And

3. Write to the affected residents to advise them of Liverpool Council's planned course of action, and continue to update them periodically on the progress of our legal challenge.

4. Notes the confidential legal advice received by Liverpool Council in regards to a legal challenge.

5. Deal with NOM 06 and CONF 14 as part of this motion.

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

ITEM NO: CONF 14
FILE NO: 250215.2015
SUBJECT: Legal Matter - Moorebank Waste Recycling Project

RECOMMENDATION

That Council, subject to the final legal advice, delegate authority to the Chief Executive Officer to undertake legal proceedings against any and all relevant parties in relation to Planning Assessment Commission determination D356/15 and Part 3A application 05-0157, concerning the approval of a waste recycling facility in Moorebank.

COUNCIL DECISION

Motion: **Moved:** **Seconded:**

Note: This item was dealt with in conjunction with the Mayoral Minute – Legal Response to Concrete Recycling Facility, on pages 55-56 of these minutes.

ITEM NO: CONF 10
FILE NO: 223577.2015
SUBJECT: Tender RCL2383 - Recognised Contractor Listing for Stormwater Drainage Pipe Rehabilitation Works

RECOMMENDATION

That Council:

1. Accepts the tenders from the below listed contractors for Tender RCL2383 – Stormwater Drainage Pipe Rehabilitation Works for an initial period of two years, with the option to extend by three one year terms.

   Category F2.1: CCTV Inspection and Condition Assessment
   - Interflow Pty Limited;
   - Total Drain Cleaning Services Pty Ltd;
   - ITS Trenchless Pty Ltd;
   - Aqua Assets Pty Limited; and
   - Insituform Pacific Pty Ltd

   Category F2.2: Enhanced Pipe Maintenance
   - Total Drain Cleaning Services Pty Ltd;
   - ITS Trenchless Pty Ltd;
   - Interflow Pty Limited; and
   - Insituform Pacific Pty Ltd

   Category F2.3: Pipe Restoration
   - ITS Trenchless Pty Ltd;
   - Interflow Pty Limited;
   - Total Drain Cleaning Services Pty Ltd; and
   - Insituform Pacific Pty Ltd

   Drainage Pipe Renewal and Replacement
   - Interflow Pty Limited;
   - Insituform Pacific Pty Ltd; and
   - ITS Trenchless Pty Ltd

2. Makes public its decision regarding Tender RCL2383 – Stormwater Drainage Pipe Rehabilitation Works.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes on Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 08
FILE NO: 231152.2015
SUBJECT: ST2480 Fire Safety Programme Fire Engineered Solutions

RECOMMENDATION

That Council:

1. Accept the Tender from Holmes Fire Limited Partnership for Tender ST2480 – Fire Safety Programme – Fire Engineered Solutions for a one year contract term with the option of extending 1 x 12 months.

2. Makes public its decision regarding tender Tender ST2480 – Fire Safety Programme – Fire Engineered Solutions.

3. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion **Moved: Clr Mannoun** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Clr Shelton left the Chambers at 10.59pm.

ITEM NO: CONF 12
FILE NO: 232890.2015
SUBJECT: ST2483 Provision of Expert Legal Services

RECOMMENDATION

That Council:

1. Accept the Tender from Clayton Utz for ST2483 – Provision of Expert Legal Services for a three (3) year contract term.

2. Makes public its decision regarding tender ST2483 – Provision of Expert Legal Services.

3. Notes that the Director – Business Improvement will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion **Moved: Clr Mannoun** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Clr Shelton returned to the Chambers at 11:03pm.

Motion **Moved: Clr Mannoun** **Seconded: Clr Balloot**

That the meeting be extended until the business is completed.

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

Mayor Mannoun adjourned the meeting at 11.04pm and advised that it will reconvene at 5.00pm on Tuesday 6 October 2015, to deal with the remaining items on the agenda.

Mayor Mannoun reconvened the meeting at 5.07pm on Tuesday 6 October 2015 with the following people present:

Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Ms Kiersten Fishburn, Acting Chief Executive Officer
Mr Gary Grantham, Director Corporate Services/Chief Financial Officer
Ms Toni Averay, Director Planning and Growth
Mr Michael Cullen, Director Economic Development
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development
Mr Kevin Smith, Acting Director Infrastructure and Environment

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: DEE 01
FILE NO: 232094.2015
SUBJECT: City Exchange Report 2015

RECOMMENDATION

That Council notes the report's key findings and observations with respect to local funding and financing mechanisms, as an outcome of the Future Cities Collaborative overseas mission to the United States.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 182934.2015
SUBJECT: Miller Town Centre Master Plan 2015

RECOMMENDATION

That Council:

1. Endorses the draft Miller Town Centre Master Plan.

2. Notes the primary objectives of the master plan to improve services, safety and amenity for the Miller community and address social disadvantage.

3. Publicly exhibits the draft Miller Town Centre Master Plan for 28 Days, including a public information session.

4. Receives a further report detailing the community's feedback on the Draft Miller Town Centre Master Plan noting any changes.

COUNCIL DECISION

Motion **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Publicly exhibits the draft Miller Town Centre Master Plan for 28 Days, including a public information session.

2. Receives a further report detailing the community's feedback on the Draft Miller Town Centre Master Plan noting any changes

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

Councillors voted unanimously for this motion.

ITEM NO: DPG 03
FILE NO: 223229.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment 53) - Rezoning of part Copeland Street, Liverpool

RECOMMENDATION

That Council:

1. Endorses the Planning Proposal and forwards it to the NSW Department of Planning and Environment seeking a Gateway determination.

2. Subject to Gateway approval, proceeds with public authority consultations and public exhibition in accordance with the determination.

3. Notes that the outcomes of public authority consultation and public exhibition will be reported to Council in the future.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against: Clr Karnib
Clr Waller

ITEM NO: DPG 04
FILE NO: 223821.2015
SUBJECT: Compliance Levy

RECOMMENDATION

That Council:

1. Approves the following fee to be placed on Public Exhibition:

   A compliance levy of 0.25% of the capital investment value (CIV) of a proposed development be charged on each development application with a minimum levy of $75.00.

2. Receives a further report following the exhibition process which outlines any submissions made/public feedback.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion

ECONOMIC DEVELOPMENT REPORT

ITEM NO: DPG 05
FILE NO: 228511.2015
SUBJECT: Review of Liverpool City Council Section 94 Contributions Framework

RECOMMENDATION

That Council:

1. Conducts a cost/benefit analysis and risk and compatibility assessments on transitioning to a Technology One based platform for Council's property and developer contributions software.

2. Investigates options to provide discounted developer contributions in order to incentivise specific development in the Liverpool City Centre and other areas in accordance with future Council strategic objectives.

3. Seeks Ministerial approval pursuant to Clause 94E(1)(d) of the Environmental Planning and Assessment Act 1979 to increase the rate of the development contributions applying to the Liverpool City Centre under the Liverpool Development Contributions Plan 2007 to 3% for all zones.

4. Seeks Ministerial approval pursuant to Clause 94E(1)(d) of the Environmental Planning and Assessment Act 1979 to introduce a S94A scheme across the established areas of Liverpool, levying a developer contribution of 2% for works with a capital value in excess of $200,000, with 0.5% applying to development valued at between $100.000 and $200,000, except for identified high growth areas where existing contributions charges would remain.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: DPC 01
FILE NO: 235540.2015
SUBJECT: Acquisition of Lot 204 DP 1194243, Kurrajong Road, Carnes Hill, for road purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 204 DP 1194243, Kurrajong Road, Carnes Hill, for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, dedicates Lot 204 DP 1194243, Kurrajong Road, Carnes Hill, as public road;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion **Moved: Clr Hadid** **Seconded: Clr Harle**

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 208319.2015
SUBJECT: Environment Advisory Committee Meeting minutes held on 10 August 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Environment Advisory Committee Meeting held on 10 August 2015.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 224408.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 5 August 2015 and 2 September 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meetings held on 5 August 2015 and 2 September 2015.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 226557.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 2 September 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Building our New City Committee Meeting held on 2 September 2015.

2. Approves the updating of the current paving strategy.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 227920.2015
SUBJECT: Liverpool Sports Committee minutes of meeting 30 July 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Liverpool Sports Committee Meeting held on 30 July 2015.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 228326.2015
SUBJECT: Minutes of the Civic Advisory Committee Meeting held 25 August 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Civic Advisory Committee Meeting held on 25 August 2015.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 06
FILE NO: 228788.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 2 September 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 2 September 2015.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: CTTE 07
FILE NO: 237412.2015
SUBJECT: Minutes of the Planning and Development Committee Meeting held on 2 September 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the Planning and Development Committee Meeting held on 2 September 2015.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 220734.2015
SUBJECT: Question with Notice - Clr Harle

Please address the following:

2. **Reports back to council at the next General Council Meeting with the following;**
   a. **Who authorised the hire of external Private Security Guards and called the Police, dressed in Riot gear, to this event?**
   The CEO based on a credible threat and on the advice of the Police and in consultation with the Catholic Club. Police attended of their own volition but were not Riot Squad but general duty Police.

   b. **When was the decision made to hire Private Security Guards and to call Police, dressed in Riot gear, and on what basis?**
   On the Thursday and Friday prior to the event and following the evidence of a credible threat on social media.

   c. **If there were safety concerns surrounding the Christian Orthodox Interfaith Lunch, why were these not mentioned in the CEO's report in the July council meeting four days prior to the lunch?**
   The information was not available at that time regarding the threats that had been made.

   d. **Were any threatening advances made to the Mayor, Councillors or distinguished guests during the Christian Orthodox Interfaith Lunch?**
   No.

   e. **Was the Christian Orthodox community consulted regarding concerns that may have been expressed at the presence of private security guards and Police dressed in riot gear?**
   Police were not dressed in riot gear. The CEO nor any staff member present received any comment or concern from attendees on the day of the event.

   f. **What was the total cost of hiring the Private Security Guards and how where these cost funded? i.e.; was Rate Payers money used to pay for this expense?**
   The cost of security was included in the cost of staging the event through the Catholic Club which was paid for by Council.

   g. **Why were the "costs of hiring the Private Security Guards" not tabled at the 27th July Council Meeting four days prior to the Christian Orthodox Lunch as a "Notice of Motion" or an "Amendment to the Notice of Motion" that was raised by Clr Peter Ristevski?**
   See comments in "C" above.

   h. **Has this set a precedent for future Liverpool City Council events requiring Private Security Guards and Police attendance and how does that impact on Council financially?**

Each instance with be assessed on its merits but where there is a credible threat appropriate action will be taken to ensure the safety of all attendees.

i. **Has council addressed all complaints made from the Christian Orthodox community in relation to the appearance of the Private Security Guards and Police dressed in Riot gear?**
At this point no formal complaints have been made concerning the use of security personnel and the Police presence.

3. **The Mayor writes to all community leaders that attended apologising for the over-reaction of hiring the Private Security Guards and calling Police to the event prematurely.**
This was not an overreaction. The actions taken were taken following consultation with Police and were justified to ensure the safety of attendees. Council has a significant Duty of Care which in this case has been appropriately discharged. There is therefore no basis or reason for an apology to be given.

ITEM NO: QWN 02
FILE NO: 220736.2015
SUBJECT: Question with Notice - Clr Harle

Could Councillors be provided with an update on the following issues:

1. **Bellfield College:**
   Council approved a NOM in August 2012, a copy has been attached to this QWN. In relation to the NOM:
   a. **Have all conditions of the NOM been carried out?**
   b. **Councillors to be provided with all relevant information as per NOM.**

Council records indicate that meetings were held in 2012 on site with the PCA, the school and the concerned residents and Councillors. Council officers had conducted investigations into concerns regarding unlawful filling and contaminated soil on the school grounds.

The investigations related to the unauthorised conversion of an area within the school grounds into a playing /sporting field through unlawful filling. A development application was subsequently lodged on 25 August 2014 seeking approval for use of the sporting/playing field. As the application was not determined within the statutory timeframe, the applicant lodged a deemed refusal appeal in the Land and Environment Court. The matter was heard through a Section 34 conference on site on 28 November 2014. The deferred commencement issued on 5 December 2014 required the applicant to provide a contamination report by a NSW EPA Accredited Site Auditor (Accredited under the Contaminated Land Management Act 1997) in respect of the fill used on site. The deferred consent had to be addressed within 6 months. All the other technical issues including flooding had also been assessed and satisfied.

On 19 March 2015, the applicant submitted the required site audit report. The report was reviewed by Council's Environmental Health team and found to be satisfactory. The applicant was notified on 21 May 2015 that the deferred consent was satisfied and the development consent became operative. There are no current issues with Belfield College.

It is noted that in respect of the unlawful filling matter, this was also the subject of a separate Order issued by Council. The applicant appealed the Order in addition to the deemed refusal. The deemed refusal was heard through the Section 34 conference held on 5 December 2014. Following the determination of the development application and the satisfying of the deferred consent the applicant discontinued the appeal to the order on 17 May 2015.

2. **Continuing fill at 235 Denhamcourt Road, Denhamcourt.**
   a. **What is the current status of this site especially as it is evident that fill including large boulders are continuing to be brought onto the site despite a previous Council investigation?**

A Section 96 modification approval was issued on 12 June 2014 granting approval for minor changes to Development Consent DA-84/2013 which granted approval for a tennis court. The modification approval imposed conditions requiring the following:

- all fill introduced to the site to undergo a contaminated site assessment;
- design of rock wall and footings to be prepared by a qualified structural engineer;
- sediment and erosion control measures to be implemented and maintained during works; and
- removal of any unapproved fill.

A construction certificate for current works on site was issued by a private certifier. A certificate was provided to Council regarding the contaminated soil assessment. A recent inspection by Council officers found that work on site was progressing in accordance with the approval and no compliance issues were identified. There was no excess fill on site and satisfactory sediment and erosion control measures were in place. However it is noted that works are still underway and Council officers will continue to monitor until completion.

General

At the Planning and Development Committee meeting of 2nd September, it was agreed that officers will ensure that Councillors are kept informed regarding development applications and other compliance matters where there is strong community interest.

ITEM NO: QWN 03
FILE NO: 220739.2015
SUBJECT: Question with Notice - Clr Stanley

Since the closure of the bowling club early last year there is nothing close to the CBD of Liverpool that provides spaces for older Liverpool residents for sport and recreation.

What has been planned to replace recreation opportunities for older Liverpool residents given the explosion of residential units currently under construction?

Opportunities for sport, recreation and leisure are critical for all members of our community. For the seniors in our community, these programs can help reduce isolation, provide health benefits and give opportunities for pleasurable, social experiences.

Within the city centre, there are a number of opportunities for seniors to actively participate. These include programs run through:

Liverpool Senior Citizens
Location: Hilda M Davis Centre
Description: Card games, social events, movie showings

Liverpool U3A School for Seniors Inc.
Location: Dr. Pirie Community Centre
Description: Liverpool U3A are running classes for seniors aged 50 and above. Classes include aqua-aerobics, computing and internet, creative writing, drawing, euchre, French, oil painting, oldtime/new vogue dancing, patchwork and needlework, tai chi, yoga, topical discussion group, china painting, water colour, Australian & local history, art appreciation, Chinese painting, calligraphy, craft and social walking group. Australian Native Plants; Meditation; Numeracy; Photography; Trivia

Liverpool District Men's Shed
Location: 31 Shepherd St, Liverpool NSW 2170
Description: Provides a workshop well equipped with electrical tools, hand tools and materials. Woodwork and handicraft projects are the major activities performed. Provides supervision and assistance.

Liverpool Migrant Resource Centre
Location: 108 Moore St, Liverpool NSW 2170
Description: : The Liverpool MRC provides information and referral on settlement issues to newly arrived migrants and refugees settling in the Liverpool LGA . We offer a range of programs including English classes, multicultural playgroups and arts projects. We also offer support and capacity building to CALD groups, new and emerging communities, women, youth and other groups through community development services such as groups, playgroups, senior support and youth programs.

Our own library service provides:

Broadband for Seniors
Description: Provides lessons on Computer Basics, Internet, e-mail, Windows 8, photo-sharing, social media for seniors.

Tech Savvy Seniors - Liverpool City Library
Description: A joint initiative of TELSTRA and the State Government providing FREE Internet lessons to seniors. Liverpool Library and MacArthur Community College have joined hands to deliver the program.

The library also provides activities including Book Chats, Liverpool Knitters Group, Family History Fridays monthly at the Museum, and a range of museum events and library talks that while not specifically targeted to the seniors community are all very popular with that demographic. The library also holds a large collection of large print fiction and non-fiction on topics that may be of interest to the seniors community including healthy ageing, finance etc.

The Whitlam Centre has membership and entrance options for the seniors community and are actively targeting this group for fitness and healthy ageing initiatives.

Further out from the CBD, Casula Powerhouse has regular matinee performances and seniors friendly workshops and events.

Both the library and Casula Powerhouse have increased their programming for the seniors community in recent years and will continue to do so. We will also continue to support seniors groups through the use of space in community centres and through promoting their activities through our community directory and other relevant opportunities.

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ITEM NO: QWN 04
FILE NO: 246300.2015
SUBJECT: Question with Notice - Clr Stanley

Files lost in August 2010 Fire

Some time ago a report was furnished of Council regarding files etc lost in the Council Building Fire. Recently I have been made aware of another item that is not able to be found subsequent to the fire.

1. Can officers provide a follow up report to Council regarding issues of missing files, and a copy of the original report, please.

2. Is a list/report etc being kept as it emerges that files or DA's are not able to be found?

3. How is a determination made when items are unable to be located that it is because of the fire? As the fire was 5 years ago could there be other explanations why files are missing?

4. Is it possible and if so what would be the cost for a comprehensive audit to determine what is missing? Was this done at any time since the fire in 2010?

5. Has this issue been discussed at the Audit and Risk Committee to determine whether Council has / should have concerns regarding risk to its business? If so, what was the outcome?

6. How often are audits done on the completeness of details of Council's files and reports?

7. What actions are in place to ensure that all files are captured on the computer network?

A response to these questions will be provided in the October business papers.

ITEM NO: QWN 05
FILE NO: 246304.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. Have Council Officers had discussions, pre-DA meetings or any other correspondence with the DeAngelis Group or any other parties with the purpose of formulating a new DA for the site 467 HUME HIGHWAY CASULA NSW 2170 also known as Fontainebleau Motel.

   a) if so, please provide details the nature, content and purpose of these discussions
   b) are Council officers aware of when any application maybe expected to be lodged
   c) if an application is lodged for this site can Councillors be advised immediately by email.

2. Are Council officers aware of discussion owners may have had with local schools regarding a VPA for the site. Does this negotiation have any weight and have officers been involved in such negotiations?

3. Are Council officers aware of any organisations in addition to Casula Public School, that have been approached by representatives of the De Angelis Hotel group to consider/sign a VPA with them?

4. Is Council aware of anyone who has refused to enter into such VPA agreements?

5. When or have Council officers engaged in any discussions with Police concerning a possible new DA for the hotel? Are there minutes or similar available from any meetings of this type.

6. What are the implications of VPAs on the Council and IHAP planning assessment and approval process?

7. Could Council officers determine what legal avenues there are to oppose on negative social impact grounds under the NSW Liquor and Gambling laws, the move of 30 poker machines from the New Commercial Hotel in Liverpool to a proposed hotel in Casula –within the same LGA, should this be part of any proposal put to Council in the future.

8. Are officers aware if and when an application is expected for the site?

A response to these questions will be provided in the October business papers.

ITEM NO: QWN 06
FILE NO: 246307.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. Can I be advised the costs in relation to industrial matters including legal fees for the following financial years:

   - 2012-2013
   - 2013-2014
   - 2014-2015

2. How does this compare to costs for the previous Council term 2008-2012, by financial year?

A response to these questions will be provided in the October business papers.

ITEM NO: CONF 01
FILE NO: 246642.2015
SUBJECT: Compulsory acquisition of part Lot 7001 DP 1027994, 16 Stroud Avenue, Warwick Farm, known as 'Rosedale Park' for road purposes

RECOMMENDATION

That Council:

1. Proceeds with the compulsory acquisition of part Lot 7001 DP 1027994, 16 Stroud Avenue, Warwick Farm, for road purposes, once the exact road alignment has been determined;

2. Proceeds with making the necessary application to the Minister for Local Government and the Governor in accordance with Section 187(2) of the *Local Government Act* 1993 to obtain approval to give an acquisition notice for part Lot 7001 DP 1027994 to Crown Lands and commence compulsory acquisition under the *Land Acquisition (Just Terms Compensation) Act* 1991;

3. Upon settlement of the acquisition, classifies part Lot 7001 DP 1027994, 16 Stroud Avenue, Warwick Farm as 'Operational' land;

4. Keeps confidential the attachment supplied under separate cover containing Council's valuation advice pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion **Moved: Clr Mamone** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Clr Stanley asked that she be recorded as voting against the motion.

ITEM NO: CONF 02
FILE NO: 216990.2015
SUBJECT: Voyager Point Footbridge - Legal Dispute

RECOMMENDATION

That Council:

1. Receive and note the report of staff in relation to the Voyager Point footbridge.

2. Delegate authority to the CEO to do all things necessary in his discretion to pursue Council's rights under the Heads of Agreement against the Commonwealth, including legal action in the Federal Courts and/or the NSW Supreme Court.

3. Engage with Bankstown City Council to consider options for mitigating the loss of the respective Councils resulting from the Commonwealth's repudiation of the Heads of Agreement.

4. Receive further updates on the progress of this matter through the quarterly legal report to Council.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CONF 03
FILE NO: 220980.2015
SUBJECT: RCL2449 - Major Events Core Infrastructure

RECOMMENDATION

That Council:

1. Accept the Tenders as listed below for RCL – 2449 Major Events Core Infrastructure for an initial two year contract term with the option of extending 3 x 12 month options.

PLANNED EVENTS

EVENT: Night Markets		
Rank	**Tenderer**	**Lump Sum Amount**
Primary	Festival Hire	$13,168.80
Secondary	Party Hire Group	$18,392

EVENT: Starry Sari		
Rank	**Tenderer**	**Lump Sum Amount**
Primary	Festival Hire	$19,228
Secondary	Party Hire Group	$25,440

EVENT: Spring Expo		
Rank	**Tenderer**	**Lump Sum Amount**
Primary	Festival Hire	$16,379
Secondary	Party Hire Group	$19,005

EVENT: New Years Eve		
Rank	**Tenderer**	**Lump Sum Amount**
Primary	Festival Hire	$8,690
Secondary	Pillingers Hiring Service	$12,504.70

EVENT: Australia Day		
Rank	**Tenderer**	**Lump Sum Amount**
Primary	Festival Hire	$29,700
Secondary	Pillingers Hiring Service	$28,392.10

UNPLANNED EVENTS

Rank	Tenderer
Panel	Festival Hire (NSW) Pty Ltd
Panel	Pillingers Hiring Service
Panel	The Trustee for the unit trust (Party Hire Group)
Panel	Coates Hire Operations Pty Ltd

2. Makes public its decision regarding tender RCL2449 – Major Events Core Infrastructure.

3. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Waller

Vote against: Clr Stanley

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ITEM NO: CONF 04
FILE NO: 225917.2015
SUBJECT: Easement for Underground Cables over Lots 15 & 16 in DP1129945 known as Light Horse Park in Liverpool, Lot 13 in DP247485 known as Mill Park in Liverpool and Lot 11 in DP881265 known as Helles Park in Moorebank.

RECOMMENDATION

That Council:

1. Grants an easement for underground electricity cables to Endeavour Energy over Lots 15 & 16 in DP1129945 known as Light Horse Park in Liverpool, Lot 13 in DP247485 known as Mill Park in Liverpool and Lot 11 in DP881265 known as Helles Park in Moorebank, as outlined in this confidential Report;

2. Keeps confidential this Report pursuant to the provisions of Sections 10A(2)(c) of the *Local Government Act 1993,* as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

3. Authorises the relevant documentation necessary for the formalisation of the easement to be signed under Power of Attorney by Council's delegated officer.

COUNCIL DECISION

Motion **Moved: Clr Waller** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: CONF 05
FILE NO: 226048.2015
SUBJECT: RCL2459 - Plant and Equipment Hire

RECOMMENDATION

That Council:

1. Accept the tenders from the below listed contractors for tender RCL2459 – Plant and Equipment Hire for an initial two year contract term with the option of extending 2 x 12 months;

    - A&A Hire Service
    - A and C Plant Hire Pty Ltd
    - A.M.A Building Development Pty Ltd
    - Acclaimed Excavations Pty Ltd
    - Action Recover Services Pty Ltd
    - Allards Plant Hire Pty Ltd
    - Aqua Assets Pty Limited
    - Astec Mulch Pty Ltd
    - Coates Hire Operations Pty Ltd
    - Conplant Pty Ltd
    - E and B Tipper Hire Pty Ltd
    - Kennards Hire Pty Ltd
    - Max Hire Pty Ltd
    - Online Pipe and Cable Locating Pty Ltd
    - Premiair Hire
    - Raygal Pty Ltd
    - Sharpe Bros (Aust) Pty Ltd
    - Sherrin Rentals Pty Ltd
    - Spyder Excavation Pty Ltd
    - Total Drain Cleaning
    - Toxfree

2. Makes public its decision regarding tender RCL2459 – Plant and Equipment Hire.

3. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature

COUNCIL DECISION

Motion: **Moved:** **Clr Shelton** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 06
FILE NO: 228608.2015
SUBJECT: Order of Liverpool Awards

RECOMMENDATION

That Council:

1. Adopts the award recipients as recommended by the Civic Advisory Committee as set out in this report.

2. Announces the recipients of the Order of Liverpool on 7 November (the date Liverpool was founded by Governor Lachlan Macquarie in 1810) and presents the awards on Australia Day.

COUNCIL DECISION

Motion **Moved: Clr Harle** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: CONF 07
FILE NO: 228741.2015
SUBJECT: Acquisition of part Lot 1 DP 112012, 35 Rynan Avenue, Edmondson Park, for drainage and open space purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of part Lot 1 DP 112012, 35 Rynan Avenue, Edmondson Park, containing an area of approximately 9,451 square metres for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, classifies the portion of Lot 1 DP 112012, 35 Rynan Avenue, Edmondson Park, being acquired as 'Community' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CONF 09
FILE NO: 231588.2015
SUBJECT: Proposed reclassification, rezoning and disposal of part Lot 1001 DP 1006332, Forcett Close, West Hoxton

RECOMMENDATION

That Council:

1. Approves the reclassification, rezoning and disposal of part Lot 1001 DP 1006332, Forcett Close, West Hoxton, for the price and terms outlined in the confidential attachment;
2. Keeps confidential the attachment supplied under separate cover containing the purchase price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business;
3. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision; and
4. Transfers the net proceeds from the sale back into the relevant Section 94 Contribution Plan.

COUNCIL DECISION

Motion **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CONF 11
FILE NO: 230186.2015
SUBJECT: ST2441 - Newspaper Advertising

RECOMMENDATION

That Council:

1. Accept the Tender from News Limited for ST2441 - for an initial 2 year contract term with the option of extending **for a further one year** at the GST inclusive price of $110,000.

2. Accept the Tender from New Creative Advertising Company for Portion B of Tender ST2441 – Newspaper Advertising for an initial two year contract term with the option of extending **for a further one year** at the GST inclusive price of $72,912.00

3. Makes public its decision regarding tender **ST2441 – Newspaper Advertising**.

4. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION
Motion: **Moved: Mayor Mannoun** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Mamone
Clr Ristevski

Vote against: Clr Harle
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

ITEM NO: CONF 13
FILE NO: 230248.2015
SUBJECT: Legal Affairs Report

RECOMMENDATION

That Council receive and note the report concerning the Legal Affairs of Council.

COUNCIL DECISION

Motion **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

THE MEETING CLOSED AT 5.25pm

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 28 October 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 30 September 2015 and reconvened on 6 October 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

MINUTES OF THE ORDINARY MEETING HELD ON 28 OCTOBER 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley (arrived at 6.07pm)
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.04pm

OPENING	6.04pm
PRAYER	The prayer of the Council was read by Pastor John Hemans from Open Heaven Church.
6.07pm	**Clr Stanley arrived at the meeting.**
APOLOGIES	Nil

CONDOLENCE – read by Mayor Ned Mannoun

Michael Weir

It is with deep sadness that we mark the passing of one of our most-loved staff – Michael Weir. Michael was the Coordinator of Facility Maintenance and had been with Council since 2011.

Michael was a man who was always willing to help, who took his job seriously and performed it with passion. He was well-liked and respected by his team and external sub-contractors. Michael ensured that Council's buildings and community halls were improved and well maintained.

He was commended for his work by some of our sporting groups, including the Western Suburbs District Rugby League Football Club for the revamp of their sheds at Durrant Oval at Warwick Farm.

Michael led his team to completely refurbish the building around 18 months ago. His work was commended by the club which hosts many games throughout the year. His work changed the sheds from an eyesore to a place where the club was proud to host games. The work Michael and his team supports hundreds of players in a positive way. It is a true reflection of the impact that the work of Council staff can have on the lives of those in our community.

Michael was also a deeply caring family man. With five daughters, Michael was heavily involved in their activities, including swimming, physie and netball. This year he coached the netball team and took them to a grand final which they won this year for the first time! His achievement was recognised with a certificate from the club.

Michael passed away suddenly on October 8. He is survived by his wife Vanessa and his daughters Lucy (deceased), Bethany, Olivia and twins Charlotte and Madeleine. The Liverpool Council staff and Councillors are united in extending their deepest sympathies to Michael's family at this time.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Waller**

That Council express its deepest sympathy to Mr Michael Weir's family on his recent passing and a letter of condolence be sent to his family.

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

CONDOLENCE – read by Clr Waller

Tony Morrisey

Tony Morrissey was born on the 9th October 1936 and passed away on the 24th September 2015 at the Hammond Nursing Home. Tony had been very active in the local community having moved to the Green Valley in the 60s where he and his wife Nancey raised four children, Glen, Craig, Grant and Dayna. Tony was extremely involved in the local Catholic Church often being involved in home visiting of parishioners who were unable to receive communion. Tony was also very involved in swimming and the Wendon Centre. I always found Tony to be appreciative and honest in his dealings with people, dedicated to his family and passionate about his swimming club. Generally I found him very community minded. He had travelled a road of hard knocks in his younger years but always his wife was by his side. It is sad to have lost Tony and it's even sadder for his family.

CONDOLENCE – read by Clr Waller

Kate Nichols

Kate Nichols was an Aboriginal woman who I worked with in the 90s and who was active also in the community until her health prevented her to do so. Kate also was a long term resident of Green Valley.

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That Council:

1. Express its deepest sympathy to Mr Tony Morrisey's family on his recent passing and a letter of condolence be sent to his family.

2. Express its deepest sympathy to Ms Kate Nichols's family on her recent passing and a letter of condolence be sent to her family.

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

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

That the minutes of the Ordinary Meeting held on 30 September 2015 and reconvened on 6 October 2015 be confirmed as a true and accurate record of the meeting subject to the following changes:

1. CFO 04 - Appointment of Councillors to Committees and Affiliated Bodies, on pages 51-54 of the minutes:

   - **Audit and Risk Committee**

     The Deputy Mayor, Clr Hadchiti to be added to the list of Committee representatives in accordance with the Committee's Charter.

   - **Economic Development and Events Committee**

     Mayor Mannoun to be added to the list of Committee representatives in accordance with the Committee's Charter.

     The Committee's Charter be amended to remove the Deputy Mayor and amend the membership on the Committee to the Mayor and five Councillors.

   - **Youth Council**

     The Committee's Charter be amended so that two Councillors are members of the Committee.

   - **Westpool**

     Council to note: At the previous council meeting, Council resolved that Clr Ristevski be its representative on Westpool. Council has since been advised that the Westpool elected representatives are appointed for the term of council. Council staff are currently clarifying what the process is if the existing Westpool elected representative resigns.

2. NOM 05 - Customer Service, on pages 27-28 of the minutes:

   The following additional point to be added to point 5 of the resolution as follows:

   “Survey staff morale”

   Point 5 of NOM 05 from the previous meeting is to therefore read as follows:

"In relation to the smell of raw sewerage which is currently in the Customer Service area:

- Staff to be moved to a safe place to work that Is not impacted by the smell.
- Work to fix the source of the smell be arranged immediately.
- Any carpets that have been impacted be replaced as a matter of urgency.
- A report be prepared an how this matter was handled and why it has been allowed to drag on for six days.
- Survey staff morale."

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

DECLARATIONS OF INTEREST

Nil

PUBLIC FORUM

Presentation – Items not on the Agenda

1. **Mrs Judith Arkley** addressed Council on the following matter:

   Privatisation of The HUB Community Health Centre, Miller

Representation – Items on the agenda

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

   Item MAYOR 04: The Mandaean Community of Liverpool

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That a two minute extension of time be given to Mr Adam Farhan.

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

2. **Ms Yassman Yahya** addressed Council on the following item:

   Item MAYOR 04: The Mandaean Community of Liverpool

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

That a two minute extension of time be given to Ms Yassman Yahya.

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

3. **Mr David Milovanovic** addressed Council on the following item:

   Item NOM 01: Interfaith Functions 2015

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

That a two minute extension of time be given to Mr David Milovanovic.

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

4. **Mr Gilbert de Chalain** from HUB Planning addressed Council on the following item:

   Item IHAP 01: DA-1162/2014 - Construction of a food and drink premises with 24 hour operation on proposed Lot 1 created in DA-1106/2014 at 501 Cowpasture Road, Len Waters Estate

5. **Mr Gino Marra** addressed Council on the following matter:

   Item Mayoral Minute 07: Ernie Smith Reserve

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That a two minute extension of time be given to Mr Gino Marra.

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

Clr Mamone left the Chambers at 6.46pm.
Clr Mamone returned to the Chambers at 6.50pm.
Clr Balloot left the Chambers at 6.50pm.

6. **Mr Neil Williams** addressed Council on the following matter:

   Item Mayoral Minute 07: Ernie Smith Reserve

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

That a two minute extension of time be given to Mr Neil WIlliams.

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

7. **Pastor John Keane** addressed Council on the following matter:

   Item Mayoral Minute 08: Carols By Candlelight in Bigge Park

Mayor Mannoun left the Chambers at 6.53pm and the Deputy Mayor, Clr Hadchiti took the Chair.
Mayor Mannoun returned to the Chambers at 6.55pm.
Clr Balloot returned to the Chambers at 6.55pm.

8. **Ms Signe Westerberg** addressed Council on the following item:

   Item DPG 02: Update on proposed Northumberland and George Streets conversion to two-way traffic flow

.....

Chairperson

MAYORAL REPORT

ITEM NO: **MAYOR 01**
FILE NO: 278643.2015
SUBJECT: Christmas in Liverpool

With the Christmas period fast approaching, Council will be planning Christmas decorations, such as banners and Christmas trees, which will be placed throughout the Liverpool community.

Christmas celebrations are a strong tradition in Australia and celebrated by most of the Australian community. It's a time for many families to get together and celebrate their religious faith or to celebrate the festive season and holidays.

Indeed Liverpool has a strong tradition of celebrating the spirt of Christmas. Liverpool is a rich multicultural community with people from many cultures and faiths and Liverpool has a proud history of embracing the celebrations of significant and differing religious faiths.

While recognising the debates surrounding the political correctness of the Christmas season, it is important to also recognise that this is the season of goodwill where we celebrate our families and enjoy our all Australian celebrations.

In the traditions of the Christmas season, Council should use the words **"Merry Christmas"** on all Council Christmas material that will be displayed in the community such as Christmas banners and flags and any other material containing text that will be displayed throughout the community.

RECOMMENDATION

That Council:

1. Uses the words "Merry Christmas" on all Council Christmas material for display throughout the community, which includes banners, flags and any other material that displays text.

2. Recognises, embraces and respects all religions and cultures within our diverse community.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: **MAYOR 02**
FILE NO: 278722.2015
SUBJECT: Prime Minister's Prizes for Science

On Wednesday 21 October 2015, Dr Ken Silburn a science teacher in the Faculty of Science at Casula High School was a recipient of the Prime Minister's Prizes for Science for excellence in teaching.

Dr Silburn started teaching at Casula High School in 2000 and reportedly, at that time, only eight year 11 students were enrolled in science subjects for the Higher School Certificate. Fast forward to today, there are now more than 80 year 11 students taking at least one science subject.

Within the science faculty at Casula High School, Dr Silburn teaches Forensic Science where he integrates technology in the classroom, such as mobile phones and tablets. For one of the units in his curriculum, Dr Silburn set up an artificial crime scene and students were required to examine the scene, take photos using their phones and other methods commonly used crime scene investigators and were asked as part of the assessment to go away and solve the mystery using the evidence they had gathered.

It is an outstanding achievement for Dr Stilburn to receive such a prize and recognition. It is also a testament to Casula High School and to the local community that great results are coming out of their science faculty. Dr Stilburn has engineered away to really get school kids within the local community to engage in academia but is also in an interesting practical level.

As well as teaching science, Dr Stilburn also helps run iSTEM, a science outreach program. The program is designed to invigorate science, technology, engineering and mathematics and ranges from robotic workshops, Mars lab, tours of the nuclear reactor at Lucas Heights and international trips to Space Camp in Huntsville, Alabama.

RECOMMENDATION

That Council:

1. Congratulate and acknowledge Dr Ken Stilburn for being a recipient of a prize from the Prime Minister's Prizes for Science.

2. Acknowledge the fantastic work Dr Stilburn has achieved with Casula High School.

3. Congratulate Casula High School on the success of Dr Stilburn as a teacher on their staff.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: **MAYOR 03**
FILE NO: 279429.2015
SUBJECT: Moorebank Voluntary Acquisition Scheme

The Moorebank Voluntary Acquisition Scheme (MVAS) involves the progressive acquisition of properties located within the Moorebank floodway area of the Georges River. The properties that are the subject of this scheme are located along Newbridge Road east of Davy Robinson, along Rickard Road and Arthur Street.

On 24 April 2013, Council resolved to temporarily suspend the allocation of funds towards this scheme, given the financial constraints it placed on Council. As part of that resolution, Council also resolved to write to the Federal and State Governments detailing the burden this scheme placed on Council. It is disappointing that additional funding has not been made available to assist Council in managing these issues.

Council also sought legal advice on public safety and risk issues associated with the Moorebank flood way. After reviewing legal advice provided to Council last week, I consider it necessary for public safety reasons that the Moorebank Voluntary Acquisition Scheme be reinstated. Additionally, compliance procedures regarding unauthorised building works need to be reactivated.

RECOMMENDATION

That Council:

1. Reinstate the Moorebank Voluntary Acquisition Scheme and commit to purchasing a minimum of one property per year on a voluntary or compulsory basis within Council's fiscal constraints;

2. Write to the State and Federal Government outlining the financial burden on Council and seeking additional funds to assist with acquisition costs;

3. Write to residents / owners affected by the Moorebank Voluntary Acquisition Scheme and provide current information with regard to flood constraints, flood evacuation procedures and potential risks associated with living within a flood way;

4. Recommence compliance action against unauthorised building or structural works on properties within the Moorebank Voluntary Acquisition Scheme area; and

5. Initiate a dialogue with emergency services regarding emergency procedures and related strategies to assist residents within the Moorebank Voluntary Acquisition Scheme area.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Reinstate the Moorebank Voluntary Acquisition Scheme and commit to purchasing a minimum of one property per year on a voluntary or compulsory basis within Council's fiscal constraints;

2. Write to the State and Federal Government outlining the financial burden on Council and seeking additional funds to assist with acquisition costs;

3. Write to residents / owners affected by the Moorebank Voluntary Acquisition Scheme and provide current information with regard to flood constraints, flood evacuation procedures and potential risks associated with living within a flood way;

4. Recommence compliance action against unauthorised building or structural works on properties within the Moorebank Voluntary Acquisition Scheme area; and

5. Initiate a dialogue with emergency services regarding emergency procedures and related strategies to assist residents within the Moorebank Voluntary Acquisition Scheme area.

6. Not deal with CONF 01 as the matter was covered in this motion.

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

ITEM NO: **MAYOR 04**
FILE NO: 279512.2015
SUBJECT: The Mandaean Community of Liverpool

Here in Liverpool we take pride in our melting pot of different cultures and communities where so many people from across the world come to live with us in this beautiful area. Today I would like to recognise the Mandaean community in Liverpool represented by the Sabaean Mandaean Association in Australia who have been well-established in Sydney's west for many years now acting as a charitable organisation established in 1986.

Mandaean culture and religion traces back over 2000 years following the teachings of John the Baptist. Living on the banks of the Tigris and Euphrates rivers the Mandaean people hold a reverence to the flowing of their fresh water and fertile lands of region. These waters would play a sacred role in their ritual baptisms and prayers spoken in the Mandaean dialect, dating back to the language of Jesus and Ancient Aramaic. These religious practices and prayers in Ancient Mandaean continue today, an unceasing tradition for those 2000 years, here in Sydney's Great South West.

The Mandaean community have come to our country seeking refuge and a better life away from the hardships that war and conflict have brought upon them in their homeland of southern Iraq. The Mandaean religion is renowned for its pacifist nature and rejection of violence, and for a people who are proud of their negotiating and entrepreneurial prowess.

Liverpool has one of the largest Mandaean populations in the country with over five and a half thousand people living here practicing their beliefs and we are much the better for their presence. Famous for their skills in jewellery making and business acumen the Mandaean community of Liverpool is one of the key economic forces attributing to our prosperity.

The Mandaean religion is made up of four pillar stones, one of which being charity which we see exercised out of their church in the old fire station on Terminus Street. However another key pillar is the ritual of baptism in fresh running waters. Since their establishment, such ceremonies have been conducted in the Nepean however a place closer to where the community lives is required.

As a council that supports the multiculturalism of Australia, fostering people's right to practice their cultural beliefs while assimilating into our country, Liverpool should encourage the Mandaean people to have a baptismal area along the Georges River. Having met and personally known many people of the Mandaean community here in Liverpool I can testify to the beauty of their culture and religion and acknowledge that we should be continually working for the development and encouragement of all that they represent in hard working, peaceful individuals.

RECOMMENDATION

That Council:

1. Commits to helping the Mandaean community establish a place to perform baptism rituals in Liverpool on the banks of the Georges River.

2. Congratulates the Sabaean Mandaean Association in Australia for the charitable works in the community.

3. Acknowledges the long standing traditions and practices of Mandaean culture and religion tracing back over 2000 years.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Commits to helping the Mandaean community establish a place to perform baptism rituals in Liverpool on the banks of the Georges River.

2. Congratulates the Sabaean Mandaean Association in Australia for the charitable works in the community.

3. Acknowledges the long standing traditions and practices of Mandaean culture and religion tracing back over 2000 years.

4. Include a transcript of the speeches made by Mr Adam Farhan and Ms Yassman Yahya during the Public Forum section of this meeting in these minutes. The transcript begins on the next page (page 15 of these minutes).

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

Transcript of speeches made by Mr Adam Farhan and Ms Yassman Yahya

Adam Farhan

I would like to acknowledge the Mayor, Liverpool Councillors, Executives, all dignitaries and officials. Thank you for allowing us to speak today. I am here requesting a place of baptism for the Mandaeans on Georges River. The Mandaeans are a religion, a language and a culture. The Mandaeans are also known as the followers of John the Baptist. The Mandaeans language is called Mandaic. It is a dialect of Aramaic spoken in the times of Jesus Christ. The Mandaeans are pacifists. We are totally forbidden to carry weapons. The Wozniak academic scholars date the Mandaean language to be 3000 years old. Something so old and so precious is surely worth saving.

The Mandaeans are originally from the River Jordan and ran for their lives when the Roman persecution became very heavy. Since then the Mandaeans have been forever running for their lives. Ever since the Mandaeans were exiled from the River Jordan by the Roman Empire along with all other religions of the time, they settled in Southern Iraq and Southern Iran where they made up 30% of the population then. Now we are reduced to only 60,000 Mandaeans worldwide. One of the 4 major pillar of Mandaean religion is the ritual of baptism. It is a ritual involved in every sacrament that is practised by the Mandaeans. Its importance is nothing short of paramount. Without baptism Mandaeans will cease to exist. The region where Mandaeans lived in Southern Iraq and Iran have been subjected to many conquests. It's a miracle for Mandaeans to have survived until now despite all odds and despite all histories in the past two millennia will have written off, the Mandaeans are still here today. However, times have changed. All of today's leading scholars and Mandaeans studies worldwide are projecting that the Mandaeans will be extinct if we do nothing to help them. If we do nothing, if we do not provide facilities for them to practice their religion - no baptism no Mandaeans. Like the past for the first time Mandaeans have run for their lives yet again and have settled in many different countries like Holland, Sweden, UK, US, to name a few. And the threat of extinction this time is very different and very real, I am afraid. Our baptism only take place on Sundays and in winter, only the very brave few baptise. The Mandaeans have called Liverpool home since 1986 and the Mandaeans have done very well in Liverpool as it is one of the most multicultural suburbs in Australia.

In conclusion, we are very successful in Australia, have assimilated very well, have a high rate of academic achievers and equally have a high rate of business ownership in Liverpool. We have 200 volunteers or more in our association and participated in many activities in Australia. We are pacifists, we love life, we love success, we are success orientated. We worship this land that gave us the privilege of a place to call home. There is one vital main ingredient missing – a place of baptism. It is the central nervous system of the Mandaean community. It is the grandest finer quality, it is absolutely everything.

Therefore, I ask Liverpool Council, I ask of the Mayor of Liverpool, all Councillors, Executives and all officials to find for the Mandaeans a location on Georges River to perform their baptism. This is a must if we are to survive. But most important of all I ask you as human beings – please do not let the Mandaean religion and culture become extinct.

Yassmen Yahya

I would like to acknowledge the Mayor of Liverpool, Councillors, Executives, officials and members of public. I am here before you requesting a place of baptism on Georges River for our community ie. the Mandaean Community in Liverpool. As a President of the Sabaean and Mandaean Association in Australia, I get asked on a daily basis why we do not have a place of baptism on Georges River. The Mandaean community is one of the major economical contributors to Liverpool. According to Laurie Ferguson MP, the amount of businesses that Mandaeans own in Liverpool is an economic force in the suburb. The Mayor of Liverpool often uses the Mandaean community as a reference to the great multicultures that makes up the great suburb of Liverpool. Paul Lynch MP acknowledged the great contribution that our community is making to Liverpool. Craig Kelly MP, Melanie Gibbons MP, Chris Hayes MP, Chris Bowen MP and many more, all politicians from both sides of politics highly commended our community for its very successful assimilation into Australian society. The new generation of Mandaean youth in Liverpool have one of the highest degree holders per capita, compared with other communities. Our community also has one of the highest rates of business ownership per capita. Our community believes in success. Our religions teach us love and peace for all fellow human beings. Mandaeans are incredible negotiators but not fighters. Our faith teach us to believe in dialogues, not violence. We believe in amazing creation of the great living God and therefore, it is a sin to harm that amazing creation. A sin that you cannot repent to harm another human being. In our association, we hold a great deal of activities for the young and old. We have an elderly committee, sports and youth committee and a children's committee with a great deal of kids parties and kids carnivals through the year. We have recreation committee, we have a very active women committee. But all of that and all of our community history will mean nothing if we cannot perform our baptism. It is the major pillar of Mandaean religion.

I walk you through Liverpool as much as I can to meet with many Mandaean businesses. Almost all the jewellery shops on the streets of Liverpool are Mandaean. Many mixed businesses are Mandaean. A great deal of doctors and almost all of them ask the same question – when are we going to have a place of baptism on Georges River. We have had an extremely tough time through in our history, but we are also one of the most resilient people you will ever meet. We always try our best to be role models to our families and society and try to uphold extremely high standards. We believe in self betterment all the time on many levels. That's the make-up of Mandaean community. But it may all mean nothing one day if we do not have a place to perform our baptism on Georges River. This issue is now more important than ever. With the recent announcements of the additional 12000 visas for refugees from Syria and Iraq, we are expecting a number of Mandaeans who will arrive and resettle in Liverpool on these visas. Our community has arrived, our community has been on the front of this. We have lent our hands when it was requested and we are preparing ourselves for the new intake to assist them in every way. The one thing we cannot do is to provide them a place of baptism. The very place they have been denied in the country they are hosted in. Baptism in itself is the core of our religion. If there is no place to perform baptism then it will cease. Our survival resits in your hand.

Clr Hadchiti left the Chambers at 7.11pm.
Clr Hadchiti returned to the Chambers at 7.12pm.

ITEM NO: **MAYOR 05**
FILE NO: 279527.2015
SUBJECT: Animal Amenities

Many of Liverpool's residents are pet owners and enjoy walking and exercising their dogs and the health benefits are clear.

Council should encourage this healthy pastime and ensure that our ratepayers enjoy amenities for their pets in areas where the animals do not require restraint.

Off-Leash park amenities have other benefits including social meetings and friendships that arise from dog walking groups, to the broader health benefits.

Such parks, properly located and with appropriate animal amenities available, such as drinking taps, helps create a better and happier community atmosphere for residents and their pets.

Hence Council should investigate creation of more dog friendly community spaces.

RECOMMENDATION

That Council:

1. Prepares a report outlining areas that are potentially suitable for off leash dog parks which would have sufficient demand.

2. Outlines the costs of creating and maintaining off-leash parks with amenities for people walking their dogs including the provision of animal drinking taps and animal waste disposal bags.

3. Acknowledges the success of the off leash animal park at Prestons.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: **MAYOR 06**
FILE NO: 279561.2015
SUBJECT: Pleasure Point

Pleasure Point currently lacks proper sidewalk and water flow infrastructure, and in some parts this infrastructure is completely non-existent. Many residents have complained about this issue and it is overdue that council looks into this.

Pleasure Point was established in 1987 and backs on to the beautiful George's River. This area will help Liverpool accommodate the population growth that is expected over the next 10 to 20 years and provide excellent real-estate opportunity. Since its establishment it has never had the same level of infrastructure upgrades as other suburbs have benefited from.

These areas have been long overdue for the proper infrastructure and amenities that are required. To standardise Pleasure Point with the rest of the LGA we must investigate where gutters and sidewalks are required and create a plan of implementation for the area to be funded from the 2016/17 budget.

RECOMMENDATION

That Council:

1. Council investigate upgrading sidewalks and gutters in Pleasure Point.
2. Subject to the outcome of this report, list these works for consideration when determining the 2016/17 capitol works budget.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That:

1. Council investigate upgrading sidewalks and gutters in Pleasure Point.
2. Council, subject to the outcome of this report, list these works for consideration when determining the 2016/17 capitol works budget.
3. Council also consider other areas that have a lack of footpaths.
4. Councillors be provided with information on why Pleasure Point has not had this infrastructure to date.

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

ITEM NO: **MAYOR 07**
FILE NO: 279561.2015
SUBJECT: Ernie Smith Reserve

The Ernie Smith Reserve is a highly utilised sporting complex used primarily for soccer. Specifically, it is highly utilised by teams that fall under the Southern Districts Soccer Football Association (SDSFA). The SDSFA boasts individual player membership of around 11,000 people from the various member clubs at the varying grade levels, from kids to adults. It is also the case that 60 per cent of the Socceroos have come from the SDSFA group.

It is important that the children of our community have the opportunity to participate in team sports as it not only assists with their development both emotionally and physically but also the importance of being within a team environment. It is therefore important that the infrastructure is in place within the community to be able to facilitate sporting activities which ultimately benefits a wide section of the community. As well as ensuring the infrastructure is in place, it is also important that existing infrastructure is examined for potential upgrades to meet the needs of the growing interest in team sport and to remain modern.

Council should partner with the SDSFA to develop a plan for an upgrade to the Ernie Smith Reserve, and work towards a masterplan. As part of working towards a masterplan, different funding models should be constructed. In constructing varying funding models, Council should also approach the State and Federal Governments for potential support.

On the basis that a satisfactory plan is put forward, Council should seek to commence a design and construct tender in line with the 2016/17 budget.

RECOMMENDATION

That Council:

1. Work with the Southern Districts Soccer Football Association towards a masterplan consisting of funding models for an upgrade of the Ernie Smith Reserve.

2. Investigate funding support options from the State and Federal Governments.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Work with the Southern Districts Soccer Football Association towards a masterplan consisting of funding models for an upgrade of the Ernie Smith Reserve.

2. Investigate funding support options from the State and Federal Governments.

3. Congratulate Southern Districts Soccer Football Association for their work in promoting soccer in Australia.

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

ITEM NO: **MAYOR 08**
FILE NO: 279561.2015
SUBJECT: Carols By Candlelight in Bigge Park

As Christmas fast approaches we look forward to the annual celebrations of the holiday period and the singing of carols. Carols by Candlelight in Liverpool is a beautiful time for the community to join together in song and Christmas festivities.

I would like to particularly acknowledge, organiser of this year's carols Pastor John Keane who has served our community for over a decade now. Pastor Keane is well known around council for often conducting the prayer to begin proceedings at council meetings.

His work for the community cannot be understated and I would like to thank you for the great work you have done for the broader Liverpool community.

To help ensure this event, which has been running for 11 years now, continues to live up to community expectations council can increase its sponsorship of the event to the amount of $2,200. With this we can ensure that a fun and entertaining family night is enjoyed by people of all ages.

This annual event for our area demonstrates the broader unity of our population who come to enjoy a good time with the family. Carols by Candlelight will be occurring in the evening of Saturday 28th November and I would encourage as many people as possible to attend and join us in Christmas song.

RECOMMENDATION

That Council:

1. Acknowledges Pastor John Keane and all involved with the Carols by Candlelight celebrations for their hard work.

2. Increases council sponsorship of the Carols by Candlelight event by $2,200.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Acknowledges Pastor John Keane and all involved with the Carols by Candlelight celebrations for their hard work.

2. Increases council sponsorship of the Carols by Candlelight event by $2,200.

3. Waive the bond fee for the use of Bigge Park for the Carols by Candlelight celebrations.

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

Motion of Urgency

Motion: **Moved: Clr Ristevski** **Seconded: Clr Stanley**

That Council deal with an Environmental Planning Authority matter as a matter of urgency.

Mayor Mannoun ruled that the Motion of Urgency not be accepted.

Motion of Dissent

Motion: **Moved: Clr Ristevski** **Seconded: Clr Stanley**

Clr Ristevski moved a motion of dissent against the Mayor's ruling.

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

Division called on Dissent Motion

Vote for:
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Waller

Vote against:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid

Mayor Mannoun called for a recess of Council at 7.28 pm

Mayor Mannoun reopened the meeting at 7.42pm.

Motion: **Moved: Clr Waller** **Seconded: Clr Hadchiti**

That Council move into Closed Session at the end of the meeting to deal with the urgency motion.

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

Clr Stanley left the Chambers at 7.48pm.
Clr Stanley returned to the Chambers at 7.51pm.

NOTICES OF MOTION

ITEM NO: **NOM 01**
FILE NO: 246397.2015
SUBJECT: Interfaith Functions 2015

NOTICE OF MOTION

That Council provide details of attendees who attended on each occasion Council held an Interfaith dinner or luncheon.

The report should include the following information:

- Number of people who attended each function.
- The amount spent on each function.
- How many attendees for each function were from outside our LGA.
- Who organised and was in charge of invitations for each function.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadchiti**

That Council:

1. Provide details of attendees who attended on each occasion Council held an Interfaith dinner or luncheon.

   The report should include the following information:

   - Number of people who attended each function.
   - The amount spent on each function.
   - How many attendees for each function were from outside our LGA.
   - Who organised and was in charge of invitations for each function.

2. Cancel all Interfaith Functions in the future.

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

Mayor Mannoun read a list of Council events where pork was served and asked that this information be included in the minutes. Details are provided below:

- Bellbird Cafe Corporate Catering Menu 2014

- Cafe Menu - Autumn 2014
- CasulaPH20150131-206-9314 Ben Williams Photography
- Catering Menu and Packages 2014
- Christmas Proms Menu
- Collated Canape Menus
- CUSP Launch - 5 July 2013
- Enraptured Launch - 6 December 2013
- Generator & Exhibition Launch 1 December 2012
- Generator Launch - July - Dec 2012
- Governor General Visit Lunch Menu 13 February 2013
- Like Launch 20 July 2012
- Nahrain Launch - 7 February 2014
- Subject to Ruin Launch - 23 May 2014

.....

Chairperson

Motion to Bring Item Forward

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

That CFO 04 be brought forward and dealt with now and that the auditor make a presentation.

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

ITEM NO: **CFO 04**
FILE NO: 267802.2015
SUBJECT: Annual Financial Reports 2014/15

RECOMMENDATION

That Council:

1. Receives and endorses the 2014/15 audited financial reports;

2. Authorises the Mayor, Deputy Mayor, Chief Executive Officer and the Responsible Accounting Officer (CFO) to sign the prescribed statement that will form part of the financial reports;

3. Authorises the CEO to issue a public notice containing a summary of financial results and put the financial reports on exhibition for 7 days to seek public submissions; and

4. Note that the financial reports and a summary of public submissions received will be presented to Council at its next meeting for consideration and adoption.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: **NOM 02**
FILE NO: 271953.2015
SUBJECT: Fiscal Restraint

NOTICE OF MOTION

That:

1. A restructure occur in the Mayoral and Chief Executive Officer's area that sees all positions except a personal assistant for both the Mayor and CEO removed from the structure.

2. The funding for these positions be diverted to fund the legal challenge against the Moorebank Recyclers. It is no fair that the entire ratepayers fund this as this is the case currently. We Councillors should ensure there is enough money in the budget to fight this properly and not half-heartedly.

3. Any future positions created in the executive area be brought to Council for briefing and determination as the relevant industrial instrument sets out.

COUNCIL DECISION

Mayor Mannoun ruled that the motion was out of order and as such was not voted on.

ITEM NO: **NOM 03**
FILE NO: 272060.2015
SUBJECT: Council Policy and Media Announcements

NOTICE OF MOTION

Noting Council's Media representation policy:

"Official Council Spokespersons

4.4 The Mayor is Council's official spokesperson and is responsible for providing media comment and media statements about Council policies and other matters of public interest."

That a report be provided for the November 2015 Council meeting addressing the following:

1a) When did Council agree that its policy was to build a Stadium worth $600 million?

1b) Have Councillors been provided with such plans or proposals for the stadium at this cost? If so, when and how were these plans discussed?

1c) When was an agreement made that such a policy would be funded by developer contributions?

1d) What consultation has been sought and what reaction has there been to this statement from Developers and ratepayers?

1e) What risks are there to continued development in Liverpool if further costs are added to developer's levies for such a venture? Is such a levy possible under current legislation?

1f) Why were Councillors not informed in advance of the Media Coverage of the announcement of a seemingly major outlay of ratepayers' money on this development?

2. And answer the questions posed in the background of this notice of motion namely:

   a) Stadium Policy that is to be funded via developer contributions to the sum of $400,000,000. If we break down these costs to the $10,000 developer contribution for each unit as reported in the media, this equates to an astounding figure of 40,000 units. The following questions need to be asked:

      i. How long will it take to build 40,000 units in Liverpool? 20 years?
      ii. What if 40,000 units don't get built? How will this project be funded? Will it become a white elephant?
      iii. Who will fund the cost overruns? Will we have to sell Council assets to fund this? Have we done a complete cost analysis? Projects of this size, nine times out of ten go over budget. We already have a $40,000,000+ debt.

b) World on a Plate Food Truck – Council spent $42,000 on feeding Martin Place executives outside of our LGA for free when we have a homeless issue in our LGA. Question:

i. How did we measure if this was a success or a complete waste? What benchmarks have we applied?
ii. What benchmarks have we applied?

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded:**

Noting Council's Media representation policy:

"Official Council Spokespersons

4.4 The Mayor is Council's official spokesperson and is responsible for providing media comment and media statements about Council policies and other matters of public interest."

That a report be provided for the November 2015 Council meeting addressing the following:

1a) When did Council agree that its policy was to build a Stadium worth $600 million?

1b) Have Councillors been provided with such plans or proposals for the stadium at this cost? If so, when and how were these plans discussed?

1c) When was an agreement made that such a policy would be funded by developer contributions?

1d) What consultation has been sought and what reaction has there been to this statement from Developers and ratepayers?

1e) What risks are there to continued development in Liverpool if further costs are added to developer's levies for such a venture? Is such a levy possible under current legislation?

1f) Why were Councillors not informed in advance of the Media Coverage of the announcement of a seemingly major outlay of ratepayers' money on this development?

2. And answer the questions posed in the background of this notice of motion namely:

a) Stadium Policy that is to be funded via developer contributions to the sum of $400,000,000. If we break down these costs to the $10,000 developer contribution for each unit as reported in the media, this equates to an astounding figure of 40,000 units. The following questions need to be asked:

i. How long will it take to build 40,000 units in Liverpool? 20 years?
ii. What if 40,000 units don't get built? How will this project be funded? Will it become a white elephant?

iii. Who will fund the cost overruns? Will we have to sell Council assets to fund this? Have we done a complete cost analysis? Projects of this size, nine times out of ten go over budget. We already have a $40,000,000+ debt.

b) World on a Plate Food Truck – Council spent $42,000 on feeding Martin Place executives outside of our LGA for free when we have a homeless issue in our LGA. Question:

i. How did we measure if this was a success or a complete waste? What benchmarks have we applied?
ii. What benchmarks have we applied?

3. Call for a report on all delegations of the Mayor to be tabled at the next Council meeting.

4. No more media comments to be made by the Mayor and/or Councillors until the stadium policy is approved by Councillors at the next Council meeting

5. All Councillors to be invited to All media opportunities involving Council.

6. All Council advertising of events to change from:

"Mayor Ned Mannoun & Councillors" invite you to

To

"Liverpool City Councillors" invite you to

The motion lapsed as there was no Seconder.

ITEM NO: **NOM 04**
FILE NO: 272150.2015
SUBJECT: Welcoming the Wanderers W-League Team to Liverpool

NOTICE OF MOTION

That Council:

1. Host a welcome reception for the Wanderers W- League team.

2. As well as the Wanderers W-League team, invite representatives from Southern Districts Soccer Football Association (SDSFA), female players from local clubs, and selected female students from local schools interested in soccer.

3. Hold the event in the afternoon or early evening so that Councillors, players, local female club players, and local school children can attend.

4. Delegate Councillor Ristevski to invite all attendees

5. Allocates up to $5,000 to host this event.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Stanley**

That Council:

1. Host a welcome reception for the Wanderers W- League team.

2. As well as the Wanderers W-League team, invite representatives from Southern Districts Soccer Football Association (SDSFA), female players from local clubs, and selected female students from local schools interested in soccer.

3. Hold the event in the afternoon or early evening so that Councillors, players, local female club players, and local school children can attend.

4. Delegate Clr Ristevski to invite all attendees in consultation with all Councillors.

5. Allocates up to $5,000 to host this event.

Amendment: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That Council:

1. Host a welcome reception for the Wanderers W- League team.

2. As well as the Wanderers W-League team, invite representatives from Southern Districts Soccer Football Association (SDSFA), female players from local clubs, and selected female students from local schools interested in soccer.

3. Hold the event in the afternoon or early evening so that Councillors, players, local female club players, and local school children can attend.

4. Delegate to the CEO to invite all attendees in consultation with all Councillors and Council staff to manage invitations.

5. Allocates up to $5,000 to host this event.

On being put to the meeting the Amendment (moved by Clr Hadid) was declared CARRIED.

The Amendment then became the motion and on being put to the meeting was declared CARRIED.

Clr Hadchiti asked that he be recorded as voting for the motion.

ITEM NO: **NOM 05**
FILE NO: 272162.2015
SUBJECT: Law & Order

NOTICE OF MOTION

That Council:

1. Implement a concierge service throughout the Mall to maintain social acceptable behaviour.

2. Establish a taskforce of Councillors to work with the Police in maintaining a permanent beat in the Mall at all times.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Provide a report to create a City Manager position and examine establishing a concierge, security, cleaning and cleaning staff and investigate ways to activate the mall.

2. Review existing Committees with a view to work with police in relation to mall security.

Foreshadowed motion: **Moved: Clr Ristevski** **Seconded: Clr Stanley**

That Council:

1. Implement a concierge service throughout the Mall to maintain social acceptable behaviour, by calling for a report on the costings, to be tabled at the next Council meeting.

2. Establish a taskforce of Councillors to work with the Police in maintaining a permanent beat in the Mall at all times.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared LOST.

The Foreshadowed motion (moved by Clr Ristevski) then became the motion and on being put to the meeting was declared LOST.

Mayor Mannoun called for a recess of Council at 9.02pm.

Mayor Mannoun reopened the meeting at 9.20pm with all Councillors present except Clr Ristevski and Clr Mamone, who had not yet returned to the meeting following the recess.

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: **IHAP 01**
FILE NO: 256163.2015
SUBJECT: DA-1162/2014 - Construction of a food and drink premises with 24 hour operation on proposed Lot 1 created in DA-1106/2014 at 501 Cowpasture Road, Len Waters Estate

RECOMMENDATION

That Council approves Development Application DA-1162/2014 subject to the recommended conditions of consent attached to the Council officer's IHAP report (See Attachment 2).

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Shelton

Vote against:
Clr Stanley
Clr Waller

Note: Clr Mamone and Clr Ristevski were not in the Chamber when the item was voted on.

ITEM NO: **IHAP 02**
FILE NO: 257221.2015
SUBJECT: DA-997/2014 - Subdivision of proposed Lot 207 (approved under Development Consent No.508/2013) into two Torrens title lots at 291 Green Valley Road, Green Valley

RECOMMENDATION

That Council approves development application DA-997/2014 subject to conditions of consent contained within the Council officer's IHAP report (see Attachment 2).

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Clr Mamone and Clr Ristevski were not in the Chamber when the item was voted on.

ITEM NO: **IHAP 03**
FILE NO: 257339.2015
SUBJECT: DA-439/2015 - Demolition of existing structures and construction of a seven (7) double storey multi dwelling housing development at 283-285 Newbridge Road, Chipping Norton

RECOMMENDATION

That Council approves Development Application No. DA-439/2015, subject to the revised recommended conditions of consent (See Attachment No. 4).

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Shelton

Vote against:
Clr Stanley
Clr Waller

Note: Clr Mamone and Clr Ristevski were not in the Chamber when the item was voted on.

Clr Ristevski returned to the Chambers at 9.22pm.
Clr Mamone returned to the Chambers at 9.23pm.

ITEM NO: **IHAP 04**
FILE NO: 257537.2015
SUBJECT: DA-998/2014 - Subdivision of proposed Lot 9 and Lot 10 (as approved under Development Consent No. DA-507/2013) into four Torrens title lots at 315 Green Valley Road, Green Valley

RECOMMENDATION

That Council approves Development Application DA-998/2014 subject to the conditions of consent contained within the Council officer's IHAP report (see Attachment 2) and the following additional conditions:

- A right of way shall be created over each of the access ways of Lot 301 and Lot 302 to benefit Lot 303.
- Vehicular access to Lot 303 shall be restricted by a covenant on title to the access ways of Lot 301 and Lot 302. Direct access from Rocco Place is prohibited.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: **IHAP 05**
FILE NO: 258625.2015
SUBJECT: DA-1183/2014 - Construction of 24 detached dwellings and community title subdivision on proposed development Lots 7 and 8 within proposed Lot 22 in the Plan of Subdivision of Lots 31 and 32 in DP 1181985 within the former New Brighton Golf Course at Lot 31 Brickmakers Drive, Moorebank

RECOMMENDATION

That Council approves Development Application DA-1183/2014 subject to the recommended conditions of consent attached to the Council officer's IHAP report (Attachment 2).

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: **IHAP 06**
FILE NO: 258860.2015
SUBJECT: DA-850/2014 - Construction of a Rural Fire Service Station at Corner Lot 1 Twenty Seventh Avenue, West Hoxton

RECOMMENDATION

That Council approves Development Application DA-850/2014 subject to the recommended conditions of consent (Attachment 1).

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Approves Development Application DA-850/2014 subject to the recommended conditions of consent (Attachment 1).

2. Also investigate the possibility of having the SES building on that site.

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

Councillors voted unanimously for this motion.

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: **CEO 01**
FILE NO: 269705.2015
SUBJECT: Corporate Sponsorships

RECOMMENDATION

That Council:

Endorses the Financial Contributions Panel's recommendations for the provision of $1,200 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $1,200 is endorsed, the remaining balance will be $24,550.

Applicant name	Amount
Hinchinbrook Public School	$1,200 ex gst

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

BUSINESS IMPROVEMENT REPORT

ITEM NO: **CFO 01**
FILE NO: 254788.2015
SUBJECT: Tabling of the Annual Pecuniary Interest Returns for Councillors and Designated Persons

RECOMMENDATION

That Council notes that the annual pecuniary interest returns of all Councillors and all designated persons, holding office or occupying positions within Council, as at 30 June 2015, are tabled before this meeting of Council in accordance with section 450A of the *Local Government Act* 1993.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: **CFO 02**
FILE NO: 265379.2015
SUBJECT: Investment Report September 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: **CFO 03**
FILE NO: 266061.2015
SUBJECT: Timing of Committee Meetings

RECOMMENDATION

That Council adopt the changes to the Committee meeting times to the following Committees as outlined in the report:

- Aboriginal Consultative
- Budget and Finance
- Civic Advisory
- Heritage Advisory
- Multicultural Advisory
- Street Naming
- Planning and Development

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Ristevski**

That this item be deferred.

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

ITEM NO: **CFO 05**
FILE NO: 270004.2015
SUBJECT: Councillor Transparency

RECOMMENDATION

That Council:

1. Receive and note the information.

2. Advertise the attendance at Councillor Briefing Sessions, Council meetings and Committee meetings once a month in the local Liverpool newspapers and maintain the register on Council's website as outlined in this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council receive and note the information.

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

Foreshadowed motion: **Moved: Clr Ristevski** **Seconded: Clr Mamone**

That Council:

1. Receive and note the information.

2. Advertise the attendance at Councillor Briefing Sessions, Council meetings and Committee meetings once a month in the local Liverpool newspapers and maintain the register on Council's website as outlined in this report.

3. Make publicly available the Trim enquiries made by Councillors on behalf of constituents since September 2012.

Foreshadowed motion: **Moved: Clr Mamone** **Seconded: Clr Ristevski**

That Council:

1. Receive and note the report.

2. Include attendance to Councillor Briefing Sessions in the Annual Report.

On being put to the meeting the motion (moved by Clr Shelton) was declared LOST.

The Foreshadowed motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared LOST.

The Foreshadowed motion (moved by Clr Ristevski) then became the motion and on being put to the meeting was declared LOST.

The Foreshadowed motion (moved by Clr Mamone) then became the motion and on being put to the meeting was declared LOST.

A Division was called for the vote on the motion moved by Councillors Hadchiti and Balloot with the following result:

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid
Vote against:	Clr Harle Clr Karnib Clr Mamone Clr Ristevski Clr Shelton Clr Stanley Clr Waller

ITEM NO: **DCC 01**
FILE NO: 262806.2015
SUBJECT: Domestic Violence in Liverpool LGA

RECOMMENDATION

That Council:

1. Receives and notes this report.

2. Approve $7,500 excluding GST from the 2015/16 budget to become a member of the White Ribbon Workplace Accredited Program provided White Ribbon Australia.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Receives and notes this report.

2. Approve $7,500 excluding GST from the 2015/16 budget to become a member of the White Ribbon Workplace Accredited Program provided White Ribbon Australia

3. Contribute $10,000 to WSROC for its project, in partnership with Western Sydney University – Centre for Western Sydney, for its project: Crime and Criminal Justice Platform Research.

Foreshadowed motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Council:

1. Receives and notes this report.

2. Approve $7,500 excluding GST from the 2015/16 budget to become a member of the White Ribbon Workplace Accredited Program provided White Ribbon Australia

3. Defer the contribution of $10,000 to WSROC for its project, in partnership with Western Sydney University – Centre for Western Sydney, for its project: Crime and Criminal Justice Platform Research until further information is provided to Councillors to better make that decision.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Stanley) lapsed.

Clr Hadchiti asked that he be recorded as voting for the adopted motion.

ITEM NO: **DCC 02**
FILE NO: 266179.2015
SUBJECT: Grants and Donations

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of $3957.50 (GST exclusive) under the Community Donations Program as summarised in the table below:

Community Grants Program

Applicant Name	Project Name	Amount
Miller Art and Fact Inc	2168 Outdoor Movie Night Under the Stars	$3957.50

2. Endorses the Financial Contribution Panel's recommendations for the provision of $100 (GST exclusive) under the School Donations Program as summarised in the table below:

School Donations Program

Applicant Name	Suburb	Amount
Lurnea High School	Lurnea	$100

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: **DCC 03**
FILE NO: 266589.2015
SUBJECT: Planning for Toilets in Council Reserves

RECOMMENDATION

That Council:

1. Notes the contents of this report.

2. Acknowledges that public toilets are an important functional consideration of any public space.

3. Commits to consider the installation of public toilets as part of any planning and design works for all future or current regional or district level parks.

4. Considers the comfort of park users and acknowledges the general importance of public toilets in creating public spaces that meet the needs of parents with young children, older residents, persons with a disability, as well as the general public.

5. Acknowledges that careful siting, co-location with other facilities and design treatments (including automation) can reduce anti-social behaviour around these facilities to a minimum.

6. Within the next five years install public toilets in the following Macleod Park, Grand Flaneur Beach, Bigge Park, Phillip Park, Liverpool Bicentenary Park and Gough Park.

7. Investigates the removal of older style and problematic public toilets across Liverpool and reports back to Council early next year regarding the outcomes of this research.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Notes the contents of this report.

2. Acknowledges that public toilets are an important functional consideration of any public space.

3. Commits to consider the installation of public toilets as part of any planning and design works for all future or current regional or district level parks.

4. Considers the comfort of park users and acknowledges the general importance of public toilets in creating public spaces that meet the needs of parents with young children, older residents, persons with a disability, as well as the general public.

5. Acknowledges that careful siting, co-location with other facilities and design treatments (including automation) can reduce anti-social behaviour around these facilities to a minimum.

6. Investigates the removal of older style and problematic public toilets across Liverpool and reports back to Council early next year regarding the outcomes of this research.

7. Identify Bigge Park and Chipping Norton Lakes as locations for toilet facilities to be installed.

Foreshadowed motion: Moved: Clr Stanley Seconded: Clr Shelton

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Stanley) lapsed.

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: **DEE 01**
FILE NO: 263838.2015
SUBJECT: Pump House (Coffee Shop), Bigge Park

RECOMMENDATION

That Council note the report

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **DEE 02**
FILE NO: 264991.2015
SUBJECT: Small Business Workshops

RECOMMENDATION

That Council:

1. Note the report outlining existing small business programs delivered in Liverpool.

2. Endorse continuation of the partnership-based approach for delivery of services to small business in Liverpool.

COUNCIL DECISION

Motion: **Moved: Clr Balloot** **Seconded: Clr Hadchiti**

That Council:

1. Note the report outlining existing small business programs delivered in Liverpool.

2. Endorse continuation of the partnership-based approach for delivery of services to small business in Liverpool.

3. Investigate establishing a Smart Work hub in the City Centre and report back to Council.

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

ITEM NO: **DEE 03**
FILE NO: 265311.2015
SUBJECT: Review of Outgoing Corporate Sponsorship Policy

RECOMMENDATION

That Council endorse the draft Corporate Sponsorship (Outgoing) Policy to be placed on public exhibition and receives a further report following public exhibition.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: **DPG 01**
FILE NO: 166027.2015
SUBJECT: Outdoor Signage and Outdoor Product Displays

RECOMMENDATION

That Council;

1. Notes the advice provided in this report.

2. Determines that outdoor goods and signage not be permitted on public footpaths or Council land.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That Council;

1. Notes the advice provided in this report.

2. Allow A frame and products to be displayed subject to Council licensing similar but not to the extent to the Outdoor Dining Policy with minimum standard requirement.

Foreshadowed motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Hadid) was declared CARRIED and the Foreshadowed motion (moved by Clr Waller) lapsed.

Division called:

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski

Vote against:
Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

Clr Balloot and Clr Hadid left the Chambers at 10.28pm.
Clr Balloot returned to the Chambers at 10.29pm.
Clr Hadid returned to the Chambers at 10.33pm.
Clr Mamone left the Chambers at 10.34pm.
Clr Mamone returned to the Chambers at 10.37pm.

ITEM NO: **DPG 02**
FILE NO: 194236.2015
SUBJECT: Update on proposed Northumberland and George Streets conversion to two-way traffic flow

RECOMMENDATION

That Council:

1. Notes the information contained in this report.
2. Approves implementation of the proposed traffic flow changes along George and Northumberland Streets to two-way.
3. Defers the Dewsbury Serviceway Extension to George Street for the project to be considered in the 2016/17 Budget.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Clr Karnib, Clr Stanley and Clr Waller asked that their names be recorded as voting against the motion.

ITEM NO: **DPG 03**
FILE NO: 241823.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment 55) - Permit additional uses (service station and take away food and drink premises) at 1-5 Yato Road, Prestons

RECOMMENDATION

That Council adopts draft Liverpool Local Environmental Plan 2008 (Amendment 55) and forwards the plan to the NSW Department of Planning and Environment requesting notification (gazettal) of the amendment.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against: Clr Waller

ITEM NO: **DPG 04**
FILE NO: 249754.2015
SUBJECT: Draft Liverpool Local Environmental Plan 2008 (Amendment 46) - Macleod Park Master Plan

RECOMMENDATION

That Council:

1. Writes to the Minister of Planning pursuant to clause 58(4) of the EP&A Act 1979, to request that the matter not proceed.

2. Writes to those who provided written submissions or attended the public hearing advising of Council's decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded:Clr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: **DPG 05**
FILE NO: 258902.2015
SUBJECT: Animal Management Policy

RECOMMENDATION

That Council;

1. Notes the advice contained in this report.

2. Notes that the Animal Management Policy is currently being reviewed and a report will be presented to the November meeting.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

ITEM NO: **DPG 06**
FILE NO: 265991.2015
SUBJECT: Outcome of Public Exhibition - Proposed New 3D Imaging Fees

RECOMMENDATION

That Council adopts the following 3D CAD model fees and charges, as part of the Statement of Revenue Policy (Fees and Charges) 2015-2016:

- Less then $1m development value - $ 2,200.00.
- Greater then $1m and less than 3m development value – $3,300.00.
- Greater than $3m development value - $6,600.00.
- New modelling fee if a design is amended and a new 3D image is submitting for modelling. If the changes are minor, an hourly rate can be charged. If the changes are substantial, a new modelling fee may apply.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: **DPG 07**
FILE NO: 268218.2015
SUBJECT: Air Quality Monitoring

RECOMMENDATION

That Council notes the information provided in the report.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: **DPC 01**
FILE NO: 262396.2015
SUBJECT: Classification of Lot 1104 DP 2475, 75 Fifth Avenue, Austral, Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill and Lot 2 and 3 DP 1208552, 350-354 Macquarie Street, Liverpool, as 'Operational' land

RECOMMENDATION

That Council classifies Lot 1104 DP 2475, 75 Fifth Avenue, Austral, Lot 10 DP 1043935, 305 Cowpasture Road, Carnes Hill and Lot 2 and 3 DP 1208552, 350-354 Macquarie Street, Liverpool, as 'Operational' land, in accordance with the *Local Government Act* 1993.

COUNCIL DECISION

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

That the recommendation be adopted.

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

COMMITTEE REPORTS

ITEM NO: **CTTE 01**
FILE NO: 224425.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 7 October 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 7 October 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 02**
FILE NO: 114953.2015
SUBJECT: Minutes Aboriginal Consultative Committee Meeting held on the 2 September 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Aboriginal Consultative Committee Meeting held on 2 September 2015.

2. The Minutes identify a number of actions that require Council staff to undertake, none of which will have any financial impact on Council.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 03**
FILE NO: 184469.2015
SUBJECT: Minutes of the Street Naming Committee meeting held on 27 August 2015

RECOMMENDATION

That Council:

1. Notes the Minutes and recommendations of the Street Naming Committee Meeting held on 27 August 2015.

2. Notes the proposed changes to the Street Naming Committee process.

3. Notes that the proposed changes to the Street Naming Committee process will be addressed in the draft Naming Convention Policy and will be presented to Council in a future report.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 04**
FILE NO: 228883.2015
SUBJECT: Meeting Notes of the Liverpool Youth Council Meeting held on Tuesday 1 September, 2015 and Minutes of the Liverpool Youth Council Meeting held on Tuesday 6 October, 2015

RECOMMENDATION

That Council receives and notes the Meeting Notes of the Liverpool Youth Council Meeting held on 1 September, 2015 and the Minutes of the Liverpool Youth Council held on Tuesday 6 October, 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 05**
FILE NO: 253684.2015
SUBJECT: Minutes of the Local Traffic Committee Meeting held on 23 September 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Local Traffic Committee Meeting held on 23 September 2015.

2. Adopts the Local Traffic Committee recommendations as noted in the report below.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 06**
FILE NO: 263158.2015
SUBJECT: Minutes of Economic Development and Events Committee meeting held 5 October 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development and Events Committee Meeting held on 5 October 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 07**
FILE NO: 266045.2015
SUBJECT: Draft Minutes of Planning and Development Committee Meeting held on 7 October 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the Planning and Development Committee Meeting held on 7 October 2015.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CTTE 08**
FILE NO: 266617.2015
SUBJECT: Minutes of Committee for Liverpool Meeting held 29 September 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Committee for Liverpool Meeting held on 29 September 2015.

2. Formally approves the addition of Phil Hamdorf, Senior Regional Coordinator, Department of Premier and Cabinet to the membership of the Committee for Liverpool.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: **QWN 01**
FILE NO: 250212.2015
SUBJECT: Question with Notice - Clr Stanley

Files lost in August 2010 Fire

Some time ago a report was furnished of Council regarding files etc lost in the Council Building Fire. Recently I have been made aware of another item that is not able to be found subsequent to the fire.

1. **Can officers provide a follow up report to Council regarding issues of missing files, and a copy of the original report, please.**
   The response to the Questions With Notice were reported to Council in August 2013 and are attached (in the Council Agenda).

   Council's first Document Management System (DMS) 'Genesis' was introduced in 1990. It was quite unsophisticated in today's terms. Prior to that, Council mainly relied on hard copy files some of which some are on microfilm although the quality in some cases is extremely poor. From 2003 a more robust Document Management System (DMS) – TRIM was introduced, however in the early years, there would have been limited ability to scan large documents and therefore it is highly likely that large plans would have been kept in hard copy only.

   The information given prior to this report regarding the number and nature of files destroyed in the fire is shown in Table One below. Having undertaken additional analysis, these figures appear to be incorrect. Whilst an audit was undertaken after the fire, seemingly it was performed in an unstructured manner over several months on and off site, it is understood the findings were not recorded in a formal report.

   The current method of research into missing files is under investigation; and a further report will be provided to Council in the next 2 months regarding the accuracy of the estimate of missing files.

   Table One

File Type	Number
Planning	591
Building	654
Development Application	1926
Construction Certificates	4425
Subdivisions	19
Engineering	20
Administration	35

Fire	263
Various	972
Total	**8905**

2. **Is a list/report etc being kept as it emerges that files or DA's are not able to be found?**
   Yes, if it is brought to Council's attention that a file is missing and cannot be traced or electronically recovered or partially recovered, a notation is made in a central repository in the TRIM system, however in some cases the reason why the classification of being destroyed in the fire has been made is somewhat unreliable.

3. **How is a determination made when items are unable to be located that it is because of the fire? As the fire was 5 years ago could there be other explanations why files are missing?**
   The determination should be made on the basis of an investigation using a relevant reference point e.g. address of property, LOT number (assuming it is a property file such as a DA). In most cases the documentation will be saved in the DMS, which identifies its location, either stored electronically, on microfilm or in hard copy at the offsite storage facility. The DMS should be interrogated to its full extent and then Council's archives should be examined to determine the true location of the file.

   In terms of other explanations, obviously human error cannot be discounted, hard copy files do go missing, they can get left in drawers or packed in between other files by mistake.

4. **Is it possible and if so what would be the cost for a comprehensive audit to determine what is missing? Was this done at any time since the fire in 2010?**
   Until recently, estimates of the number of Council's hard copy files that were lost in the fire in 2010 indicated that 8905 paper files. Similarly, it was understood somewhere in the region of 750 files were completely destroyed.

   There are currently c19,000 boxes of files in offsite storage, 435 rolls on microfilm containing various records from historic building files to financial records, 15 boxes of microfilm/microfiche and 1,675,957 records in TRIM. It is virtually impossible to audit that level of recorded information or supervise in excess 890 TRIM records edited or saved each day.

   The Director Business Improvement is now undertaking a further investigation regarding the loss of files due to the fire. At this point it is highly questionable as to whether over 9500 hard copy files were actually being stored at the Hoxton Park Council Buildings during the period when the fire occurred. At this stage preliminary results indicate that there is some doubt regarding files that have been labelled 'lost in the fire'.

5. **Has this issue been discussed at the Audit and Risk Committee to determine whether Council has / should have concerns regarding risk to its business? If so, what was the outcome?**
   It appears no formal external audit was undertaken after the fire. It is understood that whilst this matter was discussed by senior management at the time, no formal report was submitted.

6. **How often are audits done on the completeness of details of Council's files and reports?**
   In general, audits are not undertaken, Council's Records Management policy states that It is the responsibility of all council officers to save their records to TRIM.

   Broadly estimated council employees save or edit some 890 TRIM records each day. It is virtually impossible to audit that level of recorded information or supervise that amount of activity each day.

   Council Records and Archives section has barcode and Radio-Frequency Identification (RFID), which are electronic devices which are commonly used in supermarkets and retail outlets. Files are barcoded and initially 'signed out' by a staff member and allocated electronically to that staff member's location.

   The Records and Archives Team undertake audits of files as they move throughout the building. The RFID system has static scanners in several sections and files as are moved past these scanners the location is recorded on the tracking system.

   Occasionally files still go missing, due to human error or being filed in the wrong place; but using this technology staff can audit each floor using scanners and usually can locate the file.

7. **What actions are in place to ensure that all files are captured on the computer network?**
   All staff receive training on how to use the TRIM system. Council staff must acquaint themselves with record keeping requirements that affect the performance of their duties, including the making of records to support the conduct of Council's business, registering records, and knowing how and where records are kept within Council.

   Council staff must ensure that records in any format, including electronic documents and electronic messages, are captured into the Councils record keeping systems.

   A more robust procedure will be developed during the next 2 months to ensure all records are captured and all requests for information are thoroughly investigated.

ITEM NO: **QWN 02**
FILE NO: 250217.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. **Have Council Officers had discussions, pre-DA meetings or any other correspondence with the DeAngelis Group or any other parties with the purpose of formulating a new DA for the site 467 HUME HIGHWAY CASULA NSW 2170 also known as Fontainebleau Motel.**

   a) **if so, please provide details the nature, content and purpose of these discussions**
   b) **are Council officers aware of when any application maybe expected to be lodged**
   c) **if an application is lodged for this site can Councillors be advised immediately by email.**

   The owner requested a meeting with Council officers in June and indicated that he is intending to lodge a new application for the proposed Casula Hotel shortly. He advised he was intending to request a pre-DA meeting; however, this has not been scheduled. During the meeting, officers advised that Council had adopted the Social Impact Policy on 17 June 2015 and that accordingly any new application would be required to be supported by a social impact assessment. The application has not yet been lodged and this is a matter for the owner.

   Councillors receive a weekly email with a list of all development applications lodged in the previous week with a link to the applications in the ePlanning portal. However, given the interest in this application, Councillors can also be advised by the Manager Development Assessment if a new application is lodged.

2. **Are Council officers aware of discussion owners may have had with local schools regarding a VPA for the site. Does this negotiation have any weight and have officers been involved in such negotiations?**

   A Voluntary Planning Agreement (VPA) under Section 93F of the Environmental Planning and Assessment Act 1979 is an agreement or arrangement between one or more planning authorities and a developer under which the developer dedicates land free of cost, pays a monetary contribution or provides alternative material public benefit for a public purpose. A VPA can be negotiated when a developer seeks a change to an environmental planning instrument or proposes to make a development application.

As noted above, the owner has indicated he is intending to lodge a new application for the proposed Casula Hotel shortly. Council officers have not entered into any negotiations regarding a VPA.

3. **Are Council officers aware of any organisations in addition to Casula Public School, that have been approached by representatives of the De Angelis Hotel group to consider/sign a VPA with them?**

   Council officers are not aware of any approaches by the owner except through recent media coverage. As noted above, a VPA is entered into between a planning authority and a developer.

4. **Is Council aware of anyone who has refused to enter into such VPA agreements?**

   Council officers are not aware of any approaches by the owner except through recent media coverage. As noted above, a VPA is entered into between a planning authority and a developer.

5. **When or have Council officers engaged in any discussions with Police concerning a possible new DA for the hotel? Are there minutes or similar available from any meetings of this type.**

   Council officers have not had any discussions with the police regarding a possible new DA.

6. **What are the implications of VPAs on the Council and IHAP planning assessment and approval process?**

   As noted above, a VPA is an agreement or arrangement between one or more planning authorities and a developer under which the developer dedicates land free of cost, pays a monetary contribution or provides alternative material public benefit for a public purpose. A VPA can be negotiated when a developer seeks a change to an environmental planning instrument or proposes to make a development application.

   A proposed VPA would be reported to Council for endorsement before public exhibition for a period of not less than 28 days. A VPA cannot impose an obligation on a planning authority to grant development consent. A proposed VPA is not required to be reported to Council's IHAP; however, a future development application would be reported to IHAP if triggered in accordance with Council's IHAP Charter by receiving more than 5 unresolved objections.

7. **Could Council officers determine what legal avenues there are to oppose on negative social impact grounds under the NSW Liquor and Gambling laws, the move of 30 poker machines from the New Commercial Hotel in Liverpool to a proposed hotel in Casula –within the same LGA, should this be part of any proposal put to Council in the future.**

   Council is not the determining authority for gaming licences. The State office of the Independent Liquor and Gaming Authority (ILGA) determines the applications. A local impact assessment (LIA) is required where a hotel or registered club proposes to increase its gaming machine threshold (GMT) in order to operate more gaming machines. All new applications are listed on the LIA public register and with any new applications, the local authority is notified. Council then has the opportunity to provide a submission in response to their Local Impact Assessment.

   The only Hotels that are currently listed on the register are:

   - Liverpool Catholic Club
   - Liverpool Hotel
   - The Corner Hotel

   http://www.ilga.nsw.gov.au/gaming/hotel-gaming/local-impact-assessment/lia-public-register

8. **Are officers aware if and when an application is expected for the site?**

   Council Officers are unaware of when the application will be lodged.

ITEM NO: **QWN 03**
FILE NO: 250221.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. **Can I be advised the costs in relation to industrial matters including legal fees for the following financial years:**

   - **2012-2013**
   - **2013-2014**
   - **2014-2015**

   Please note that Council is a member of Local Government NSW, who conduct the bulk of Council's Industrial Relations legal work. Council also has an internal legal team who, subject to expertise and capacity, can undertake some of this work.

   More complex matters, or matters that require special expertise, are briefed out.

   Council briefed out four industrial matters between 2008/09 and 2014/15. Two of these matters were briefed out in 2014/15. One was briefed out in 2013/14, and another in 2011/12.

   The matters briefed out in 2014/15 were both in relation to the defence of legal proceedings brought by the United Services Union against Council. One of these matters related to the defence of an application for a special Award condition for certain child care workers, who sought a permanent 4 day working week. This type of application is very unusual in the Local Government sector and required specific legal expertise to defend. Council was successful in defending the proceedings, but the defence required significant preparation and several days of court hearing time. The cost of defending this matter was $102,043.44 and this one matter represents over 80% of the total external legal fees expended by Council on industrial matters since 2008.

   Legal costs awards in the Industrial Relations Commission are rare.

2. **How does this compare to costs for the previous Council term 2008-2012, by financial year.**

   Please find below a breakdown of the legal costs relating to external management of industrial matters since 2008/09. Council's annual reports contain details of all legal matters involving Council, and the costs relating to their management, from year to year. The archived reports are available on Council's website.

   2014/15: $121,058
   2013/14: $4,256
   2012/13: $1,408
   2011/12: Nil
   2010/11: Nil
   2009/10: Nil
   2008/09: Nil

ITEM NO: **QWN 04**
FILE NO: 254993.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

There has been significant work done around the CBD of Liverpool which has occasioned the digging up of pavement and laying cables (I am assuming this is the NBN delivery).

The pavement has not been reinstated and for the most part has been filled in with bitumen. This is very unsightly and does not give a good look for Liverpool considering the amount money we are spending to improve things in the Mall. It is also a significant risk for those in the community who find uneven footpaths a concern.

1. **Does Council have an audit of all the areas in the CBD (except the Mall) which required reinstatement?**

   Yes Council officers inspect all footpath openings and following the completion of the work, Council will arrange full restoration of the area on charge to the applicant.

2. **Will these areas be reinstated properly using concrete and to match the surrounding area or the way they were before the works were done?**

   Yes all restorations will be completed to the same or better standard than the original area.

3. **When will this occur?**

   Once the work is completed and Council receives the restoration order, repairs to the area will be completed as soon as possible.

4. **What has been done to follow this up to date?**

   All footpath openings are monitored and repairs are carried out as soon as possible.

ITEM NO: **DBI 01**
FILE NO: 272542.2015
SUBJECT: Response to NOM 5 - Ordinary Council Meeting 30 September 2015

RECOMMENDATION

That Council:

1. Should not proceed with the trial opening of the Customer Service Centre on Saturdays for the following reasons;

   a) The survey indicates that less than half the respondents actually use the Customer Service centre facility at all, preferring to do Council business online;

   b) The results of the staff survey indicates only 35% of staff support working on a Saturday;

   c) As the new Customer Service Centre does not open for business until 28 October 2015. It would be impossible to implement trial opening hours until such time as the services are embedded, and that is unlikely until after the Christmas holiday period;

   d) The cost of offering a Saturday service would be in excess of $520,000 per annum and is unlikely to generate sufficient activity to justify the spend;

   e) Council is making significant investment in making services more accessible to internet users, e.g. eplanning portal.

2. Notes the contents of this report regarding;

   a) Customer Services staffing levels and organisation chart;

   b) No Council vacancies have been filled by Propel staff;

   c) The provision of IT equipment in the new Customer Services Centre;

   d) No further issues regarding drainage problems

   e) The cost of the Ground Floor renovations; and

3. No provision for Public toilets was made in the Ground Floor renovations.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Mamone**

That the item be deferred.

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

CHIEF FINANCIAL OFFICER

ITEM NO: **CFO 06**
FILE NO: 274892.2015
SUBJECT: Fit For the Future

RECOMMENDATION

That Council:

1. Notes the report;

2. Authorises the Mayor and Chief Executive Officer to commence discussions with neighbouring Councils and prepare a report to Council; and

3. Approve an Extraordinary Meeting for 11 November 2015 to approve Council's response to IPART's "Assessment of Council Fit For the Future Proposals" final report.

COUNCIL DECISION

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

That Council:

1. Notes the report;

2. Authorises the Mayor and Chief Executive Officer to commence discussions with neighbouring Councils and prepare a report to Council; and

3. Approve an Extraordinary Meeting for 6.00pm on 10 November 2015 to approve Council's response to IPART's "Assessment of Council Fit For the Future Proposals" final report.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: **CONF 01**
FILE NO: 272185.2015
SUBJECT: Moorebank Voluntary Acquisition Scheme

NOTICE OF MOTION

That Council:

1. Forthwith reaffirms its commitment to the Moorebank Voluntary Acquisition Scheme, and takes all steps reasonably necessary to give effect to this decision.

2. Forthwith carries out inspections of the remaining fifty-nine properties that are yet to be acquired with a view toward identifying any non-complying development that may have been carried out thereon and taking steps to regularise as much including initiating prosecutions where appropriate. This would include the use of ss. 121B and 123 of the EP and A Act to require all unauthorised works to be removed from MVAS land.

3. Forward a copy of the thirty-seven page legal advice dated 19 June 2015 from Mr CJ Leggatt SC to the Office of Local Government together with a copy of this motion under a covering letter which refers the Director General of Local Government to his powers of investigation under s.430 of the Local Government Act, 1993 including with reference to the sequence of events from early 2013 to the present.

4. Makes representations to the relevant state and federal ministers detailing the history and the implications of advice given to Council seeking restoration of funding for the acquisition for the properties left in the MVAS area.

COUNCIL DECISION

Motion: **Moved:** **Seconded:**

This motion was not considered as the matter was dealt with earlier at the meeting when dealing with Mayoral Minute 03 on page 11 of these minutes.

ITEM NO: **CONF 02**
FILE NO: 261963.2015
SUBJECT: Tender WT1390 – Design and Supply of Multi and Single Function Poles

RECOMMENDATION

That Council:

1. Accepts the proposal from Fyntrim Pty Ltd to introduce a ratchet clause to Tender WT1390 Design and Supply of Multi and Single Function Poles, such that the price of poles and accessories does not fall below the original 2011 tender price.

2. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against:
Clr Karnib
Clr Waller

ITEM NO: **CONF 03**
FILE NO: 265530.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 6 October 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 6 October 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: **CONF 04**
FILE NO: 207296.2015
SUBJECT: Tender for the Liverpool Engagement Strategy

RECOMMENDATION

That Council:

1. Accept the Tender from Taylor Street Consultancy Pty Ltd for Tender ST2482 – Liverpool Engagement Strategy for an initial 12 month contract term at the GST inclusive price of $216,000.00, with the option of extending the contract for an additional twelve month period.

2. Makes public its decision regarding tender ST2482 – Liverpool Engagement Strategy.

3. Notes that the Director, Economic Development will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Waller

Vote against:
Clr Shelton
Clr Stanley

ITEM NO: **CONF 05**
FILE NO: 269483.2015
SUBJECT: Acquisition of Lot 1 DP 153264, 37 Scott Street, Liverpool, for road purposes

RECOMMENDATION

That Council:

1. Proceeds with the compulsory acquisition of Lot 1 DP 153264, 37 Scott Street, Liverpool, for road purposes, if negotiations are unsuccessful;

2. Proceeds with making the necessary application to the Minister for Local Government and the Governor in accordance with Section 187(2) of the *Local Government Act* 1993 to obtain approval to give an acquisition notice for Lot 1 DP 153264 to the owner of 37 Scott Street, Liverpool and commence compulsory acquisition under the *Land Acquisition (Just Terms Compensation) Act* 1991;

3. Notes that it is Council's preference to acquire Lot 1 DP 153264 by agreement rather than a compulsory process and authorizes the Director Property & Commercial Development to enter into negotiations with the owner to acquire Lot 1 DP 153264, 37 Scott Street, Liverpool;

4. Notes that a further report will be submitted to Council if an acquisition price has been agreed to by negotiation;

5. Upon settlement of the acquisition, classifies Lot 1 DP 153264, 37 Scott Street, Liverpool as 'Operational' land;

6. Keeps confidential the attachment supplied under separate cover containing details of the proposed acquisition pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

7. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: **CONF 06**
FILE NO: 275563.2015
SUBJECT: Proposal to amend Liverpool City Centre LEP Review to retain a smaller commercial core

RECOMMENDATION

That Council:

1. Amends the planning proposal for Draft Liverpool Local Environmental Plan 2008 (Amendment 52) – the Liverpool City Centre LEP Review – by retaining approximately 121,000sqm of land as being zoned B3 – Commercial Core as depicted in Figure 1 of this report.

2. Delegates to the Chief Executive Officer the authority to amend the planning proposal and submit the revised planning proposal to the Department of Planning and Environment pursuant to Section 58 of the Environmental Planning and Assessment Act.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Closed Session

Council moved into Closed Session at 10.46pm to discuss the Motion of Urgency relating to the Environmental Planning Authority matter in accordance with S10A(2)(e) and S10B(1)(b) of the Local Government Act 1993:

- S10A(2)(e) information that would, if disclosed, prejudice the maintenance of law; and

- S10B(1)(b) because Council was satisfied that the discussion of the matter in an open meeting would, on balance be contrary to the public interest.

The press and public left the Chambers.

Clr Waller left the Chambers at 11.05pm.
Clr Waller returned to the Chambers at 11.07pm.

Motion: **Moved: Clr Ristevski** **Seconded: Clr Stanley**

That:

1. Councillors be advised as a matter of urgency the full details of the EPA's investigation.

2. Councillors be advised as a matter of urgency any site where contaminated fill may have been used.

3. Councillors be advised as a matter of urgency when staff and ratepayers were advised of the potential contamination.

4. Councillors be advised as a matter of urgency have staff that have been exposed to asbestos been identified and notified and what programs have been put in place to monitor and test ratepayers and staff.

5. Councillors be advised as a matter of urgency when Workcover were advised of this issue.

6. The CEO be advised of the likely, or potential, cost of any fines or remediation works that may be needed.

7. Councillors be advised forthwith as to when a program will be put in place to advise ratepayers, staff and potentially affected land owners as to when a program will be put in place to advise possible risk levels.

8. A process be developed so that Councillors are kept informed of sensitive issues.

Foreshadowed motion: Moved: Clr Hadchiti Seconded: Clr Balloot

That:

1. Council receive the verbal report delivered by the CEO and the Audit report referred to in the CEO's verbal update be circulated to Councillors under confidential cover.

2. A process be developed so that Councillors are kept informed of sensitive issues.

On being put to the meeting the motion (moved by Clr Ristevski) was declared LOST.

The Foreshadowed motion (moved by Clr Hadchiti) then became the motion and on being put to the meeting was declared CARRIED.

Council moved back into open session at 11.31pm.

THE MEETING CLOSED AT 11.32pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 25 November 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 28 October 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

……

Chairperson

LIVERPOOL CITY COUNCIL

MINUTES OF THE ORDINARY MEETING HELD ON 25 NOVEMBER 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.05pm.

OPENING	6.05pm
PRAYER	The prayer of the Council was read by Mr George Georgakis, Manager Council and Executive Services.
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That the minutes of the Ordinary Meeting held on 28 October 2015 and the Extraordinary Meeting held on 10 November 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

Clr Stanley declared a pecuniary interest in the following item:

Item: DPG 02 - Draft Liverpool LEP 2008 Amendment 38 Proposed Reclassification and Rezoning of Parks Post Exhibition Report.

Reason: Clr Stanley owns a property in the vicinity of one of the parks in question.

Clr Stanley left the Chambers for the duration of the Item.

The CEO, Mr Carl Wulff declared a non-pecuniary interest in the following Item:

Item: CONF 09 - ST2440 - Transformation Process for Delivering Services to the Community

Reason: Mr Wulff has previously had business dealings with one of the companies mentioned in the report.

PUBLIC FORUM

Presentation – Items not on Agenda

1. **Mr Peter Konc** addressed the Council on the following matter:

   Parking issue concerning all day parking by non-residents.

2. **Mr Peter Konc** addressed the Council on the following matter:

   Lack of notification of DA 1175/2014 to adjoining properties.

Motion: **Moved: Clr Hadid** **Seconded: Clr Hadchiti**

That a two minute extension of time be given to Mr Peter Konc.

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

3. **Mr Zelko Filipic** addressed Council on the following matter:

   Lack of notification to the owners of DA 1175/2014 and approval of the adjoining properties.

Representation – Items on Agenda

4. **Mr Jeff Smith** addressed Council on the following Item:

   NOM 01: Almalfi Park Detention Basin

Motion: **Moved: Clr Hadid** **Seconded: Clr Hadchiti**

That a two minute extension of time be given to Mr Jeff Smith.

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

5. **Ms Renee Searle** addressed Council on the following Item:

   DPG 01: DA-304/2015 - Three lot Torrens title subdivision at 11 Bullrush Cr, Voyager Point

Motion: **Moved: Clr Shelton** **Seconded: Clr Mamone**

That a two minute extension of time be given to Ms Renee Searle.

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

6. **Ms Roslyn Fagan** addressed Council on the following Item:

   DPG 02: Draft Liverpool LEP 2008 Amendment 38 Proposed Reclassification and Rezoning of Parks.

Motion: **Moved: Clr Harle** **Seconded: Clr Shelton**

That a two minute extension of time be given to Ms Roslyn Fagan.

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

7. **Mr David Fagan** addressed Council on the following Item:

   DPG 02: Draft Liverpool LEP 2008 Amendment 38 Proposed Reclassification and Rezoning of Parks.

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That a two minute extension of time be given to Mr David Fagan.

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

8. **Ms Denise Hodgson** addressed Council on the following Item:

   DPG 02: Draft Liverpool LEP 2008 Amendment 38 Proposed Reclassification and Rezoning of Parks.

9. **Ms Signe Westerberg** addressed Council on the following Item:

   DPG 02: Draft Liverpool LEP 2008 Amendment 38 Proposed Reclassification and Rezoning of Parks.

MAYORAL REPORT

ITEM NO: MAYOR 01
FILE NO: 303073.2015
SUBJECT: Trapping of India Myna Birds

REPORT

Indian Myna birds are considered one of Australia's most recognised and destructive pests. Like many species afflicting this country, Indian Mynas were introduced to remove agricultural pests such as grasshoppers from farming areas. The population of Indian Mynas has grown out of control and has been left unrestricted, causing destruction to our fauna.

This extremely aggressive bird chases out native birds and small tree dwelling marsupials. In 2000 the International Union for the Conservation of Nature declared the bird among 100 of the world's most invasive species. Mynas have pushed many other bird species to the brink of extinction.

To combat their growing population a broad community initiative has been initiated by Wollongong and Campbelltown councils involving trapping and euthanizing, the pests. Models undertaken in surrounding local government areas need to be researched with a view to emulating them here. Successful programs include local residents working with council to tackle the problem.

RECOMMENDATION

That Council:

1. Prepares a report detailing the Indian Myna control programs operated in neighbouring councils.

2. Evaluates the programs for effectiveness and feasibility for the Liverpool LGA.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: MAYOR 02
FILE NO: 304975.2015
SUBJECT: Ms Lilly Lyons

REPORT

Thirteen-year-old Lilly Lyons is an outstanding young person in Liverpool and has been taking a keen interest in government and the community and working as a volunteer.

From her participation in the Youth Council, and her efforts as host of her radio program *RADAR*, Lilly has set a fine example in raising awareness and providing a voice for youth in our local area. Lilly also volunteers at community events such as Australia Day and ANZAC Day, and has represented her community at the YMCA's NSW Youth Parliament.

On October 30 Lilly's efforts were formally recognised, when she was awarded the John Lincoln Youth Community Service Award by the Executive Director of NSW Public Schools; Murat Dizdar. This is a prestigious award only given to a few of Australia's youth and is part of the Order of Australia.

The local community can be very proud of Lilly's achievements and we wish her all the best for her future goals and ambitions.

RECOMMENDATION

That Council:

1. Formally recognise the achievements and voluntary activities of Miss Lilly Lyons for the Liverpool area, and provides her with a certificate of recognition for her achievements.

2. Provides Miss Lilly Lyons with a copy of this Mayoral Minute.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: MAYOR 03
FILE NO: 314466.2015
SUBJECT: Metro Train Line to Liverpool

REPORT

The NSW Government recently announced that it is investigating the possibility of extending the rapid metro line beyond the planned Southwest termination point in Bankstown to Liverpool. This has been reported as a result of strong support from Liverpool residents and a strong campaign led by Council.

There are currently issues with overcrowding on trains out from Liverpool to the City in the AM peak and from the City to Liverpool in the PM peak. As the population grows in Liverpool and South West Sydney, transport infrastructure will play a vital role in improving the quality of day-to-day commuting life, particularly when many suburban residents flock to the Sydney CBD for work as well as other services within the CBD.

Transport infrastructure will also play a vital role for Badgerys Creek when the second airport is operational, which will see many international travellers required to travel to and from the airport and rail is the best option to commute travellers from airports towards the city.

Earlier this year, Council ran a major campaign to include Liverpool in the Metro Train Line project. Many staff members attended Liverpool and Warwick Farm train stations in the early hours of the morning and early evenings to collect signatures for a petition. The petition campaign project was highly efficient and was overseen by Hiba Soueid and members of her team as well other team members.

I am meeting with Senior Advisors to the Minister for Transport next week where, amongst other topic, will be discussing the government's investigation into including Liverpool as part of the Metro Train Line project.

RECOMMENDATION

That Council:

1. Congratulate the State Government on its decision to investigate including Liverpool in its Metro Train Line project.

2. Thank Council staff for their work on collecting signatures from commuters at Liverpool and Warwick Farm train stations in the early mornings and early evenings.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

ITEM NO: MAYOR 04
FILE NO: 314466.2015
SUBJECT: Terrorist Attacks in France, Lebanon and Mali

REPORT

On the evening of Friday, 13 November 2015, a series of coordinated terrorist attacks, consisting of mass shootings, suicide bombings and hostage-taking occurred in Paris and its northern suburb, Saint Denis.

The terrorists murdered 130 people, including 89 at the Bataclan theatre, where they took hostages before engaging in a three-hour standoff with police. A further 368 people were injured, many of them seriously. It has been stated that the attacks were the deadliest attacks within France since World War II, and the deadliest in the European Union since the Madrid train bombings in 2004. Subsequently, the terrorist death cult ISIS claimed responsibility for the attacks.

On 12 November 2015, two suicide bombers detonated explosives in a southern suburb of Beirut, Lebanon killing 44 people. The death cult ISIS also claimed responsibility for the attacks.

On 20 November 2015, terrorists took 170 hostages and killed 19 of them in a mass shooting in Bamako, the capital of Mali. Al-Mourabitoun claimed that it carried out the attack in cooperation with Al-Qaeda.

Acts of terror should be condemned throughout the world, by all backgrounds and by all religions. Acts of mass murder are not acts authorised by any religion and should only be described as acts of murder conducted by groups of murderers.

RECOMMENDATION

That Council:

1. Publicly expresses its condolences to the families of all the victims of the Paris attacks.
2. Publicly expresses its condolences to the families of the victims of the Beirut attacks.
3. Publicly expresses its condolences to the families of the victims of the Mali attacks.
4. Condemns the evil acts of terror carried out by the groups of murderers in Paris, Beirut and Mali - and other terrorist attacks throughout the world.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

One minutes silence was observed at the meeting in memory of the victims of the attacks.

.....

Chairperson

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 302826.2015
SUBJECT: Almalfi Park Detention Basin

NOTICE OF MOTION

That Council:

1. Removal of the embankment immediately and restore it to its previous state.

2. Deepen the basin to mitigate any flood concerns.

3. Immediate testing of the soil by an independent body of the levee for any asbestos contamination.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Mamone**

That Council:

1. Acknowledge the concerns of residents of Weir Crescent, Lurnea of privacy and overlooking generated by the levee constructed in Amalfi Park.

2. Hold an on-site meeting with interested Councillors, residents and relevant staff as soon as practicable to discuss mitigation measures to alleviate residents concerns.

3. Notify residents between 29 and 61 Weir Crescent, Lurnea that asbestos testing has been completed and the site is free of asbestos.

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

ITEM NO: NOM 02
FILE NO: 302837.2015
SUBJECT: Bigge Park Plaques-commemoration of the dropping of bombs in Japan August 1945

NOTICE OF MOTION

That Council:

1. Determine the location of the plaques in Bigge Park as a matter of urgency and whether they will be moved in the upgrade works about to commence.

2. Move the plaques to an appropriate location and reinstate the magnolia tree planting.

3. Advise Councillors and Mr Conway of the outcome of the investigation, where the new location will be and when the move of the items is likely to happen by no later than February 2016 Council Meeting.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: NOM 03
FILE NO: 305980.2015
SUBJECT: Homelessness and Employment

NOTICE OF MOTION

That Council:

1. Work collaboratively with relevant service providers in both employment and homelessness agencies to encourage opportunities for employment.

2. Research relevant funding opportunities for employment of people experiencing homelessness and work collaboratively with the homelessness sector to lobby government for support.

3. Place employment as a standing item on the Homelessness and Housing Taskforce agenda to ensure that this critical issue is discussed.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **Seconded: Clr Mamone**

That Council:

1. Work collaboratively with relevant service providers in both employment and homelessness agencies to encourage opportunities for employment.

2. Research relevant funding opportunities for employment of people experiencing homelessness and work collaboratively with the homelessness sector to lobby government for support.

3. Place employment as a standing item on the Homelessness and Housing Taskforce agenda to ensure that this critical issue is discussed.

4. Thank the local services who attended the recent task-force on Homelessness and housing.

5. Maintain a presence at future planned meetings, through an appropriate staff member and/or any Councillor interested in attending.

6. Work collaboratively with appropriate agencies including a support role for future meetings with agencies and stakeholders. This support could mean organising premises for meetings, refreshments, minute taker, printing and/or mail outs or minutes etc.

7. Supports as a priority affordable housing within future proposed developments in the LGA.

8. Work collaboratively with agencies who provide training and assistance to provide employment for those most at risk of homelessness and who are homeless.

9. Staff report to Council at the second February meeting in 2016 including recommendations and strategies with regards to lobbying and advocacy by Council regarding homelessness and those who are chronically unemployed due to lack of accommodation.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 297107.2015
SUBJECT: DA-125/2015 - Subdivision of one lot into two Torrens title Lots at 151 Epsom Road, Chipping Norton

RECOMMENDATION

That Council approves DA-125/2015 subject to the recommended conditions of consent contained within the Council officer's IHAP report (Attachment 1).

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEO 01
FILE NO: 297142.2015
SUBJECT: Corporate Sponsorships

RECOMMENDATION

That Council endorses the Financial Contributions Panel's recommendations for the provision of $12,500 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $12,500 is endorsed, the remaining balance will be $7,050.

Applicant name	Amount
NSW Barefoot Water Ski Club	$7,500 ex gst
Matilda News Pty Ltd	$5,000 ex gst

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

BUSINESS IMPROVEMENT REPORT

ITEM NO: DBI 01
FILE NO: 297157.2015
SUBJECT: Response to NOM 5 - Ordinary Council Meeting 30 September 2015

RECOMMENDATION

That Council:

1. Should not proceed with the trial opening of the Customer Service Centre on Saturdays for the following reasons;

   a) The survey indicates that less than half the respondents actually use the Customer Service centre facility at all, preferring to do Council business online;
   b) The results of the staff survey indicates only 35% of staff support working on a Saturday;
   c) As the new Customer Service Centre does not open for business until 28 October 2015. It would be impossible to implement trial opening hours until such time as the services are embedded, and that is unlikely until after the Christmas holiday period;
   d) The cost of offering a Saturday service would be in excess of $520,000 per annum and is unlikely to generate sufficient activity to justify the spend;
   e) Council is making significant investment in making services more accessible to internet users, e.g. eplanning portal.

2. Notes the contents of this report regarding;

   a) Customer Services staffing levels and organisation chart;
   b) No Council vacancies have been filled by Propel staff;
   c) The provision of IT equipment in the new Customer Services Centre;
   d) No further issues regarding drainage problems
   e) The cost of the Ground Floor renovations; and

3. No provision for Public toilets was made in the Ground Floor renovations.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Ristevski**

That Council:

1. Should not proceed with the trial opening of the Customer Service Centre on Saturdays for the following reasons;

   a) The survey indicates that less than half the respondents actually use the Customer Service centre facility at all, preferring to do Council business online;
   b) The results of the staff survey indicates only 35% of staff support working on a Saturday;

c) As the new Customer Service Centre does not open for business until 28 October 2015. It would be impossible to implement trial opening hours until such time as the services are embedded, and that is unlikely until after the Christmas holiday period;
d) The cost of offering a Saturday service would be in excess of $520,000 per annum and is unlikely to generate sufficient activity to justify the spend;
e) Council is making significant investment in making services more accessible to internet users, e.g. eplanning portal.

2. Notes the contents of this report regarding;

   a) Customer Services staffing levels and organisation chart;
   b) No Council vacancies have been filled by Propel staff;
   c) The provision of IT equipment in the new Customer Services Centre;
   d) No further issues regarding drainage problems
   e) The cost of the Ground Floor renovations; and

3. Conduct a survey of staff regarding morale.

4. Reopen and refurbish the public toilets on the ground floor, near the lifts of 33 Moore Street, Liverpool.

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

Clr Stanley left the Chambers at 7.22pm.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 295916.2015
SUBJECT: Review of the Code of Meeting Practice – Work Health and Safety

RECOMMENDATION

That Council

1. Receive and note this report.
2. Amend the Code of Meeting Practice to include a work health and safety requirements pertaining to Council staff attendance at Council meetings.
3. Proceed with the proposed amendment to the clause 5(2) of the Code of Meeting Practice presented in this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Clr Stanley returned to the Chambers at 7.24pm.

ITEM NO: CFO 02
FILE NO: 297651.2015
SUBJECT: Code of Conduct Complaints Report

RECOMMENDATION

That Council receive and note this report and the attached Complaints Statistics Report, prepared for submission to the Office of Local Government.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That the recommendation be adopted.

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

ITEM NO: CFO 03
FILE NO: 297679.2015
SUBJECT: Minor Amendment to Civic Expenses and Facilities Policy

RECOMMENDATION

That Council:

1. Note this report;

2. Amend the clause 4.4.2 d) of the Civic Expenses and Facilities Policy by deleting the words “and a senior advisor”.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Harle**

That Council:

1. Note this report;

2. Amend the clause 4.4.2 d) of the Civic Expenses and Facilities Policy by deleting the words “and a senior advisor”.

3. Amend clause 4.6.2 d) of the Civic Expenses and Facilities Policy to read:

   “An iPad Pro or Microsoft Surface with wireless and mobile internet connection be provided.”

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

ITEM NO: CFO 04
FILE NO: 297724.2015
SUBJECT: Council Meeting Dates - January to December 2016

RECOMMENDATION

That Council:

1. Confirms the Council meeting time as 6.00pm and Council meeting dates for the 2016 calendar year as follows:

    - 3 February 2016
    - 24 February 2016
    - 30 March 2016
    - 27 April 2016
    - 25 May 2016
    - 29 June 2016
    - 27 July 2016
    - 31 August 2016
    - 28 September 2016
    - 26 October 2016
    - 30 November 2016
    - 21 December 2016

2. Places appropriate notices in the local newspapers advising the community of the dates and commencing times of Council meetings for the 2016 calendar year.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Confirms the Council meeting time as 6.00pm and Council meeting dates for the 2016 calendar year as follows:

    - 3 February 2016
    - 24 February 2016
    - 30 March 2016 (to be held at the Bringelly Community Hall)
    - 27 April 2016
    - 25 May 2016
    - 29 June 2016
    - 27 July 2016
    - 31 August 2016

- 28 September 2016
- 26 October 2016
- 30 November 2016
- 14 December 2016

2. Places appropriate notices in the local newspapers advising the community of the dates and commencing times of Council meetings for the 2016 calendar year.

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

ITEM NO: CFO 05
FILE NO: 297766.2015
SUBJECT: Final Report on Progress of Policy Review (Red Tape Reduction) Project

RECOMMENDATION

That Council receive and note this report.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CFO 06
FILE NO: 297801.2015
SUBJECT: 56th Floodplain Management Association Conference

RECOMMENDATION

That Council:

1. Receives and notes the program information of the Floodplain Management Association of NSW 56th Annual Conference – 17 May 2016 to 20 May 2016.

2. Nominate its delegates to attend the 2016 Floodplain Management Association Conference in Nowra from 17 May 2016 to 20 May 2016.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That:

1. Council receives and notes the program information of the Floodplain Management Association of NSW 56th Annual Conference – 17 May 2016 to 20 May 2016.

2. Council nominate Clr Harle and Clr Mamone to attend the 2016 Floodplain Management Association Conference in Nowra from 17 May 2016 to 20 May 2016.

3. Any other Councillors interested in attending the conference are to contact the CEO's Office.

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

ITEM NO: CFO 07
FILE NO: 298239.2015
SUBJECT: Annual Financial Reports 2014/15

RECOMMENDATION

That Council receives and adopts this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CFO 08
FILE NO: 299308.2015
SUBJECT: Investment Report October 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Shelton**

That the recommendation be adopted.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 294849.2015
SUBJECT: 2015 Interfaith functions

RECOMMENDATION

That Council receives and notes the information in this report.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the recommendation be adopted.

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

ITEM NO: DCC 02
FILE NO: 295083.2015
SUBJECT: Draft Homelessness Policy and Homelessness Strategy and Action Plan 2015-2017 post-exhibition report

RECOMMENDATION

That Council:

1. Adopt the draft Homelessness Policy and draft Homelessness Strategy and Action Plan 2015-2017.

2. Approve the recommended changes to the draft Homelessness Strategy and Action Plan 2015-2017 in accordance with the submission received.

3. Approve minor changes to the draft Homelessness Strategy and Action Plan 2015-2017 in accordance with further review of the documentation by Council staff.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: DCC 03
FILE NO: 297954.2015
SUBJECT: 2015-16 Operational Plan and Budget - proposed new fees and charges – Childcare

RECOMMENDATION

That Council:

1. Approves the following fees to be placed on Public Exhibition:

    - Fees for all Early Education and Care Centres (Hinchinbrook, Wattle Grove, Holsworthy, Prestons, Cecil Hills and Warwick Farm):

0-3 (up to 36 months)	$82.00

    - Meeting Room at Hinchinbrook Early Education and Care Centre: $9 per hour.

2. Receives a further report following the exhibition process which outlines any submissions made/public feedback.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: DCC 04
FILE NO: 298247.2015
SUBJECT: Liverpool Sporting Donations

RECOMMENDATION

That Council endorses the Financial Contribution Panel's recommendations for the provision of $1,000 (GST exclusive) under the Sporting Donations Program as summarised in the table below.

Applicant Details	Amount
Lucy Powell	$200
Nathaniel Chou Lee	$300
Lusiana Eleele-Piliae	$300
Gabriel Peyroux	$200

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: DCC 05
FILE NO: 298257.2015
SUBJECT: Grants and Donations

RECOMMENDATION

That Council endorses the recommendations for the provision of $600 (GST exclusive) under the Quick Response Grants Program as summarised in the table below:

Community Grants Program

Applicant Name	Purpose	Amount
Christadelphian Heritage College	School Donation	$100
Lawrence Hargrave School	School Donation	$100
Liverpool Boys High School	School Donation	$100
Miller Technology High School	School Donation	$100
Moorebank High School	School Donation	$100
Thomas Hassall Anglican College	School Donation	$100

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: DCC 06
FILE NO: 298409.2015
SUBJECT: Community Safety and Crime Prevention Advisory Committee

RECOMMENDATION

That Council establish a Community Safety and Crime Prevention Advisory Committee to be held quarterly commencing March 2016.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That:

1. Council establish a Community Safety and Crime Prevention Advisory Committee to be held quarterly commencing March 2016, with the Council representatives to be:

    - Mayor Mannoun
    - Clr Balloot
    - Clr Hadchiti
    - Clr Harle
    - Clr Ristevski
    - Clr Shelton
    - Clr Waller
    - And any other interested Councillors

2. Clause 8.1a) of the Community Safety and Crime Prevention Advisory Committee Charter be amended to read:

    "The Mayor (or their delegate) and any interested Councillors are members of this Committee."

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

INFRASTRUCTURE AND ENVIRONMENT REPORT

ITEM NO: DIEN 01
FILE NO: 299541.2015
SUBJECT: Review of Tree Management Policy

RECOMMENDATION

That Council adopts the reviewed Tree Management Policy.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That the Draft Tree Management Policy be put on public exhibition for comment, including a tree replacement strategy.

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

Mayor Mannoun called for a recess of Council at 7.45pm.

Mayor Mannoun reopened the meeting at 8.08pm.

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 295324.2015
SUBJECT: DA-304/2015 - Three lot Torrens title subdivision at 11 Bullrush Cr, Voyager Point

RECOMMENDATION

That Council approve Development Application DA-304/2015, subject to the recommended conditions attached to the Council officer's IHAP report (Attachment No 2)

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Council refuse the Development Application DA-304/2015 for the reasons detailed by the IHAP proposal as shown below:

1. *The 4.6 variation request to Clause 7.12 of LLEP 2008 is not well founded.*

2. *The subdivision size and layout is not consistent with the context of the subdivision in the Voyager Point estate.*

Foreshadowed motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Stanley) was carried and the foreshadowed motion (moved by Clr Hadchiti) lapsed.

Vote for:
Mayor Mannoun
Clr Harle
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Waller

Vote against:
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Karnib

Clr Stanley left the Chambers at 8.14pm.

ITEM NO: DPG 02
FILE NO: 297553.2015
SUBJECT: Draft Liverpool LEP 2008 Amendment 38 Proposed Reclassification and Rezoning of Parks Post Exhibiton Report

RECOMMENDATION

That Council:

1. Proceeds with the reclassification and rezoning of the following parcels of land:
    - Mimosa Park, 22 Box Road, Casula
    - Baker Park, 20A Frazer Avenue and 15A Hanna Ave, Lurnea
    - Acacia Park, 72A Grevillea Crescent, Prestons
    - Wendlebury Park, 26 Wendlebury Road, Chipping Norton

2. Proceeds with the partial reclassification of the following parcel of land:
    - St Andrews Park, 84A St Andrews Boulevard, Casula

3. Does not proceed with the reclassification and rezoning of the following parcels of land:
    - McCarthy Park, 124A Wonga Road, Lurnea
    - Part of Stante Reserve, Part of 15 Qantas Boulevard, Middleton Grange
    - Ferrington Park, 8 Ferrington Crescent, Liverpool
    - Part of Regan Park, 230 Newbridge Road, Moorebank
    - Part of Pearce Park, 99-101 Rose Street, Liverpool
    - Hannan Park, 12A Brain Avenue, Lurnea

4. Undertakes further investigation to determine the highest and best use of those land parcels proposed to be disposed of.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Ristevski**

That Council:

1. Does not proceed with the reclassification or rezoning of any of the parks listed in the report.

2. Meet with local residents to discuss the embellishments of nearby pocket parks.

Amendment: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Proceeds with the reclassification and rezoning of the following parcels of land:

- Mimosa Park, 22 Box Road, Casula
- Baker Park, 20A Frazer Avenue and 15A Hanna Ave, Lurnea
- Acacia Park, 72A Grevillea Crescent, Prestons
- Part of Pearce Park, 99-101 Rose Street, Liverpool

2. Not proceed with the reclassification or rezoning of:
   - Wendlebury Park, 26 Wendlebury Road, Chipping Norton
   - McCarthy Park, 124A Wonga Road, Lurnea
   - Part of Stante Reserve, Part of 15 Qantas Boulevard, Middleton Grange
   - Ferrington Park, 8 Ferrington Crescent, Liverpool
   - Part of Regan Park, 230 Newbridge Road, Moorebank
   - Hannan Park, 12A Brain Avenue, Lurnea

3. Meet with Ferrington Crescent residents to discuss the embellishment of the Park, including the play equipment, with a plan to come to Council at the March 2016 Council meeting.

4. Meet with St Andrews Park residents to discuss the embellishment of the Park, including play equipment and the possibility of an off-leash dog park, with a plan to be brought to Council at the March 2016 Council meeting.

5. Meet with Wendlebury Park residents to discuss the embellishment of the Park, including the play equipment, with a plan to come to Council at the March 2016 Council meeting.

6. Fund these embellishments from the sale of other parks.

7. Write into any contract of sale for Baker Park and Acacia Park that the use of these sites is to be only for affordable housing or to team up with an Affordable Housing provider.

On being put to the meeting the Amendment (moved by Clr Hadchiti) was declared LOST.

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid
Vote against:	Clr Harle Clr Karnib Clr Mamone Clr Ristevski Clr Shelton Clr Waller

The motion (moved by Clr Shelton) was then voted on and on being put to the meeting was declared CARRIED.

Vote for:	Clr Harle Clr Karnib Clr Mamone Clr Ristevski Clr Shelton Clr Waller
Vote against:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid

Clr Stanley returned to the Chambers at 9.03pm.

ITEM NO: DPG 03
FILE NO: 299726.2015
SUBJECT: DA-608/2014 - Torrens title subdivision to create eight lots and associated earthworks and roadworks, including the extension of Lightning Ridge Road at Lot 32 Lightning Ridge Road,

RECOMMENDATION

That Council approves Development Application DA-608/2014 subject to the amended Recommended Conditions of Consent contained in Attachment 4.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Karnib
Clr Ristevski
Clr Shelton
Clr Waller

Vote against:
Clr Hadchiti
Clr Mamone
Clr Stanley

……

Chairperson

Clr Waller left the Chambers at 9.33pm.

Clr Waller returned to the Chambers at 9.35pm.

ITEM NO: DPG 04
FILE NO: 301215.2015
SUBJECT: Compliance Levy

RECOMMENDATION

That Council implements a compliance levy of 0.25% of the contract price of a development application, with a minimum levy of $75.00, to commence on 1st January 2016.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That this item be dealt with in Closed Session at the end of the Council meeting in accordance with Section 10A(2)(a) of the Local Government Act 1993 as it deals with personnel matters concerning particular individual individuals other than Councillors.

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

PROPERTY AND COMMERCIAL DEVELOPMENT REPORT

ITEM NO: DPC 01
FILE NO: 302051.2015
SUBJECT: Proposed easement for padmount substation over Lot 100 DP 1204810, Kurrajong Road, Carnes Hill

RECOMMENDATION

That Council:

1. Grants an easement for a padmount substation to Endeavour Energy over Lot 100 DP 1204810, Kurrajong Road, Carnes Hill; and

2. Authorises the relevant documentation necessary for the formalisation of the easement to be signed under Power of Attorney by Council's delegated officer.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Harle**

That Council:

1. Grants an easement for a padmount substation to Endeavour Energy, in an area as indicated in the location plan in the Council report, in a location which will not impede any road widening in the future, over Lot 100 DP 1204810, Kurrajong Road, Carnes Hill; and

2. Authorises the relevant documentation necessary for the formalisation of the easement to be signed under Power of Attorney by Council's delegated officer.

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

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 299798.2015
SUBJECT: Minutes of the Budget and Finance Committee held on 4 November 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Budget and Finance Committee Meeting held on 4 November 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CTTE 02
FILE NO: 299807.2015
SUBJECT: Minutes of the Heritage Advisory Committee meeting held on 12 October 2015

RECOMMENDATION

That Council receives and notes the Minutes of the Heritage Advisory Committee Meeting held on 12 October 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 300203.2015
SUBJECT: Minutes of Building Our New City Committee meeting held 5 November 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Building our New City Committee Meeting held on 5 November 2015.

2. Approves "Sari Street" and Artwork activations up to the value of $220,075, subject to budget considerations, with the City Development Fund being the preferred source of funds. Works to comprise:
   - Murals, planter boxes and decals - $33,075
   - Artworks Installation Budget - $115,500
   - Festival Budget - $71,500

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CTTE 04
FILE NO: 300386.2015
SUBJECT: Minutes of the combined Economic Development and Events Committee and Badgerys Creek Airport Taskforce meeting held 4 November 2015

RECOMMENDATION

That Council

1. Receives and notes the Minutes of the combined Economic Development and Events Committee and Badgerys Creek Airport Taskforce meeting held on 4 November 2015.

2. Allocates a budget of $25,000 to conduct a feasibility study into the establishment of a Smart Work Hub in Liverpool including possible locations and the appropriate business model.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

ITEM NO: CTTE 05
FILE NO: 300679.2015
SUBJECT: Planning and Development Committee Meeting Minutes of 4 November 2015

RECOMMENDATION

That Council:

1. Receives and adopts the Minutes of the Planning and Development Committee Meeting held on 4 November 2015.

2. Removes the west bank from the scope of the Georges River Master Plan.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Receives and adopts the Minutes of the Planning and Development Committee Meeting held on 4 November 2015.

2. Does not remove the west bank from the scope of the Georges River Master Plan.

Foreshadowed motion: **Moved: Mayor Mannoun** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Shelton) was declared CARRIED and the Foreshadowed motion (moved by Mayor Mannoun) lapsed.

ITEM NO: CTTE 06
FILE NO: 302244.2015
SUBJECT: Minutes of the No Intermodal Committee Meeting held on 3 November 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the No Intermodal Meeting held on 3 November 2015.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Balloot**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 302858.2015
SUBJECT: Question with Notice - Clr Hadchiti

Please address the following:

1. Has a review been done on all the fact sheets that Council has on its website?

2. What is the process if a resident challenges the use of a structure and Council cannot locate the DA file?

Clr Hadchiti advised that a response to these questions is no longer required.

ITEM NO: CFO 09
FILE NO: 298113.2015
SUBJECT: Budget Review - September 2015

RECOMMENDATION

That Council:

1. Receives and notes the report;
2. Approves the identified budget variations in accordance with this report.

COUNCIL DECISION

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

That Council:

1. Receives and notes the report;
2. Approves the identified budget variations in accordance with this report.
3. Consider in its preparation of its 2016/17 budget, including an extra $1,000,000 for 10km of footpaths to be delivered in the Capital Works Project with Council staff to provide a list of areas required.

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

Clr Hadchiti left the Chambers at 9.01pm.

ITEM NO: DEE 01
FILE NO: 298494.2015
SUBJECT: Outdoor Dining Policy

RECOMMENDATION

That Council:

1. Receive and note this report

2. Provide public notice of 28 days for the making of public submissions of Council's intention to implement the new Outdoor Dining Policy, as attached to this report; and

3. Be provided with a further report at a future meeting, following the receipt and review of any public submissions.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Mayor Mannoun called for a recess of Council at 9.02pm.
Mayor Mannoun reopened the meeting at 9.16pm with all Councillors present.

ITEM NO: CONF 01
FILE NO: 298930.2015
SUBJECT: ST2364 - Community Shuttle Bus Service

RECOMMENDATION

That Council:

1. Accept the Tender from Transit NSW Liverpool Pty Limited for Tender ST2364 - Community Shuttle Bus Service for an initial two years contract term with the option of extending 1 x 12 months.

2. Makes public its decision regarding tender ST2364 – Community Shuttle Bus Service.

3. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton
Clr Stanley

Vote against:
Clr Hadchiti
Clr Waller

ITEM NO: CONF 03
FILE NO: 299773.2015
SUBJECT: Proposed easement for underground electricity cables over Lot 13 DP 838683, 880 Elizabeth Drive, Cecil Hills, known as 'Ward Park'

RECOMMENDATION

That Council:

1. Grants an easement for underground electricity cables to Endeavour Energy over Lot 13 DP 838683, 880 Elizabeth Drive, Cecil Hills, known as 'Ward Park' as outlined in the confidential report;

2. Keeps confidential the attachment supplied under separate cover containing the compensation amount pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business; and

3. Authorises the relevant documentation necessary for the formalization of the easement to be signed under Power of Attorney by Council's delegated officer.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CONF 04
FILE NO: 300157.2015
SUBJECT: Tender ST2500 – Croatia Avenue, Edmondson Park Realignment and Upgrade

That Council:

1. Accepts the Tender from J Wyndham Prince Pty Ltd for Tender ST2500 – Croatia Avenue, Edmondson Park Realignment and Upgrade, at the GST exclusive price of $333,650.

2. Makes public its decision regarding Tender ST2500– Croatia Avenue, Edmondson Park Realignment and Upgrade.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes on Councils website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would if disclosed prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 05
FILE NO: 300443.2015
SUBJECT: Key Sites Master Planning Steering Committee Minutes from Meeting held 3 November 2015

RECOMMENDATION

That Council:

1. Receives and notes the Minutes of the Key Sites Master Planning Steering Committee Meeting held on 3 November 2015;

2. Adopts the recommendation put forward in this report; and

3. Keeps confidential the minutes supplied in this report containing information pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as it contains information that would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CONF 07
FILE NO: 300921.2015
SUBJECT: Acquisition of Lot 19 DP 1201166, Skipton Lane, Prestons for drainage purposes

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 19 DP 1201166, Skipton Lane, Prestons, for the price and terms outlined in the confidential attachment;

2. Upon settlement of the acquisition, classifies Lot 19 DP 1201166, Skipton Lane, Prestons, as 'Community' land;

3. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: CONF 08
FILE NO: 300931.2015
SUBJECT: Tender RCL2487 - Supply, Delivery and Construction of Concrete Pathways and Ancillary Works

RECOMMENDATION

That Council:

1. Accepts the Tender from the contractors listed below for Tender RCL2487 – Supply, Delivery and Construction of Concrete Pathways and Ancillary Works for an initial two year contract term, with the option of extending for a further three years:

    - Stateline Asphalt Pty Ltd
    - Jay & Lel Civil Contractors Pty Ltd
    - Bernipave Pty Ltd
    - Mack Civil Pty Ltd
    - Danste Civil Pty Ltd
    - Downer EDI Works Pty Ltd
    - Awada Civil Engineering Pty Ltd
    - Ally Civil.

2. Makes public its decision regarding Tender RCL2487 – Supply, Delivery and Construction of Concrete Pathways and Ancillary Works.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of the draft minutes Council's website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Mamone

	Clr Ristevski Clr Shelton Clr Waller
Vote against:	Clr Stanley

ITEM NO: CONF 09
FILE NO: 302459.2015
SUBJECT: ST2440 - Transformation Process for Delivering Services to the Community

RECOMMENDATION

That Council:

1. Declines to accept any of the tenders for Tender ST2440 **–** Transformation Process for Delivering Services to the Community.

2. In accordance with Section 178, Clause 3(e) of the Local Government (General) Regulation 2005, enter into negotiations for a maximum period of two weeks with Verifact Pty Ltd with the view to enter into a contract in relation to the subject matter of the tender.

3. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Stanley**

That Council:

1. Declines to accept any of the tenders for Tender ST2440 **–** Transformation Process for Delivering Services to the Community.

2. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Karnib
Clr Ristevski
Clr Shelton
Clr Stanley
Clr Waller

Vote against: Clr Mamone

COUNCIL IN CLOSED SESSION

Council moved into Closed Session at 9.31pm.

Council move into Closed Session at 9.31pm to consider the following items:

- DPG 04 Compliance Levy
  Reason: S10A(2)(a)

- CONF 02 ST2510 - Sale of 31 Shepherd Street, Liverpool
  Reason: s10A(2)(c) and s10A(2)(di)

- CONF 06 ST2481 Building and Grounds Cleaning Services
  Reason: s10A(2)(di) and s10A(dii)

Pursuant to Section 10A(1)-(3) of the Local Government Act 1993, the media and public to be excluded from the meeting on the basis that the business to be considered is classified confidential under the provisions of:

- 10A(2)(a) personnel matters concerning particular individuals (other than Councillors).

- 10A(2)(di) commercial information of a confidential nature that would, if disclosed prejudice the commercial position of the person who supplied it.

- 10A(2)(c) information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

- 10A(2)(dii) commercial information of a confidential nature that would, if disclosed confer a commercial advantage on a competitor of the Council.

ITEM NO: DPG 04
FILE NO: 301215.2015
SUBJECT: Compliance Levy

RECOMMENDATION

That Council implements a compliance levy of 0.25% of the contract price of a development application, with a minimum levy of $75.00, to commence on 1st January 2016.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Shelton**

1. That Council implements a compliance levy of 0.25% of the contract price of a development application, with a minimum levy of $75.00, to commence on 1st January 2016.

2. That Council officers bring a report back to the February 2016 Council meeting regarding truck and container parking in the LGA.

3. Under Confidential Cover provides a resolution to the issues raised in this meeting.

4. That Councillors be provided with a detailed briefing about Compliance and priorities.

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

ITEM NO: CONF 02
FILE NO: 299337.2015
SUBJECT: ST2510 - Sale of 31 Shepherd Street, Liverpool

RECOMMENDATION

That Council:

1. Accept the Tender from Coronation (33 Shepherd Street) Pty Ltd for the sale of Lot 6 DP 247485, 31 Shepherd Street, Liverpool, for the price and terms outlined in the confidential attachment;

2. Direct the Chief Executive Officer to do all things necessary to affect the sale of Lot 6 DP 247485, 31 Shepherd Street, Liverpool, on the terms outlined in the tender documentation;

3. Makes public its decision regarding tender ST2510 – Sale of 31 Shepherd Street, Liverpool;

4. Keeps confidential the details supplied in the confidential report containing information on the submissions received and the purchase price, pursuant to the provisions of Section 10A(2)(d)(i) and 10A(2)(c) of the *Local Government Act* 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That Council:

1. Accept the Tender from Coronation (33 Shepherd Street) Pty Ltd for the sale of Lot 6 DP 247485, 31 Shepherd Street, Liverpool, for the price and terms outlined in the confidential attachment;

2. Direct the Chief Executive Officer to do all things necessary to affect the sale of Lot 6 DP 247485, 31 Shepherd Street, Liverpool, on the terms outlined in the tender documentation;

3. Makes public its decision regarding tender ST2510 – Sale of 31 Shepherd Street, Liverpool;

4. Keeps confidential the details supplied in the confidential report containing information on the submissions received and the purchase price, pursuant to the provisions of Section 10A(2)(d)(i) and 10A(2)(c) of the *Local Government Act* 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

5. Investigate building a multifunction centre, incorporating the Men's Shed with part of the proceeds of the sale of 31 Shepherd Street.

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

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid Clr Harle Clr Mamone Clr Ristevski Clr Waller
Vote against:	Clr Karnib Clr Shelton Clr Stanley

ITEM NO: CONF 06
FILE NO: 300744.2015
SUBJECT: ST2481 Building and Grounds Cleaning Services

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Waller**

That the item be deferred.

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

OPEN SESSION

Motion **Moved: Clr Harle** **Seconded: Clr Shelton**

That Council move out of closed session and into open Council.

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

THE MEETING CLOSED AT 10.21pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 16 December 2015

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 25 November 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

……

Chairperson

LIVERPOOL CITY COUNCIL

MINUTES OF THE ORDINARY MEETING HELD ON 16 DECEMBER 2015

PRESENT:
Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Mamone
Councillor Shelton
Councillor Waller
Mr Carl Wulff, Chief Executive Officer
Mr Gary Grantham, Chief Financial Officer / Director Corporate Services
Ms Toni Averay, Director Planning and Growth
Ms Kiersten Fishburn, Director Community and Culture
Mr Gino Belsito, Director City Presentation
Mr Michael Cullen, Director Economy and Engagement
Mr Raj Autar, Director Infrastructure and Environment
Ms Carole Todd, Director Business Improvement
Mr John Morgan, Director Property and Commercial Development

The meeting commenced at 6.11pm

OPENING	6.11pm
PRAYER	The prayer of the Council was read by Pastor Paul Mosiejczuk from Liverpool Baptist Church.
APOLOGIES	Clr Karnib, Clr Ristevski and Clr Stanley
Motion:	**Moved: Clr Hadchiti** **Seconded: Clr Hadid**

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

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Shelton** **Seconded: Clr Mamone**

That the minutes of the Ordinary Meeting held on 25 November 2015 be confirmed as a true record of that meeting.

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

DECLARATIONS OF INTEREST

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

Item NOM 02: Protecting Services in Liverpool
Reason: Clr Waller works in the not for profit sector and the services she provides could be affected.

Clr Waller left the Chambers for the duration of the item.

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

Item NOM 05: Friends of Collingwood
Reason: Clr Shelton is affiliated with the organisation in question and knows a number of office holders.

Clr Shelton left the Chambers for the duration of the item.

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

Item CONF 08: Minutes of the Civic Advisory Committee – 2016 Australia Day Awards
Reason: Clr Harle's granddaughter was one of the nominees considered for an award. Clr Harle left the meeting when the nominations were discussed at the Civic Advisory Committee meeting and did not take any part in the discussions or recommendation relating to the nominations. He also did not score the nominations.

Clr Harle declared his interest at this Council meeting after the item was dealt with and did not leave the Chambers for the duration of the item. It is noted that the item was carried unanimously.

PUBLIC FORUM

Presentation – Items not on agenda

Nil

Representation – Items on agenda

1. **Mr David Hoy** from Urbis addressed Council on the following item:

   DPG 06 - Application to amend LLEP 2008 to permit 'shops' up to a maximum GFA of 21,000sqm at 10 Orange Grove Road, Warwick Farm (Orange Grove MegaCenta)

2. **Ms Kim Shmuel** from JBA Urban addressed Council on the following item:

   DPG 06 - Application to amend LLEP 2008 to permit 'shops' up to a maximum GFA of 21,000sqm at 10 Orange Grove Road, Warwick Farm (Orange Grove MegaCenta)

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That a two minute extension of time be granted to Ms Kim Schmuel.

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

3. **Mr Peter Leyshon** from Leyshon Consulting addressed Council on the following item:

   DPG 06 - Application to amend LLEP 2008 to permit 'shops' up to a maximum GFA of 21,000sqm at 10 Orange Grove Road, Warwick Farm (Orange Grove MegaCenta)

Motion: **Moved: Clr Shelton** **Seconded: Clr Mamone**

That a two minute extension of time be granted to Mr Peter Leyshon.

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

4. **Mr Ian Williams** from Kmart addressed Council on the following item:

   DPG 06 - Application to amend LLEP 2008 to permit 'shops' up to a maximum GFA of 21,000sqm at 10 Orange Grove Road, Warwick Farm (Orange Grove MegaCenta)

MAYORAL MINUTE

SUBJECT: NSW ALGWA Conference

The NSW Australian Local Government Women's Association Conference will be held between the 10th and 12th of March 2016, in Gunnedah NSW.

Given the next meeting of council will be in early February 2016, there needs to be a decision on delegates now so accommodation may be arranged. Gunnedah is a rural setting and accommodation may be at a premium.

Delegates to the conference need to nominate before the end of December.

RECOMMENDATION

That Council:

1. Ensures nominations from delegates to the 2016 NSW ALGWA conference are received before the end of December 2015.

2. Provides transport and accommodation for delegates attending the conference in Gunnedah.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That:

1. Any Councillors or female staff that wish to attend the 2016 NSW ALGWA Conference are to notify the CEO's Office before the end of December 2015.

2. Council provides transport and accommodation for delegates attending the conference in Gunnedah.

3. Council pay for the registrations of all delegates.

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

NOTICES OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 324135.2015
SUBJECT: Rescission of DPG 01 - DA-304/2015 - Three lot Torrens title subdivision at 11 Bullrush Cr, Voyager Point from the Council meeting 25 November 2015

NOTICE OF MOTION OF RESCISSION FROM MAYOR MANNOUN AND COUNCILLORS HADCHITI AND HADID

That Council rescinds the resolution relating to DPG 01 and DA-304/2015 - Three lot Torrens title subdivision at 11 Bullrush Cr, Voyager Point from the Council Meeting 25 November 2015, as shown below:

> "That Council refuse the Development Application DA-304/2015 for the reasons detailed by the IHAP proposal as shown below:
>
> 1. *The 4.6 variation request to Clause 7.12 of LLEP 2008 is not well founded.*
> 2. *The subdivision size and layout is not consistent with the context of the subdivision in the Voyager Point estate."*

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the above resolution from the 25 November 2015 Council meeting be rescinded.

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

Clr Shelton and Clr Waller asked that they be recorded as voting against the motion.

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council invite the applicant of DA-304/2015 to hold further discussions with the CEO to amend the proposal to a two lot Torrens title subdivision, and delegate the final determination of the application to the CEO following the discussions with the applicant.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone

Vote against: Clr Shelton
Clr Waller

……

Chairperson

NOTICES OF MOTION

ITEM NO: NOM 01
FILE NO: 318687.2015
SUBJECT: Resurfacing of Freeman Street Warwick Farm

NOTICE OF MOTION

That:

1. Freeman Street, Warwick Farm be resurfaced as a priority in the 2016 to 2017 budget.

2. Monies can be found in the sale of property at Shepherd St Liverpool failing a budget allocation within the current budget projections being possible.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Note the CEO Comments to the Notice of Motion (as shown below).

2. Notes its previous policy position that the sale of assets will not be put into maintenance projects.

Foreshadowed motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That Freeman Street, Warwick Farm be resurfaced as a priority in the 2016 to 2017 budget.

On being put to the meeting the motion (moved by Clr Hadchiti) was declared CARRIED and the Foreshadowed motion (moved by Clr Waller) lapsed.

Mayor Mannoun and Clr Hadchiti asked that they be recorded as voting for the motion (moved by Clr Hadchiti).

CEO'S COMMENT TO NOTICE OF MOTION

The need for pavement improvements along Freeman Street has already been identified by Council and has been included in the current year's capital works program. At this stage, the pavement reconstruction and resurfacing works along the full length of Freeman Street are anticipated to be completed by May 2016.

Further, Nicholls Street in Warwick Farm, between Lawrence Hargrave Road and Station Street, has also been included in the current works program for reconstruction and resurfacing. This work will be undertaken concurrently with Freeman Street reconstruction works.

Clr Waller left the Chambers at 6.42pm.

ITEM NO: NOM 02
FILE NO: 322716.2015
SUBJECT: Protecting Services in Liverpool

NOTICE OF MOTION

That Council:

1. Work closely with existing service providers funded by FACS to maintain the network of service delivery available today that will ensure services remain in Liverpool for Liverpool residents.

2. Lobby the NSW Government on behalf of service providers.

3. Lobby other levels of government for further services which will be required to service the expected growth of residents in the LGA.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Shelton**

That Council:

1. Work closely with existing service providers funded by FACS to maintain the network of service delivery available today that will ensure services remain in Liverpool for Liverpool residents.

2. Lobby the NSW Government on behalf of service providers.

3. Lobby other levels of government for further services which will be required to service the expected growth of residents in the LGA.

4. Note the CEO'S Comments to the Notice of Motion (as shown below).

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

CEO'S COMMENT TO NOTICE OF MOTION

Council is committed to building a strong community services sector in Liverpool that can lead social change. We know a robust and interconnected sector has the power to improve the services that are provided to our local community.

The Community Development and Planning Team have been involved in a number of consultations around the NSW Family and Community Services (FACS) Targeted Earlier Intervention Program (TEIP) Sector Consultation Paper including the Western Sydney Community Forum (WSCF) South Western Sydney District Community Sector Roundtable and the FACS South Western District Consultations. Council also partnered in a collaborative response in partnership with sector peak agencies and local governments across Western Sydney. A submission was also made by Council.

Currently there are a number of mechanisms that Council is involved in that have been discussing the TEIP reforms. These include the Liverpool Migrant and Refugee Interagency, Family and Children's Services Interagency, Liverpool Youth Workers Network and FACS Local Government Engagement Meetings.

While it is acknowledged that the government policy direction of late has tended towards funding larger NGOs through a competitive tendering process, all dialogue with FACS staff has indicated that each district will be working closely with local stakeholders to develop localised plans.

The Community Development and Planning Team will be attending the upcoming WSCF Inaugural Sector Leadership Meeting on the 8 December 2015. All community organisations are encouraged to participate in the leadership group. The purpose of the meeting is to provide an ongoing opportunity to further discuss the TEIP Reform and agree on possible steps for action on both a regional and a district level.

The Community Development and Planning Team is keeping a watching brief on the TEIP reforms and will provide updates to Council of any significant developments.

Clr Waller returned to the Chambers at 6.43pm.

ITEM NO: NOM 03
FILE NO: 322722.2015
SUBJECT: Building Our New City Committee

NOTICE OF MOTION

That Council:

1. Write to Professor Ed Blakely and the US Studies Centre thanking them for their support and valuable assistance with the planning and implementation of the Building Our New City Project.

2. Terminate the agreement from the end of June 2016

3. Redirect funds to projects in the CBD.

COUNCIL DECISION

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

That Council:

1. Write to Professor Ed Blakely and the US Studies Centre thanking them for their support and valuable assistance with the planning and implementation of the Building Our New City Project.

2. Look forward to a continuing relationship with Professor Blakely in the future.

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

ITEM NO: NOM 04
FILE NO: 323895.2015
SUBJECT: Bringing Christmas Lights back into Liverpool

NOTICE OF MOTION

That Council offers a reward to the best three displays in the LGA, with the following prizes:

- 1st prize $500
- 2nd prize $300
- 3rd prize $100

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadchiti**

That Council:

1. Offers a reward to the best three displays in the LGA, with the following prizes:

    - 1st prize $500
    - 2nd prize $300
    - 3rd prize $100

2. Look at all aspects of traffic movement before the project is initiated.

3. Acknowledge that Council has previously resolved to adopt the Mayoral Minute (at the 26 October 2015 meeting) which states that:

    "Council uses the words "Merry Christmas" on all Council Christmas material for display throughout the community, which includes banners, flags and any other material that displays text."

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

Clr Shelton left the Chambers at 6.47pm.

ITEM NO: NOM 05
FILE NO: 323940.2015
SUBJECT: Friends of Collingwood

NOTICE OF MOTION

That Council

1. Expresses it sincere gratitude to the Friends Of Collingwood for the work they do
2. Allocates on a yearly basis $3,500 to the Friends of Collingwood for the purpose of general up keeping and tour costs
3. Allow the CEO to determine a funding source for the 15/16 financial year

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Clr Shelton returned to the Chambers at 6.48pm.

ITEM NO: NOM 06
FILE NO: 323968.2015
SUBJECT: Georges River Combined Councils' Committee

NOTICE OF MOTION

That Council:

1. Tables the 2014-2015 Annual Report for the GRCCC, and notes its contents.

2. Congratulates the GRCCC and its executive for their ongoing work, particularly with respect to the Riverkeeper Program.

3. Forwards a copy of this motion to the executive of the GRCCC.

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: NOM 07
FILE NO: 324053.2015
SUBJECT: Provision of Embellishments to Parks

NOTICE OF MOTION

That Council:

1. Compiles a strategy including the scheduling of community meetings to carry into effect the discussions referred to in the motion DPG 02 of November 2015.

2. Presents a report to Council within four months as to options for the type of embellishments and enhancements which could be suitable for each of the parks mentioned in the previous item.

3. Funds the foregoing, including the commissioning of embellishments and enhancements, from general revenue, and failing that if necessary from the sale proceeds of the property known as 31 Shepherd Street, LIVERPOOL which sale proceeds, subject to the terms of CONF 02 of 25 November 2015, are to be hypothecated pending the implementation of this motion.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadchiti**

That Council:

1. Notes the resolution of DPG 02 from the November 2015 Council meeting.

2. Continues the policy of reinvesting money from the sale of assets into other assets.

3. Consider funds from the 2016/2017 budget for embellishment.

Foreshadowed motion: **Moved: Clr Shelton** **Seconded: Clr Waller**

That the recommendation be adopted.

On being put to the meeting the motion (moved by Clr Mamone) was declared CARRIED and the Foreshadowed motion (moved by Clr Shelton) lapsed.

Clr Hadchiti asked that he be recorded as voting for the motion (moved by Clr Mamone).

Clr Harle, Clr Shelton and Clr Waller asked that they be recorded as voting against the motion (moved by Clr Mamone).

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: 302245.2015
SUBJECT: DA-237/2015 - Demolition of the existing buildings and construction of an eight (8) storey mixed use development comprising of ground floor commercial space, 58 residential units with associated car parking at 402 Macquarie Street and 190 Terminus Street, Liverpool

RECOMMENDATION

That Council approves DA-237/2015 subject to the recommended conditions of consent attached to the Council officers IHAP report (Attachment 2) with the addition of Condition 32A (unexpected asbestos finds protocol), Condition 101A (amendments to landscaping plan), and Conditions 107A and 121 (restrictions on hanging washing on balconies).

New recommended Condition 32A to read:
Prior to works commencing, an Unexpected Asbestos Finds Protocol shall be developed and submitted to the Principal Certifying Authority for approval. This protocol is to provide guidance in accordance with relevant EPA and Work Cover guidelines should isolated asbestos containing materials be found during excavation, earthworks or demolition

New recommended condition 101A to read:
Prior to the issue of any occupation certificate, the PCA must be satisfied that an additional six small shrubs (compared to that shown on the approved landscape plan in Condition 1(b) (such as magnolia little gem) that will attain a height of a minimum of four metres, are planted in the rear planter area.

New recommended condition 107A to read:
Prior to the issue of any Occupation Certificate, the following restriction as to user must be registered on the title of the property:

"The hanging of washing, including any clothing, towels, bedding or other article of a similar type on any balcony is not to be visible from any street."

The restriction as to user may not be extinguished or altered except with the consent of Liverpool City Council.

New recommended condition 121 to read:
The hanging of washing, including any clothing, towels, bedding or other article of a similar type on any balcony is not to be visible from any street.

COUNCIL DECISION

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

That Council approves DA-237/2015 subject to the recommended conditions of consent attached to the Council officers IHAP report (Attachment 2) with the addition of Condition 32A (unexpected asbestos finds protocol), Condition 101A (amendments to landscaping plan), Conditions 107A and 121 (restrictions on hanging washing on balconies) and changes to conditions 13 and 32 as shown below:

New recommended Condition 32A to read:
Prior to works commencing, an Unexpected Asbestos Finds Protocol shall be developed and submitted to the Principal Certifying Authority for approval. This protocol is to provide guidance in accordance with relevant EPA and Work Cover guidelines should isolated asbestos containing materials be found during excavation, earthworks or demolition

New recommended condition 101A to read:
Prior to the issue of any occupation certificate, the PCA must be satisfied that an additional six small shrubs (compared to that shown on the approved landscape plan in Condition 1(b) (such as magnolia little gem) that will attain a height of a minimum of four metres, are planted in the rear planter area.

New recommended condition 107A to read:
Prior to the issue of any Occupation Certificate, the following restriction as to user must be registered on the title of the property:

"The hanging of washing, including any clothing, towels, bedding or other article of a similar type on any balcony is not to be visible from any street."

The restriction as to user may not be extinguished or altered except with the consent of Liverpool City Council.

New recommended condition 121 to read:
The hanging of washing, including any clothing, towels, bedding or other article of a similar type on any balcony is not to be visible from any street.

Condition 13 to be amended to reads as follows:
Periphery Type/ Core Type paving shall be installed along the entire Terminus and Carey Street frontages, as part of this development. Footpath paving and Landscaping works shall be strictly in accordance with the Revision of the Liverpool CBD Streetscape and Paving Guidelines 2005 – implementation Note 12:2015.

Detailed plans are required to be submitted to and approved by Council showing the proposed tree locations, species and planting sizes, paving location and layout, including references to the relevant details and specifications as contained in the abovementioned document.

Street tree planting size, quantity and quality throughout the Liverpool CBD, is to be approved by Council's Manager Development Assessment prior to the issue of any CC.

A Section 138 Roads Act Approval for all works within Council's road reserve will be required.

Condition 32 to be amended to read as follows:
An amended colour schedule demonstrating neutral colours on all facades and a more visually interesting treatment of the party wall on the north-eastern elevation is to be provided to the satisfaction of Council's Manager Development Assessment, prior to the issue of any CC.

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

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid Clr Harle Clr Mamone Clr Shelton
Vote against:	Clr Waller

MOTION TO BRING ITEMS FORWARD

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

That items DPG 04, DPG 05, DPG 06, DBI 02, DPG 08, CONF 04, CONF 13 and CONF 15 be brought forward and dealt with now.

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

ITEM NO: DPG 04
FILE NO: 303040.2015
SUBJECT: Bathurst Street Car Park Extension

RECOMMENDATION

That Council:

1. Notes the information contained in this report.

2. Allocates funding for the Bathurst Street Car Park extension in the 2016/17 budget, an amount of $75,000.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Harle**

That Council:

1. Notes the information contained in this report.

2. Allocates funding for the Bathurst Street Car Park extension in the 2016/17 budget, an amount of $75,000.

3. Ensure there are disabled parking spaces at both ends of the carpark.

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

ITEM NO: DPG 05
FILE NO: 304855.2015
SUBJECT: Amendment 51 to LLEP 2008 - Proposal to rezone 148 George Street, 26-28 Elizabeth Street and 133 Bigge Street from B3 Commercial Core to B4 Mixed Use

RECOMMENDATION

That Council:

1. Approve the making of Draft Liverpool Local Environmental Plan (LLEP) 2008 (Amendment 51).

2. Request that the Secretary of the Department of Planning and Environment make Draft LLEP 2008 (Amendment 51) pursuant to Section 59 of the Environmental Planning and Assessment Act.

3. Note that any subsequent development application for the redevelopment of the subject site shall be assessed against the requirements of Clause 5.10 and Clause 7.5 of LLEP 2008 to assess the impacts of any proposed development on Bigge Park.

4. Note that a Heritage Impact Statement (HIS) must be lodged with any subsequent development application for the redevelopment of the subject site. The HIS should assess the significance of buildings on site; as well as address the Conservation Criteria outlined in *Section 7.1 Heritage Items and Conservation Areas in Part 4, of the Liverpool DCP 2008,* together with the policies of the *Bigge Park Conservation Management Plan (CMP).* The HIS should include detailed mitigation measures to offset the impacts the development may have on the site's heritage values. An archival photographic recording of the remnant timber cottage located on 26-28 Elizabeth Street (including a history of the house) should be lodged with any subsequent development application that entails the demolition of the building.

5. Note that a development application for the subject site involving the disturbance or excavation of land that is likely to contain archaeological remains, will require appropriate approval from the Heritage Council pursuant to the *Heritage Act 1977*.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That the recommendation be adopted.

Vote for:
Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone

Vote against: Clr Shelton
Clr Waller

……

Chairperson

ITEM NO: DPG 06
FILE NO: 304869.2015
SUBJECT: Application to amend LLEP 2008 to permit 'shops' up to a maximum GFA of 21,000sqm at 10 Orange Grove Road, Warwick Farm (Orange Grove MegaCenta)

RECOMMENDATION

That Council:

1. Supports the Planning Proposal to amend Schedule 1 of *LLEP2008* to permit 'shops' as an additional use up to a maximum GFA of 21,000m^2 on 5 Orange Grove Road, Warwick Farm (Lot 101 DP104316 and part of Lot 23 DP1190437)
2. Receives and agrees to the Voluntary Planning Agreement from the applicant to facilitate the road upgrade at the intersection of Viscount Place and Orange Grove Road prior to submission of the Planning Proposal for Gateway.
3. Forwards the Planning Proposal to Department of Planning and Environment seeking Gateway pursuant to *s.56 of the Environmental Planning and Assessment Act 1979.*

COUNCIL DECISION

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

That Council:

1. Supports the Planning Proposal to amend Schedule 1 of *LLEP2008* to permit 'shops' as an additional use up to a maximum GFA of 21,000m^2 on 5 Orange Grove Road, Warwick Farm (Lot 101 DP104316 and part of Lot 23 DP1190437)
2. Forwards the Planning Proposal to Department of Planning and Environment seeking Gateway pursuant to *s.56 of the Environmental Planning and Assessment Act 1979.*
3. Delegates to the CEO to negotiate with the applicant regarding the proposed VPA subject to traffic modelling and improved pedestrian connectivity, with a separate report to be presented to Council for consideration.

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

Councillors voted unanimously for this motion.

ITEM NO: DBI 02
FILE NO: 326360.2015
SUBJECT: Independent Review - Internal Building Cleaning Services

RECOMMENDATION

That Council:

1. Undertakes a competitive process to test the market and seek expressions of interest concerning the provision of Building Cleaning Services to achieve the level of savings and efficiencies outlined in this report.

2. Following completion of the tender process, receives a report which outlines the options available, in order to make a definite decision as to how the service will be delivered in the future.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. In consultation with the relevant Facilities Manager/s prepare a detailed scope of works whether daily, weekly or monthly that will be used as a basis for tender process.

2. Undertakes a competitive process to test the market and seek tenders for the provision of Building Cleaning Services to achieve the level of savings and efficiencies outlined in this report.

3. Provide the necessary resources for the Internal Building Cleaning Services (IBCS) to submit to the tender for the provisions of building cleaning services.

4. Following completion of the tender process, receives a report which outlines the options available, in order to make a definite decision as to how the service will be delivered in the future.

5. Note that no support will be given to forced redundancies for these positions.

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

Clr Shelton and Clr Waller asked that they be recorded as voting against the motion.

ITEM NO: DPG 08
FILE NO: 326354.2015
SUBJECT: Planning Proposal for Middleton Grange Town Centre

RECOMMENDATION

That Council:

1. Endorses in principle, the Planning Proposal to rezone land at 60-80 Southern Cross Avenue and 45-65 Hall Circuit, Middleton Grange.

2. Supports increasing the reservation of land designated exclusively for a public purpose to 3,000m^2 to reflect the intensification of uses and increased density within the Middleton Grange Town Centre as a result of this Planning Proposal.

3. Delegates to the CEO the authority to approve the final Planning Proposal to administer this rezoning, for submission to the Department of Planning and Environment for Gateway.

COUNCIL DECISION

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

That Council:

1. Endorses in principle, the Planning Proposal to rezone land at 60-80 Southern Cross Avenue and 45-65 Hall Circuit, Middleton Grange.

2. Delegates to the CEO to negotiate with the proponent regarding increased open space to support the increased residential density, including the completion of a comprehensive Social Impact Assessment.

3. Delegates to the CEO the authority to approve the final Planning Proposal to administer this rezoning, for submission to the Department of Planning and Environment for Gateway.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 04
FILE NO: 313968.2015
SUBJECT: Tender WT2494 - George Street and Northumberland Street Traffic Flow Changes

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Accepts the Tender from Traffic Lights NSW Pty Ltd for Tender WT2494 – George and Northumberland Streets Traffic Flow Changes and associated electrical works at the GST exclusive price of $934,560 for both traffic signal and electrical portions.

2. Makes public its decision regarding Tender WT2494 – George and Northumberland Streets Traffic Flow Changes.

3. Notes that the Director Infrastructure & Environment will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Shelton

Vote against: Clr Waller

ITEM NO: CONF 13
FILE NO: 323840.2015
SUBJECT: WT2447 Liverpool Civic Place Project

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Balloot**

That Council:

1. Decline to accept any tenders.

2. Pursuant to cl.178(3)(e) of the Local Government (General) Regulation 2005, delegate authority to the Chief Executive Officer to enter into direct negotiations with shortlisted tenderers Coronation Property Pty Ltd and St Hillier's Property Pty Ltd and any other suitable parties with a view to settling an in-principle agreement with a successful party in relation to the subject matter of the Request for Tender, for the following reasons:

   a. The offers received do not, in Council's view, satisfactorily address Council's desired outcomes for the proposed Liverpool Civic Place Project as detailed in the Request for Tender document and are therefore not in a form capable of acceptance;
   b. The offers received from the shortlisted tenderers are, however, considered to be practical and reasonable proposals which include many elements of the Council's desired outcomes and are capable of being revised to meet most, if not all Council's desired outcomes. Entering into negotiations with the selected tenderers is expected to permit additional flexibility in order to finalise the specific details of the design, construction, financial and contractual terms so as to permit one of the existing proposals to be adjusted to Council's needs.
   c. It is considered that a revised tender process would not result in a better outcome, as the existing shortlisted offers have been selected for negotiations after completing a comprehensive and competitive EOI and tender process.

3. Direct the Chief Executive Officer to provide a report to Council setting out the outcome of the negotiations with the shortlisted parties, and if applicable, the terms of the in-principle agreement for WT2447 Liverpool Civic Place Tender for consideration and approval by Council.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

Vote for:	Mayor Mannoun Clr Balloot Clr Hadchiti Clr Hadid Clr Harle Clr Mamone Clr Shelton
Vote against:	Clr Waller

ITEM NO: CONF 15
FILE NO: 327603.2015
SUBJECT: Macquarie Street Mall Revitalisation - Risk Management Initiative

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Delegate authority to the Chief Executive Officer to engage with the lead contractor engaged in the construction of the Macquarie Street Mall revitalisation project, with a view to ensuring compliance with the established construction program.

2. Delegate authority to the Chief Executive Officer to exercise any and all of Council's rights under the contract with the lead contractor engaged in the construction of the Macquarie Street Mall revitalisation project, up to and including termination of the contract, if in his discretion it becomes necessary to do so.

3. Delegate authority to the Chief Executive Officer to assume day-to-day control and management of the construction portion of the Macquarie Street Mall revitalisation, at his discretion, in the event it becomes necessary to do so.

4. In the event the Chief Executive Officer assumes control of the construction, and in accordance with the emergency provisions of s.55(3)(k) of the *Local Government Act*, dispense with the need for a tender process for any required purchases of goods and/or services associated with delivering the construction of the Macquarie Street Mall revitalisation project as programed, for the following reasons:

    a) The Macquarie Street Mall has already been heavily excavated by the lead contractor, presenting a critical risk to the health and safety of the community if not controlled and managed through to the completion of the project.
    b) The open excavation has the capacity to fill with water and suffer damage in a significant storm or rain event, which could add to project costs and significantly delay project timelines.
    c) The Macquarie Street Mall services a large portion of the Liverpool population, as well as a vibrant retail and commercial community, all of whom will benefit from the completion of the revitalisation works as soon as possible.

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

Vote for: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone

Vote against: Clr Shelton
Clr Waller

Mayor Mannoun called for a recess of Council at 7.18pm.

Mayor Mannoun reopened the meeting at 7.38pm. Clr Balloot did not return to the meeting after the recess.

ITEM NO: IHAP 02
FILE NO: 312916.2015
SUBJECT: DA-1014/2014 - Subdivision of proposed Residue Lot 53 (approved under Development Consent No. DA-961/2013) into four Torrens title residential lots including; earthworks, road and drainage construction at 320 Jardine Drive, Edmondson Park

RECOMMENDATION

That Council approves development application DA-1014/2014 subject to conditions of consent contained within the Council Officer's IHAP report (see Attachment 2).

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 03
FILE NO: 313410.2015
SUBJECT: DA-376/2015 - Demolition of existing structures and subdivision of 2 Lots into 4 Torrens title lots and construction of a two storey dwelling on each lot at 79-81 Atkinson Street, Liverpool

RECOMMENDATION

That Council approves DA-376/2015 subject to the recommended conditions of consent contained within the Council Officer's IHAP report (See Attachment 2).

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Shelton

Vote against: Clr Waller

ITEM NO: IHAP 04
FILE NO: 315626.2015
SUBJECT: DA-219/2015 - Subdivision of one lot into three Torrens title lots at 150 Heathcote Road, Hammondville.

RECOMMENDATION

That Council approves DA-219/2015 subject to the recommended conditions of consent contained within the Council Officer's IHAP report (Attachment 1)

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

Vote for: Mayor Mannoun
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Waller

Vote against: Clr Shelton

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEO 01
FILE NO: 320443.2015
SUBJECT: Corporate Sponsorships

RECOMMENDATION

That Council endorses the Financial Contributions Panel's recommendations for the provision of $8,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. If the recommended amount of $8,000 is endorsed, the remaining balance will be $NIL.

Applicant name	Amount
Bula Hibiscus Festival	$3,000 ex gst
Luddenham Show	$5,000 ex gst

COUNCIL DECISION

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

That Council endorses the provision of $10,000 (GST exclusive) under the Corporate Sponsorship Program as summarised in the table below. If the amount of $10,000 is endorsed, the remaining balance will be $NIL.

Applicant name	Amount
Bula Hibiscus Festival	$5,000 ex gst
Luddenham Show	$5,000 ex gst

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

Clr Hadid left the Chambers at 7.40pm.

BUSINESS IMPROVEMENT REPORT

ITEM NO: DBI 01
FILE NO: 312694.2015
SUBJECT: Investigation - Files Destroyed in Council Fire 2010

RECOMMENDATION

That Council notes the content of this report.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Waller**

That the recommendation be adopted.

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

Clr Hadid returned to the Chambers at 7.41pm.

CHIEF FINANCIAL OFFICER

ITEM NO: CFO 01
FILE NO: 306165.2015
SUBJECT: Delegation of Authority by Council for the Christmas / New Year Recess

RECOMMENDATION

That Council:

1. Subject to the restrictions set out in section 377 of the *Local Government Act* 1993, grant delegated authority to the Mayor and the Chief Executive Officer to determine matters reserved for the elected Council from 17 December 2015 until the first scheduled ordinary meeting of Council on 3 February 2016;

2. Receive a report from the Chief Executive Officer about matters determined under this delegation at its meeting on 3 February 2016.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Subject to the restrictions set out in section 377 of the *Local Government Act* 1993, grant delegated authority to the Mayor and the Chief Executive Officer to determine matters reserved for the elected Council from 17 December 2015 until the first scheduled ordinary meeting of Council on 3 February 2016;

2. Receive a report from the Chief Executive Officer about matters determined under this delegation at its meeting on 3 February 2016.

3. Apply this delegation automatically during the Christmas/New Year recess in future.

4. Keep Councillors abreast of any emergency situations that may arise.

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

ITEM NO: CFO 02
FILE NO: 319600.2015
SUBJECT: Investment Report November 2015

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

COMMUNITY AND CULTURE REPORT

ITEM NO: DCC 01
FILE NO: 315939.2015
SUBJECT: Closed Circuit Televison Network in Liverpool City Centre

RECOMMENDATION

That Council:

1. Receives and notes this report; and

2. Reviews the Public Safety Closed Circuit Television (CCTV) and Code of Practice and Standard Operating Procedure at its meeting in July 2016.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: DPG 01
FILE NO: 306174.2015
SUBJECT: Proposed changes to Council committees

RECOMMENDATION

That Council:

1. Receives and notes this report.

2. Adopts the proposed changes to the processes of the No Intermodal Committee and amends the Committee charter to bring these changes into effect.

3. Adopts the proposed changes to the processes of the Heritage Advisory Committee and amends the Committee charter to bring these changes into effect.

4. Endorses the proposal to disband the Street Naming Committee and refers to the proposed draft Naming Convention Policy for a standardised process on making decisions on naming requests.

5. Endorses the draft Naming Convention Policy to be placed on public exhibition and requests a further report following the exhibition period.

6. Revokes the charter of the Street Naming Committee.

7. Writes to the members of the Street Naming Committee to acknowledge their contribution.

COUNCIL DECISION

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

That Council:

1. Receives and notes this report.

2. Amend the charter of the Street Naming Committee to hold all meetings electronically unless otherwise required.

3. Adopts the proposed changes to the processes of the No Intermodal Committee and amends the Committee charter to bring these changes into effect.

4. Adopts the following changes to the Heritage Committee:
    a) Keeps the name as is;
    b) Amend the frequency of meetings to quarterly, subject to confirmation two weeks prior to each meeting of agenda items requiring Committee discussion;

c) Modify the membership of the Group to remove the Manager Strategic Planning; and
d) Amend the Charter to bring these changes into effect.

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

ITEM NO: DPG 02
FILE NO: 299558.2015
SUBJECT: Animal Management Policy

RECOMMENDATION

That Council:

1. Approve the attached reviewed Management Policy.
2. Commence an education program for dealing with stray cats.
3. Provide for hire cat traps on request for a fee.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Harle**

That the recommendation be adopted.

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

ITEM NO: DPG 03
FILE NO: 299599.2015
SUBJECT: Development Engineering Bonds Policy - Draft

RECOMMENDATION

It is recommended that Council:

1. Note this report
2. Adopts the Development Engineering Bonds Policy attached to this report

COUNCIL DECISION

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

That this item be deferred to the next Council meeting, after discussion at a Councillor Briefing session.

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

ITEM NO: DPG 07
FILE NO: 317338.2015
SUBJECT: Council submission on Western Sydney Airport at Badgerys Creek

RECOMMENDATION

That Council:

1. Endorses this report and delegates to the CEO the authority to finalise and lodge a submission on behalf of Council on the Draft Airport Plan and Draft Environmental Impact Statement for the Western Sydney Airport at Badgerys Creek.

2. Advocates for a working committee to be created which would facilitate collaboration between the Department of Infrastructure and Regional Development and the relevant state and local governments to ensure quality planning outcomes are achieved.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

COMMITTEE REPORTS

ITEM NO: CTTE 01
FILE NO: 309319.2015
SUBJECT: Minutes of the Local Traffic Committee Meeting held on 11 November 2015

RECOMMENDATION

That Council:

1. Receives and adopts the Minutes of the Local Traffic Committee Meeting held on 11 November 2015.

2. Adopts the Local Traffic Committee recommendations as noted in the report below.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That Council:

1. Receives and adopts the Minutes of the Local Traffic Committee Meeting held on 11 November 2015.

2. Adopts the Local Traffic Committee recommendations as noted in the report.

3. Consider using concrete speed bumps rather than the proposed rubber speed cushions when installing traffic calming devices on Bird Walton Avenue, Middleton Grange.

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

ITEM NO: CTTE 02
FILE NO: 314281.2015
SUBJECT: Environment Advisory Committee minutes of meeting held on 9 November 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the Environment Advisory Committee Meeting held on 9 November 2015.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

ITEM NO: CTTE 03
FILE NO: 315250.2015
SUBJECT: Minutes of the Liverpool Youth Council Committee meeting held November 10, 2015

RECOMMENDATION

That Council receives and adopts the Minutes of the Liverpool Youth Council Meeting held on 10 November, 2015.

COUNCIL DECISION

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

That the recommendation be adopted.

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

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Chairperson

ITEM NO: CTTE 04
FILE NO: 316005.2015
SUBJECT: Minutes of the Civic Advisory Committee Meeting held 24 November 2015

RECOMMENDATION

That Council receives and notes the minutes of the Civic Advisory Committee meeting held on 24 November 2015.

COUNCIL DECISION

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

That Council:

1. Receives and notes the minutes of the Civic Advisory Committee meeting held on 24 November 2015.

2. Reopen nominations to categories where no nominations were received (i.e.Sports Award and Small Business Award) and delegate to the CEO to award a winner in consultation with Councillors.

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

ITEM NO: CTTE 05
FILE NO: 322906.2015
SUBJECT: Planning and Development Committee Minutes of 2 December 2015

RECOMMENDATION

That Council:

1. Receives and adopts the Minutes of the Planning and Development Committee Meeting held on 2 December 2015.

2. Adopts the proposed changes to the Social Impact Assessment Policy to increase the threshold for Comprehensive Social Impact Assessment for residential flat buildings from 100 to 250 units.

3. Adopts the recommendation to undertake an independent peer review of the Comprehensive Social Impact Assessment to be submitted by the applicant for DA-1060/2015, proposed Casula Hotel.

COUNCIL DECISION

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

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWN 01
FILE NO: 318776.2015
SUBJECT: Question with Notice - Clr Stanley

Please address the following:

1. Can I be provided with an update of the Bus Shelter programme.
2. What is the current backlog?
3. How many have been addressed from the back log?
4. Are we on track to have no back log by 2017-18?
5. Did negotiations with Ad-Shell conclude and what was that outcome?
6. How many Bus shelters were provided in 2014-2015?
7. Where were they?
8. How many will be provided 2015-2016?
9. Where will they be?

A response to these questions will be provided in the February 2016 Business Papers.

ITEM NO: DCC 02
FILE NO: 299052.2015
SUBJECT: Live Life Get Active Program Continuation

RECOMMENDATION

That Council:

1. Receives and notes this report;

2. Allocates $17,600 per year for two years in the draft budget for the continuation of the Live Life Get Active program in 2016-17 and 2017-18, with a comprehensive program evaluation to be prepared and reported to Council at the end of this term; and

3. Continues to work with Live Life Get Active to identify opportunities for the program to expand to other areas across the Liverpool local government area and advises Council of any progress towards this goal (savings made within the Community Planning budget will provide bridging finance for the second half of the financial year to enable the program to operate uninterrupted).

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadchiti**

That the recommendation be adopted.

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

ITEM NO: CONF 01
FILE NO: 310464.2015
SUBJECT: Acquisition of part Lot A DP 391813, 9 Speed Street, Liverpool, for road purposes

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Approves the acquisition of part Lot A DP 391813, 9 Speed Street, Liverpool, containing an area of approximately 3 square metres for the price and terms outlined in the confidential attachment;

2. Notes that the area to be acquired is approximate only and is subject to a final survey. Council approves the acquisition on a dollar per square metre basis as outlined in the confidential attachment;

3. Upon settlement of the acquisition, dedicates the portion of Lot A DP 391813, 9 Speed Street, Liverpool, being acquired as public road;

4. Keeps confidential the attachment supplied under separate cover containing the acquisition price pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

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

ITEM NO: CONF 02
FILE NO: 310606.2015
SUBJECT: Acquisition of Lot 39 DP 1160527 & Lot 39 DP 1167333, Swoffer Avenue, Middleton Grange, for drainage purposes

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Mamone**

That Council:

1. Agrees to instruct the Australian Property Institute to nominate a suitably qualified valuer to determine the compensation applicable for Council acquiring Lot 39 DP 1160527 & Lot 39 DP 1167333, Swoffer Avenue, Middleton Grange;

2. Agrees to pay the compensation amount to the owners of Lot 39 DP 1160527 and Lot 39 DP 1167333, Swoffer Avenue, Middleton Grange, as determined by the Australian Property Institute nominated valuer;

3. Upon settlement of the acquisition, classifies Lot 39 DP 1160527 and Lot 39 DP 1167333, Swoffer Avenue, Middleton Grange, as 'Community' land;

4. Keeps confidential the attachment supplied under separate cover containing details of negotiations pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

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

ITEM NO: CONF 03
FILE NO: 311897.2015
SUBJECT: Proposed easement for drainage purposes over Lot 236 DP 25142, 203 Memorial Avenue, Liverpool, known as 'Ireland Park'

COUNCIL DECISION

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

That Council:

1. Grants an easement for drainage purposes over Lot 236 DP 25142, 203 Memorial Avenue, Liverpool, known as 'Ireland Park', as outlined in the confidential report;

2. Keeps confidential the attachment supplied under separate cover containing the compensation amount pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business;

3. Transfers the compensation amount into the General Property Reserve; and

4. Authorises the relevant documentation necessary for the formalization of the easement to be signed under Power of Attorney by Council's delegated officer.

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

ITEM NO: CONF 05
FILE NO: 315241.2015
SUBJECT: Easement for an Electrical Switching Station and Underground Cables over Lot 515 in DP 235072 known as Hargrave Park in Warwick Farm

COUNCIL DECISION

Motion: **Moved: Clr Shelton** **Seconded: Clr Harle**

That Council:

1. Grants easements for an electrical Switching Station and underground electricity cables over Lot 515 in Deposited Plan 235072, known as Hargrave Park, on the corner of the Hume Highway and Homepride Avenue in Warwick Farm, as outlined in this confidential Report.

2. Keeps confidential this Report pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act 1993*, as this information would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business; and

3. Authorises the relevant documentation necessary for the formalisation of the easement to be signed under Power of Attorney by Council's delegated Officer.

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

ITEM NO: CONF 06
FILE NO: 315205.2015
SUBJECT: Tender WT2502 - Restoration Works at Aviation Road Basin, Elizabeth Hills

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That Council:

1. Accepts the Tender from Delaney Civil Pty Ltd for Tender WT2502 Restoration Works at Aviation Road Basin, Elizabeth Hills for the GST exclusive price of $359,492.47.

2. Makes public its decision regarding Tender WT2502 Restoration Works at Aviation Road Basin, Elizabeth Hills.

3. Notes that the Director Infrastructure and Environment will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 07
FILE NO: 315821.2015
SUBJECT: Proposed easements over Lot 101 DP 1143458, 306 Macquarie Street, Liverpool

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That Council:

1. Grants the following easements over Lot 101 DP 1143458, 306 Macquarie Street, Liverpool, as outlined in the confidential attachment:

    1. Easement for support and shelter;
    2. Easement for services variable width;
    3. Right of access variable width;
    4. Easement for light and air;
    5. Right of carriageway 6 & 6.8 wide and variable;
    6. Easement for overhang 3 wide;
    7. Easement to drain water variable width;
    8. Easement for padmount substation 2.75 wide;
    9. Restriction on the use of land;
    10. Easement for services 1 wide;
    11. Easement for services 2 wide;
    12. Easement for services 2 wide;
    13. Easement for services 1 wide;
    14. Easement for services 1 wide;
    15. Easement to drain sewage over existing line of pipes;
    16. Right of access 1.2 wide and variable;
    17. Easement to drain water 1 wide.

2. Keeps confidential the attachment supplied under separate cover containing the compensation amount pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business;

3. Authorises the relevant documentation necessary for the formalization of the easement to be signed under Power of Attorney by Council's delegated officer.

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

Councillors voted unanimously for this motion.

ITEM NO: CONF 08
FILE NO: 316090.2015
SUBJECT: Minutes of Civic Advisory Committee - 2016 Australia Day Awards

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Hadid**

That Council:

1. Endorse the recommended award recipients as proposed in this report.

2. Keep the report and nominations containing the recommended award recipients confidential, pursuant to the provision of Section 10A(2)(a) of the Local Government Act 1993.

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

ITEM NO: CONF 09
FILE NO: 319895.2015
SUBJECT: Legal Affairs Report

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Hadid**

That Council receive and note the report concerning the Legal Affairs of Council.

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

ITEM NO: CONF 10
FILE NO: 320992.2015
SUBJECT: ST2481 Building and Grounds Cleaning Services

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council:

1. Accept the Tender from Solo Services Group (both A and B portions) as the primary contractor for Tender ST2481 – Building and Grounds Cleaning Services for an initial 3 year period contract term with the option of extending for a further 2 x 1 year periods in accordance with their offered schedule of rates.

2. Accepts the following Tenders as secondary contractors for the following portions:

    a. Portion A – CMC Property Services

    b. Portion B - Advanced National Services

3. Makes public its decision regarding tender ST2481 Building and Grounds Cleaning Services.

4. Notes that the Director will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

Vote for: Mayor Mannoun
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Shelton

Vote against: Clr Waller

ITEM NO: CONF 11
FILE NO: 316513.2015
SUBJECT: ST2515 - Signage Licence - Corner Wilson and Hoxton Park Road, Hinchinbrook

COUNCIL DECISION

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

That Council:

1. Decline to accept any tenders;

2. Pursuant to Clause 178(3)(e) of the *Local Government (General) Regulation* 2005, delegate authority to the Chief Executive Officer, or his nominee, to enter into direct negotiations with All 4 Fun Jumping Castles Pty Ltd for the following reasons:

    a. The offer received is considered value for money however the proposed licence period of five years is considered excessive and potentially restricts Council's options for the future. Council is seeking authority to negotiate a revised reduced initial term with All 4 Fun Jumping Castles Pty Ltd.

    b. It is considered that a revised tender process would not result in a better outcome as the existing offers received are value for money options for Council's consideration.

3. Makes public its decision regarding tender ST2515 Signage Licence – Corner of Wilson and Hoxton Park Roads, Hinchinbrook;

4. Notes that the Director Property and Commercial Development, following successful negotiations, will finalise all details and sign the 'Letter of Acceptance' giving it contractual effect, in accordance with delegated authority;

5. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the *Local Government Act* 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

ITEM NO: CONF 12
FILE NO: 322812.2015
SUBJECT: Tender WT2496 - School of Arts External Works, Liverpool

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Harle**

That Council:

1. In accordance with Section 178(3)(e) of the Local Government (General) Regulation 2005, enters into negotiations, with reputable contractors with the view to entering into a contract for delivery of soft and hard landscaping to the forecourt of the School of Arts.

2. In accordance with Section 178(4) of the Local Government (General) Regulation 2005, note the following for entering into negotiations and not calling fresh tenders:

   a) The public tender process has been unable to elicit a satisfactory outcome and it is considered that inviting fresh tenders for the same proposal is unlikely to result in a different outcome;
   b) No significant benefit will be achieved by inviting fresh tenders in view of the time and cost involved in such a process with consequent delays and cost implications to the project; and
   c) Council's own enquiries suggest that other feasible options exist, which would enable council to secure a suitable contractor for the timely delivery of the project.

3. Notes that Council authorises the Chief Executive Officer to negotiate, and subject to a satisfactory outcome of the negotiation process, sign the Letter of Acceptance giving it contractual effect, in accordance with delegated authority.

4. Keeps confidential the details supplied in this report containing information on the submissions received, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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

Vote for: Mayor Mannoun
Clr Hadchiti
Clr Hadid
Clr Harle
Clr Mamone
Clr Shelton

Vote against: Clr Waller

ITEM NO: CONF 14
FILE NO: 314900.2015
SUBJECT: Waste Management Audit and Process Review

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That Council receives and notes the report.

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

THE MEETING CLOSED AT 8.18pm.

<Signature>

Name: Ned Mannoun

Title: Mayor

Date: 3 February 2016

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 16 December 2015. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

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Chairperson