



MINUTES OF THE ORDINARY MEETING HELD ON 6 FEBRUARY 2013

PRESENT:

Mayor Ned Mannoun
 Councillor Hadchiti
 Councillor Hadid
 Councillor Harle
 Councillor Karnib
 Councillor Mamone
 Councillor Ristevski
 Councillor Shelton
 Councillor Stanley
 Councillor Waller
 Mr Farooq Portelli, General Manager
 Mrs Julie Hatley, Director - Corporate Services
 Mr Milan Marecic, Director - City Planning
 Mr Gino Belsito, Acting Director - City Assets
 Ms Billie Sankovic, Manager - Council and Executive Support

The meeting commenced at 7:05 pm

OPENING 7:05pm

PRAYER The prayer of council will be read by Pastor John Keane from Combined Churches of Liverpool.

APOLOGIES Cllr Balloot

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

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

CONDOLENCES Nil

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 19 December 2012 be confirmed as a true record of that meeting.

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Stanley**

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

DECLARATIONS OF INTEREST

Nil

PUBLIC FORUM

Nil

SPEAKERS FORUM

Mehmet Tirnova addressed Council on the following item:

Item – NOMO 05 MOOREBANK VOLUNTARY ACQUISITION SCHEME

MAYORAL REPORT

MAYR 01

ITEM NO: MAYR 01
FILE NO:
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE

RECOMMENDATION

That Council:

1. Notes the resignation of Councillor Stanley from the Economic Development Committee.
2. Nominates a replacement member for the Economic Development Committee.

COUNCIL DECISION

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

That Council:

1. Notes the resignation of Councillor Stanley and Councillor Hadchiti from the Economic Development Committee.
2. Nominates a replacement member for the Economic Development Committee.
3. Amends the Economic Development Committee charter to have one less Councillor.

Nominations were called for the Economic Development Committee.

Declared elected: Clr Shelton

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

NOTICES OF MOTION

NOMO 01

ITEM NO: NOMO 01
FILE NO: 2013/0335
SUBJECT: TREE REMOVAL POLICY

RECOMMENDATION

That Council:

1. Reviews the current Tree Management Policy to consider allowing the removal of trees which can be shown to be causing damage.
2. Allows flexibility for the removal of trees that were initially planted by residents on their private properties of their own accord.

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.

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0335
SUBJECT: SMART PHONE APPLICATION

RECOMMENDATION

That Council:

1. Investigate the cost of developing a Liverpool City Council smart phone application.
2. Report these costs including features of application, to Council at its March meeting.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Harle**

That Council

1. Investigate the cost of developing a Liverpool City Council smart phone application.
2. Report these costs including features of application, to Council at its March meeting.
3. Investigate the costs of becoming involved with an Application called 'My Council' which already exists.

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

NOMO 03

ITEM NO: NOMO 03
FILE NO: 2013/0335
SUBJECT: PROPOSAL TO DUMP HAZARDOUS WASTE AT SITA SITE
 ELIZABETH DRIVE KEMPS CREEK

RECOMMENDATION

That Council:

1. Notes that Liverpool Local Government area is a Nuclear Free Zone.
2. Is opposed to the use of the SITA site at Elizabeth Drive Kemps Creek as a storage facility for any hazardous materials especially the potentially radioactive material being repatriated from Hunters Hill. It is noted that this waste will require monitoring for at least 300 years.
3. Writes to the Premier of NSW and NSW Planning Minister advising the Government of Liverpool Council's opposition to the dumping of waste which has the potential to harm our residents now and into the future at the SITA on Elizabeth Drive Kemps Creek. Further the letter should detail our opposition on the basis of the potential of harm to residents' health; security and devaluation of land values in our Local Government Area.
4. Seeks assurances, from responsible government agencies and SITA management that any by products such as land fill or soil provided by the SITA facility will not include dangerous materials.
5. Notes the previous assurances given by Mr O'Farrell regarding the inappropriateness of placing the waste in Western Sydney.
6. Writes to the Mayor and Councillors of Penrith Council to advise them of this motion and our opposition to the use of the SITA for the disposal of hazardous waste.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That Council:

1. Notes that Liverpool Local Government area is a Nuclear Free Zone.
2. Is opposed to the use of the SITA site at Elizabeth Drive Kemps Creek as a storage facility for any hazardous materials especially the potentially radioactive material being repatriated from Hunters Hill. It is noted that this waste will require monitoring for at least 300 years.

3. Writes to the Premier of NSW and NSW Planning Minister advising the Government of Liverpool Council's opposition to the dumping of waste which has the potential to harm our residents now and into the future at the SITA on Elizabeth Drive Kemps Creek. Further the letter should detail our opposition on the basis of the potential of harm to residents' health; security and devaluation of land values in our Local Government Area.
4. Seeks assurances, from responsible government agencies and SITA management that any by products such as land fill or soil provided by the SITA facility will not include dangerous materials.
5. Notes the previous assurances given by Mr O'Farrell regarding the inappropriateness of placing the waste in Western Sydney.
6. Writes to the Mayor and Councillors of Penrith Council to advise them of this motion and our opposition to the use of the SITA for the disposal of hazardous waste.
7. Adds the correspondence from Tanya Davies MP, Member from Mulgoa, as an attachment to the minutes.

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

Correspondence from Tanya Davies MP, Member from Mulgoa

From: Mark Holmes
Sent: Wednesday, February 06, 2013 03:36 PM
To: 'mayormannoun@liverpool.nsw.gov.au' <mayormannoun@liverpool.nsw.gov.au>;
 'clrhadchiti@liverpool.nsw.gov.au' <clrhadchiti@liverpool.nsw.gov.au>
Cc: Tanya Davies
Subject: As per discussion with Mrs Tanya Davies MP

Gentlemen,

Find below advice as per your discussions with Mrs Davies.

There is much misinformation being propagated in regards to the Remediation Action Plan for Nelson Parade, Hunters Hill.

*I confirm that **NO** hazardous radioactive waste will be sent to Kemps Creek.*

The O'Farrell Government is committed to cleaning up this site. Under our plan, the soil will all be tested onsite under the supervision of the Australian Nuclear Science and Technology Organisation (ANTSO). Any waste found to have hazardous levels of radiation will be sent to the secure storage facility for radioactive waste, in Lidcombe. Any waste that meets the restricted solid waste classification of waste can be sent to SITA at Kemps Creek. SITA have been accepting this classification of waste at Kemps Creek for more than 20 years.

The full clean-up plan is available in the Remediation Action Plan which is accessible at http://www.lpma.nsw.gov.au/spa/our_business/current_projects.

The former Labor Government signed a contract with SITA in June 2010 to send all the contaminated soil to Kemps Creek. Tanya Davies successfully forced the Labor government to cancel the contract and now the O'Farrell Government has put in place the best plan to clean up the site. Any suggestion that we are sending Hazardous radioactive waste to Kemps Creek reveals people's ignorance of the facts.

The public consultation period began on 22 November 2012 and closes on 8 February 2013. There has been some suggestion that we purposefully ran the exhibition period over Christmas and New years to not be transparent. These assertions couldn't be further from the truth. Instead of the standard 30 day public exhibition period we extended the time frame to 78 days a more than doubling of the time frame to account for this period.

Yours sincerely

Mark Holmes
Constituent Support Officer
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 Fax: (02) 9833 4063
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 Email: mark.holmes@parliament.nsw.gov.au
 Web: www.tanyadavies.com.au



NOMO 04

ITEM NO: NOMO 04
FILE NO: 2013/0335
SUBJECT: EVENTS TEAM

RECOMMENDATION

That Council:

1. Congratulate the Events Team on the coordination of the New Years and Australia Day events and acknowledge the efforts of all Council officers in making the events a success.
2. Recommend that the General Manager consider introducing a staff rewards and recognition program.

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.

NOMO 05

ITEM NO: NOMO 05
FILE NO: 2013/0335
SUBJECT: MOOREBANK VOLUNTARY ACQUISITION SCHEME

RECOMMENDATION

Council moves that the General Manager:

1. Provide a report to Council on the Moorebank Voluntary Acquisition Scheme (MVAS) that contains:
 - a. The total amount of Council funds used for the scheme and number of properties acquired to date (total dollar amount and in today's dollar amount compounded).
 - b. Total amount of properties left to acquire and their projected cost and the cost to ratepayers to do this.
 - c. An estimated time period of when all properties will be acquired.
 - d. When was the scheme initiated, by whom, what studies/reports were relied on to initiate the scheme, and were there or are there any current similar schemes in the country.
 - e. Conduct an audit of all properties within MVAS against their original conditions of consent and report the findings back to Council prior to any action being taken.
 - f. There are many properties within the MVAS that have significant amounts of rubbish, cars, and items stored on their properties. Are these complaint with the zoning/DA's and how will these affect the safety of people within the area in the case of a flood?
 - g. Temporally halt any enforcement/legal action which relate to the building of any unauthorised structures or alterations to properties within the MVAS area until point E is completed.
 - h. What have councils in Queensland who were affected by the major flooding there a few years ago have done with properties who share a similar risk profile as those in the MVAS?
 - i. What is Councils current policy with regards to assessing all minor and major DA's within the MVAS?

- j. What would Council do if the following was to occur:
Flood occurred and numerous properties were damaged. New DA's were required to be lodged and were lodged to rebuild the homes of those residents who were affected?
- k. If a resident would like to make safety improvements to their homes to protect them from a flood that required more than a 10% variation to their property would Council be liable for not allowing those safety improvements to take place (subject to them being compliant with the LEP, DCP, and BCA).
- l. Is there anything that forces or requires any owner to sell their property to Council in the MVAS?
- m. Can Council compulsory acquire all properties within the MVAS?
- n. Are there any evacuation plans for people within the MVAS in the case of a flood?
- o. If the answer to point N is no, please prepare evacuation plans and procedures for this.
- p. Provide a map of the MVAS area.
- q. When the last time a flood study was conducted in that area?
- r. What effect has the creation of Chipping Norton Lakes has had on properties within the MVAS?

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council defers this item to the next councillor briefing session.

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

GENERAL MANAGER'S REPORT

GMRR 01

ITEM NO: GMRR 01
FILE NO: 2012/0369
SUBJECT: USE OF DELEGATION OF AUTHORITY OVER THE CHRISTMAS /
NEW YEAR RECESS

RECOMMENDATION

That Council receives the report and notes that the Mayor and General Manager did not exercise delegated authority during the 2012-2013 Christmas / New Year recess period.

COUNCIL DECISION

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

Clr Ristevski left the Chambers at 7.30pm.

That the recommendation be adopted.

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

GMRR 02

ITEM NO: GMRR 02
FILE NO: 2012/0369
SUBJECT: CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT

RECOMMENDATION

That Council continue to support the campaign for constitutional recognition of local government and delays direct contribution of funds to the campaign at this time until further information relating to the campaign is received.

Clr Ristevski returned to the Chambers at 7:32pm.

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.

GMRR 03

ITEM NO: GMRR 03
FILE NO: 2011/6279
SUBJECT: 2013 AUSTRALIAN LOCAL GOVERNMENT WOMEN'S ASSOCIATION
CONFERENCE

RECOMMENDATION

That Council nominates delegates to attend the 2013 Australian Local Government Women's Association Conference.

COUNCIL DECISION

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

That Councillors or any other female staff interested in attending the 2013 Australia Local Government Women's Association Conference advise the General Manager by Wednesday 12 February 2013 with a limit of five places.

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

GMRR 04

ITEM NO: GMRR 04
FILE NO: 010274.2013
SUBJECT: SPONSORSHIP PROPOSAL FOR LIVERPOOL CITY CUP RACE -
AUSTRALIAN TURF CLUB'S (ATC) CHIPPING NORTON STAKES DAY

RECOMMENDATION

That Council:

1. Sponsors the 2013 Liverpool City Cup for \$8,500 plus GST.
2. Coordinates a Liverpool City Cup replica to be made to the value of \$1,000 plus GST.
3. Reviews all current Corporate Sponsorship arrangements to ensure that they are in alignment with strategic priorities and are achieving the best outcomes for Council.

COUNCIL DECISION

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

That Council:

1. Sponsors the 2013 Liverpool City Cup for \$8,500 plus GST.
2. Coordinates a Liverpool City Cup replica to be made to the value of \$1,000 plus GST.
3. Reviews all current Corporate Sponsorship arrangements to ensure that they are in alignment with strategic priorities and are achieving the best outcomes for Council.
4. Holds an online competition for a resident to assist the Mayor in presenting the trophy to winner.

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

CORPORATE SERVICES REPORT

CORS 01

ITEM NO: CORS 01
FILE NO: 2012/3573
SUBJECT: REVIEW OF THE CODE OF MEETING PRACTICE

RECOMMENDATION

That Council adopts the Code of Meeting Practice, as publicly exhibited, subject to an amendment to clause 16(4), deleting the words "Call Centre" and substituting the words "Customer Service Centre".

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

CORS 02

ITEM NO: CORS 02
FILE NO: 2012/3573
SUBJECT: NEW MODEL CODE OF CONDUCT AND NEW PROCEDURES FOR
 THE ADMINISTRATION OF THE CODE OF CONDUCT

RECOMMENDATION

That Council:

1. Adopts the Model Code of Conduct and the Procedures for the Administration of the Model Code of Conduct for Local Councils in NSW which are attached to this report.
2. Makes available the Model Code of Conduct, the Model Procedures for the Administration of the Code of Conduct and The Model Code - Standards of conduct for council officials -Summary to members of Council staff and to Council's Ethics and Audit Committee allowing them the opportunity to comment on the Code of Conduct and the associated Procedures with any suggested improvements.
3. Organises appropriate training and information sessions for Councillors, members of Council staff and Council contractors, consultants, committee members and volunteers.
4. Notes that the General Manager is appointing Council's Public Officer as the Complaints Coordinator and Council's Governance Officer as the Alternate Complaints Coordinator.
5. Receives a further report with recommendations for a new panel of Code of Conduct reviewers following determination by WSROC.
6. Receives a further report on the Code of Conduct and associated Procedures for further consideration and adoption by December 2013 if required.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

CORS 03

ITEM NO: CORS 03
FILE NO: 2012/1161
SUBJECT: PROPOSED RECLASSIFICATION AND DISPOSAL OF LOT 10 DP 776165, LOT 10 SAPPHO ROAD, WARWICK FARM

RECOMMENDATION

That Council:

1. Approves the reclassification and disposal of Lot 10 DP 776165, Lot 10 Sappho Road, Warwick Farm, 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;
4. Transfers the net proceeds from the sale to the Property Development Reserve.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

Following advice from the General Manager, this motion was declared out of order by the Chairperson and was resubmitted prior to the conclusion of the meeting.(refer page 48).

CORS 04

ITEM NO: CORS 04
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT DECEMBER 2012

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

CITY PLANNING REPORT

PLAN 01

ITEM NO: PLAN 01
FILE NO: DA-975/2012
SUBJECT: CLASS 1 APPEAL AGAINST THE REFUSAL OF DEVELOPMENT APPLICATION DA-975/2012

RECOMMENDATION

That Council:

1. Moves into closed session prior to the conclusion of the meeting with the press and public excluded, for the purpose of the consideration of legal advice, pursuant to provisions of Section 10A(2)(g) of the Local Government Act 1993.
2. Reverts back to open Council once the confidential aspects of the report have been considered and Council has determined a position on the matter.

COUNCIL DECISION

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

That the recommendation be adopted.

Vote for: Mayor Mannoun, Clr Hadchiti, Clr Mamone, Clr Shelton,
 Clr Stanley, Clr Ristevski, Clr Hadid, Clr Waller, Clr Karnib

Vote Against: Clr Harle

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

Note: Clr Balloot was absent from this meeting when this was voted on.

PLAN 02

ITEM NO: PLAN 02
FILE NO: DA-394/2011
SUBJECT: LAND AND ENVIRONMENT COURT CLASS 1 APPEAL AGAINST
REFUSAL OF DEVELOPMENT APPLICATION DA-394/2011

RECOMMENDATION

That Council:

1. Notes the content of the report concerning the judgement handed down by the Land and Environment Court.
2. Moves into closed session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of legal advice, pursuant to the provisions of Section 10A(2)(g) of the Local Government Act 1993.
3. Reverts back to open Council once the confidential aspects of the report have been considered and Council has determined a position on the matter.

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 Balloot was absent from this meeting when this was voted on.

PLAN 03

ITEM NO: PLAN 03
FILE NO: DA-2306/2004/B
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA-2306/2004

RECOMMENDATION

That Council approves modification application DA-2306/2004/B as amended, which seeks to modify Development Consent DA-2306/2004 at Lot 1 DP 1180997, No. 6-8 Bathurst Street Liverpool subject to amendments to conditions contained within the original determination notice.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Waller**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Cllr Balloot was absent from this meeting when this was voted on.

CITY ASSETS REPORT

ASST 01

ITEM NO: ASST 01
FILE NO: 2012/0949
SUBJECT: PENSIONER PARKING SCHEME

RECOMMENDATION

That Council:

1. Notes the contents of this report.
2. Does not introduce a Pensioner Parking Scheme.

COUNCIL DECISION

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

That the recommendation be adopted.

The motion LAPSED due to the absence of a seconder.

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That Council defers this report until further advice is provided on cash back options at a future briefing session.

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

ASST 02

ITEM NO: ASST 02
FILE NO: 2012/3517
SUBJECT: TENDER WT2112 - BIGGE PARK REDEVELOPMENT

RECOMMENDATION

That Council:

1. Rejects all tenders submitted.
2. Notes that the City strategic review be completed before considering any further proposed upgrades to Bigge Park.
3. Keeps confidential the attachment pursuant to the provisions of Section 104(2Xc) 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 proposed to conduct) business.

COUNCIL DECISION

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

That Council:

1. Approves Tender WT2112 – Bigge Park Development.
2. Completes planned works as per community expectations.
3. Allocates funding for the works from Section 94.

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

Vote Against: Mayor Mannoun, Clr Hadchiti, Clr Hadid, Clr Harle, Clr Ristevski,
Clr Mamone

Amendment: **Moved: Clr Hadchiti** **Seconded: Clr Mamone**

That the recommendation be adopted.

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

Vote Against: Clr Waller, Clr Karnib, Clr Shelton, Clr Stanley

On being put to the meeting the motion was declared LOST, the amendment moved by Cllr Hadchiti was declared CARRIED.

Note: Cllr Balloot was absent from this meeting when this was voted on.

ASST 03

ITEM NO: ASST 03
FILE NO: 2012/3010
SUBJECT: TENDER WT2187 - SUPPLY OF READY MIXED CONCRETE

RECOMMENDATION

That Council:

1. Decline to accept any of the tenders.
2. Advise of the outcome to all the tenderers.
3. A new tender be called for the Supply of Ready Mixed Concrete.

COUNCIL DECISION

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

That the recommendation be adopted.

Vote for: Mayor Mannoun, Clr Hadchiti, Clr Hadid, Clr Harle, Clr Karnib,
 Clr Ristevski, Clr Shelton, Clr Mamone, Clr Stanley

Vote Against: Clr Waller

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

Note: Clr Balloot was absent from this meeting when this was voted on.

ASST 04

ITEM NO: ASST 04
FILE NO: 2011/6032
SUBJECT: TENDER WT2202 - AIR QUALITY UPGRADE FOR CHILDREN'S CENTRES AND MUSEUM

RECOMMENDATION

That Council:

1. Accepts Portion A, the Tender submitted by ABT Construction and Fitout WT2202 - Air Quality Upgrade for Children's Centres at a lump sum price of \$174,113.00 (inclusive of GST).
2. Notes that the delegated Council officer will finalise all details and sign the Letter of Acceptance, giving it contractual effect, in accordance with their delegation.
3. Keeps confidential the attachment 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: Cllr Hadid** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Cllr Balloot was absent from this meeting when this was voted on.

ASST 05

ITEM NO: ASST 05
FILE NO: 2012/3970
SUBJECT: WSROC TENDER WR03-12/13 - ROAD REHABILITATION AND ASPHALT SERVICES

RECOMMENDATION

That Council:

1. Accept the tender(s) submitted by the following tenderers and place them on a panel of preferred contractors for Contract WR03 – 12/13 Road Rehabilitation and Asphalt Services:

Closed Panel Rankings

Contract Part	Ranking
Asphalt Deliver and Lay	<ol style="list-style-type: none"> 1. State Asphalt Services Pty Ltd 2. Bernipave Pty Ltd 3. Borthwick & Pengilly Asphalts Pty Ltd 4. Downer EDI Works Pty Ltd 5. Fulton Hogan Industries Pty Ltd (Minto/Wallgrove)
Asphalt Ex -Bin	<ol style="list-style-type: none"> 1. State Asphalt Services Pty Ltd 2. Fulton Hogan Industries Pty Ltd (Minto/Wallgrove) 3. Downer EDI Works Pty Ltd
Crack Sealing	<ol style="list-style-type: none"> 1. SuperSealing Pty Ltd 2. SRS Roads Pty Ltd
Mill and Fill	<ol style="list-style-type: none"> 1. State Asphalt Services Pty Ltd 2. Fulton Hogan Industries Pty Ltd (Minto/Wallgrove) 3. Downer EDI Works Pty Ltd 4. Ozpave (Aust) Pty Ltd 5. Bernipave Pty Ltd
Pavement Restoration	<ol style="list-style-type: none"> 1. Bernipave Pty Ltd 2. J&G Excavations & Asphalting (NSW) Pty Ltd 3. Borthwick & Pengilly Asphalts Pty Ltd 4. Stateline Asphalts Pty Ltd 5. Roadworx Surfacing Pty Ltd 6. Ozpave (Aust) Pty Ltd
Profiling	<ol style="list-style-type: none"> 1. Stabilised Pavements Of Australia Pty Ltd 2. State Asphalt Services Pty Ltd 3. Borthwick and Pengilly Pty Ltd 4. J and G Excavations Pty Ltd 5. Bernipave Pty Ltd 6. Downer EDI 7. Fulton Hogan Industries Pty Ltd

Spray Sealed Bituminous Surfacing	<ol style="list-style-type: none"> 1. State Asphalt Services Pty Ltd 2. Fulton Hogan Industries Pty Ltd (Minto/Wallgrove) 3. SRS Roads Pty Ltd 4. All Pavement Solutions Pty Ltd
Stabilisation and/or Unbound Pavement Reconstruction	<ol style="list-style-type: none"> 1. Roadworx Surfacing Pty Ltd 2. Stabilised Pavements of Australia Pty Ltd 3. Downer EDI Works Pty Ltd

Open Panel Listing

Contract Part	Listing
Surface Preservation, Enrichment or Rejuvenation	<ul style="list-style-type: none"> • SRS Roads Pty Ltd • Downer EDI Works Pty Ltd
Asphalt Pavement Reconstruction	<ul style="list-style-type: none"> • Borthwick and Pengilly Pty Ltd • J and G Excavations Pty Ltd • Stabilised Pavements of Australia Pty Ltd

2. Authorises the General Manager to finalise all details to give contractual effect to the establishment of the panels of recommended contractors, in accordance with his delegated authority.
3. Keeps confidential the report supplied under separate cover, containing the tendered prices pursuant to S10A(2)(c) of the Local Government Act 1993; information that 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: Clr Hadid** **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.

Note: Clr Balloot was absent from this meeting when this was voted on.

ASST 06

ITEM NO: ASST 06
FILE NO: 2011/5071
SUBJECT: DRAFT PERMIT PARKING POLICY

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Adopts the amended Draft Permit Parking Policy and associated fees.
3. Install appropriate signage in consultation with RMS for the implementation of the resident parking scheme.
4. In the first year provides parking permits to eligible residents free of charge and thereafter applies full cost recovery.
5. Includes the introduction of the Permit Parking Policy in its communication strategy.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Hadid**

That Council:

1. Receives and notes the report.
2. Adopts the amended Draft Permit Parking Policy and associated fees, with fees for the business parking permit to be incrementally increased to \$2,700 over 4 years.
3. Install appropriate signage in consultation with RMS for the implementation of the resident parking scheme.
4. In the first year provides parking permits to eligible residents free of charge and thereafter applies full cost recovery.
5. Includes the introduction of the Permit Parking Policy in its communication strategy.

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

COMMITTEE REPORTS

COMM 01

ITEM NO: COMM 01
FILE NO: 2011/6197
SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MINUTES OF THE MEETING HELD ON 5 DECEMBER 2012

RECOMMENDATION

That Council receives and notes the minutes of the Aboriginal Consultative Committee meeting held on 5 December 2012.

COUNCIL DECISION

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

That the committee reports be moved as a whole and allow Councillors to raise items from the Committee should they wish.

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

COMM 02

ITEM NO: COMM 02
FILE NO: 2012/3777
SUBJECT: CASULA POWERHOUSE ARTS BOARD MEETING OF 20 DECEMBER 2012

RECOMMENDATION

That Council receives and notes the minutes of the Casula Powerhouse Arts Centre Board meeting held on 20 December 2012.

COUNCIL DECISION

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

That the committee reports be moved as a whole and allow Councillors to raise items from the Committee should they wish.

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

COMM 03

ITEM NO: COMM 03
FILE NO: 2006/0983
SUBJECT: LIVERPOOL CITY SPORTS COMMITTEE MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Sports Committee meeting held on 27 September 2012.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Hadchiti**

That the committee reports be moved as a whole and allow Councillors to raise items from the Committee should they wish.

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

COMM 04

ITEM NO: COMM 04
FILE NO: 2011/6251
SUBJECT: LIVERPOOL YOUTH COUNCIL MINUTES OF THE MEETING HELD
ON 20 NOVEMBER 2012

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Youth Council meeting held on 20 November 2012.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Hadchiti**

That the committee reports be moved as a whole and allow Councillors to raise items from the Committee should they wish.

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

CORRESPONDENCE REPORTS

CORR 01

ITEM NO: CORR 01
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Waller**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0322
SUBJECT: QUESTION WITH NOTICE - CLR HARLE

RECOMMENDATION

1. With regard to the recent pollution incident of Maxwell's Creek near the Elouera Bushland Reserve: (10 January 2013)

a. Was Council able to identify the origin of the pollution and the pollutant?

Council Officers carried out a detailed investigation of businesses operating upstream of the pollution incident. They identified a serious product escape from a factory unit and steps were taken to remediate the immediate area around the factory and to provide bunding to the work areas within the factory to prevent future escapes of product to the stormwater system. Whilst we believe it may have been the same material that was found in Maxwell Creek we are not able to definitively make that claim.

b. Are there practical, cost effective steps that Council could implement to ensure that it can trace the source of future possible industrial pollution with some certainty?

There are no practical ways in which Council can ensure that we are able to trace future possible contaminants as sometimes they are caused by illegal dumping into water courses or onto land adjacent to water courses. We are only able to trace each incident as it occurs.

2. Local residents have expressed concerns with the current state of Maxwell's Creek as it flows through the Elouera Bushland Reserve. Evidence shows relatively large numbers of drink containers and general rubbish lining the banks of Maxwell's Creek within the bushland area.

a. Can Council place the creek on an extended clean-up program?

In 2008, a 200 metre area along Maxwells Creek was selected as an Environment Restoration Plan Site. This involved weeding, planting and introduction of an ongoing litter collection program along the creek and creek bank. A further 100 metres of weeding, planting and litter collection occurred in 2012. Therefore, these two combined sites are currently maintained by Council and litter is collected every four weeks. In addition, a

further section of the creek has been selected as part of the next round of Environment Restoration Plan works.

Further investigation will be carried out on the remainder of the creek with a view of setting up a further maintenance program. Council will also liaise with the Georges River Combined Councils Committee (GRCCC) River Keeper Program to determine if this program can also assist with litter removal.

b. Can Council investigate the feasibility of installing gross pollution trap(s) that would prevent the current problem of drink containers entering the reserve?

The suitability of gross pollution traps will be considered as part of Council's investigation into establishing further maintenance programs at this site.

c. Is it possible to fund (a) and (b) from the Environmental Levy?

The Environment Restoration Plan works undertaken along Maxwell's Creek, (outlined in 2 (a) above) is funded by the Environment Levy.

The more appropriate funding source for part 2 (b) would be the Stormwater Levy. However, this will be determined through further investigation.

QWNO 02

ITEM NO: QWNO 02
FILE NO: 2013/0322
SUBJECT: QUESTION WITH NOTICE - CLR STANLEY

RECOMMENDATION

- 1. Please provide the following costs or their estimates if not yet fully realised:**
 - a. Total cost for Councillor training 2011-2012**
 - b. Total cost for Councillor training 2008-2012**
 - c. Budget for Councillor training 2012-2013 as reported in June 2012**
 - d. Total balance of training budget 2012-2013**
 - e. Costs to date for Councillor Training end of December 2012**
 - f. Costs of the training session for the weekend workshop held in November 2012 in Wollongong. Please detail costs separately for facilitation, facilities, accommodation and staff overtime costs.**
 - g. Costs of the training session for the weekend workshop held in December 2012 in Manly. Please detail costs separately for facilitation, facilities, accommodation and staff overtime costs.**
 - h. Costs for the individual and team profiling exercise held by Peter Berry Consultancy before the December 2012 workshop.**

- 2. What was the rationale for not choosing a venue either owned by Council such as the Casula Power House or a business in Liverpool or surrounding suburbs for these workshops?**

QWNO 03

ITEM NO: QWNO 03
FILE NO: 2013/0322
SUBJECT: QUESTION WITH NOTICE - CLR SHELTON

RECOMMENDATION

Having regard to the recent New South Wales and interstate bushfire emergencies (and more generally all emergencies presenting a threat to life and property) please provide the following information:

- 1. When was the last occasion Liverpool Council received a direction under s.36 of the State Emergency and Rescue Management Act, 1989, and what was the nature of the direction given? What is the procedure for dealing with such directions, and are separate records for such directions kept (including as to costs)?**
- 2. Particularise the 'executive support', if any, Liverpool Council has been providing to the Local Emergency Management Committee and the Operations Controller pursuant to s.32 of the State Emergency and Rescue Management Act, 1989.**
- 3. What is the current membership of the Local Emergency Management Committee for the Liverpool LGA as constituted under s.28 of the State Emergency and Rescue Management Act, 1989? When did this Committee last meet, how often does it meet, and where may its minutes be inspected?**

ADDENDUM BOOKLET REPORTS

GMRR 05

ITEM NO: GMRR 05
FILE NO: 2012/2797
SUBJECT: WSROC APPLICATION FOR COMMUNITY ENERGY EFFICIENCY PROGRAM (CEEP) ROUND 2 GRANT FUNDING

RECOMMENDATION

That Council:

1. Supports the grant application being proposed by WSROC.
2. Makes provision in the 2013/2014, 2014/2015 and 2015/2016 budgets of \$224k to supplement grant funding.
3. Directs the General Manager to write to the Chief Executive Officer of WSROC to confirm Council's commitment to provide funding to support the grant application.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

GMRR 06

ITEM NO: GMRR 06
FILE NO: 2012/3920
SUBJECT: PROPOSED ORGANISATIONAL STRUCTURE

RECOMMENDATION

That Council:

1. Adopts the organisation structure as provided in Attachment 1 of this report in accordance with Section 333 of the *Local Government Act 1993*;
2. Notes the effective date for implementation of the revised organisation structure for senior staff positions is 30 April 2013;
3. Determines the positions of Executive Directors and Group Managers as 'Senior Staff' positions subject to performance based contracts in accordance with Section 332 of the *Local Government Act 1993*;
4. Notes the draft Group Operational Structure as provided in Attachment 2;
5. Notes the interim personnel arrangements identified in the confidential report;
6. Notes the termination of the senior staff position of Director City Services in accordance with the subclause 10.3.5 of the senior officer contract by termination payment specified in subclause 11.3 of the contract;
7. Notes that the proposed structure will finance positions recently approved for recruitment by Council (Manager Marketing and Communications in October 2012 and Senior Policy Advisor in December 2012), with additional technical staff in priority areas subject to the available budget resources of the current establishment;
8. Notes that a further report in regard to the appointment of senior staff will be provided to Council in accordance with Section 337 of the *Local Government Act 1993*;
9. Keeps confidential the report supplied under separate cover containing personnel matters concerning particular individuals, pursuant to the provisions of Section 10A (2)(a) of the *Local Government Act 1993*.

COUNCIL DECISION**Motion:****Moved: Cllr Hadchiti****Seconded: Cllr Hadid**

That Council:

1. Adopts the organisation structure as provided in Attachment 1 of this report in accordance with Section 333 of the *Local Government Act 1993*;
2. Notes the effective date for implementation of the revised organisation structure for senior staff positions is 30 April 2013;
3. Determines the positions of Executive Directors and Group Managers as 'Senior Staff' positions subject to performance based contracts in accordance with Section 332 of the *Local Government Act 1993*;
4. Notes the draft Group Operational Structure as provided in Attachment 2;
5. Notes the interim personnel arrangements identified in the confidential report;
6. Notes the termination of the senior staff position of Director City Services in accordance with the subclause 10.3.5 of the senior officer contract by termination payment specified in subclause 11.3 of the contract;
7. Notes that the proposed structure will finance positions recently approved for recruitment by Council (Manager Marketing and Communications in October 2012 and Senior Policy Advisor in December 2012), with additional technical staff in priority areas subject to the available budget resources of the current establishment;
8. Notes that a further report in regard to the appointment of senior staff will be provided to Council in accordance with Section 337 of the *Local Government Act 1993*;
9. Keeps confidential the report supplied under separate cover containing personnel matters concerning particular individuals, pursuant to the provisions of Section 10A (2)(a) of the *Local Government Act 1993*.
10. Directs the General Manager to act upon the recommendations of the Industrial Relations Commission of NSW on 6 February 2013.

Foreshadowed Motion: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That Council defers the organisational structure report as provided this evening until such time as the activities recommended by the Industrial Relations Commission are carried out and the report be brought back to the next Council meeting.

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

The Mayor used his casting vote for the MOTION moved by Cllr Hadchiti.

Note: Cllr Balloot was absent from this meeting when this was voted on.

Cllr Stanley, Cllr Waller, Cllr Karnib and Cllr Shelton requested that their names be recorded as voting against the motion.

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Waller**

That Council moves into Closed Session to consider items PLAN 01, PLAN 02 and PLAN 04.

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

The public, media representatives and Council officers departed the Chambers.

Council moved into Closed Session at 8.25pm.

COUNCIL IN CLOSED SESSION**PLAN 01**

ITEM NO: PLAN 01
FILE NO: DA-975/2012
SUBJECT: CLASS 1 APPEAL AGAINST THE REFUSAL OF DEVELOPMENT APPLICATION DA-975/2012

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

Committee of the Whole

That Council moves into Committee of the Whole to allow discussion of the Class 1 Appeal against the refusal of development application DA-975/2012.

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

That Council moves out of Committee of the Whole and resumes Council in Closed Session.

COUNCIL DECISION

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

That Council:

1. Does not defend the appeal based on the advice provided by Council's solicitors.
2. Instructs Council's legal solicitors to enter into consent orders.
3. Receives a subsequent report advising of the outcome of the Land Environment Court proceedings for this matter.

On being put to the meeting the motion was CARRIED.

For: Clr Waller, Mayor Mannoun, Clr Karnib, Clr Shelton, Clr Stanley,
 Clr Ristevski, Clr Mamone,

Against: Clr Hadid, Clr Hadchiti

PLAN 02

ITEM NO: PLAN 02
FILE NO: DA-394/2011
SUBJECT: LAND AND ENVIRONMENT COURT CLASS 1 APPEAL AGAINST
REFUSAL OF DEVELOPMENT APPLICATION DA-394/2011

COUNCIL DECISION

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

That Council defends this application in the Land and Environment Court

For: Clr Hadchiti, Clr Hadid

Against: Mayor Mannoun, Clr Waller, Clr Karnib, Clr Harle, Clr Ristevski,
Clr Shelton, Clr Mamone, Clr Stanley

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

That Council does not make an application to appeal the Land and Environment Court decision to approve the development.

For: Mayor Mannoun, Clr Waller, Clr Karnib, Clr Harle, Clr Ristevski,
Clr Shelton, Clr Mamone, Clr Stanley

Against: Clr Hadchiti, Clr Hadid

On being put to the meeting the motion was declared LOST, and the Foreshadowed Motion was declared CARRIED.

PLAN 04

ITEM NO: PLAN 04
FILE NO: 2008/1538
SUBJECT: CONTRACT ST948- WASTE ACCEPTANCE, TREATMENT AND DISPOSAL

COUNCIL DECISION

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

That Council:

1. Settle the dispute with SITA Australia Pty Ltd on the basis of negotiations as outlined in this report.
2. Authorised the General Manager to execute the settlement of the terms with SITA Australia Pty Ltd as outlined in this report.
3. Keeps confidential the information supplied in this report containing the amount and the terms of settlement pursuant to the provision of Section 10A(2) (c) and (d) of the Local Government Act 1993 as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting business.

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

Councillors voted unanimously for this motion.

Note: Clr Balloot was absent from this meeting when this was voted on.

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

Open Council resumed at 9:05pm

On re-opening the meeting to the public, the resolutions of Council on items PLAN 01, PLAN 02 and PLAN 04 were read by the Chairperson:

The Chairperson declared the original motion for CORS 03 out of order.

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

The CORS 03 be resubmitted.

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

CORS 03

ITEM NO: CORS 03
FILE NO: 2012/1161
SUBJECT: PROPOSED RECLASSIFICATION AND DISPOSAL OF LOT 10 DP
 776165, LOT 10 SAPPHO ROAD, WARWICK FARM

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Harle**

That Council:

1. Undertakes to amend Liverpool Local Environmental Plan 2008 to reclassify Lot 10 DP776165, Lot 10 Sappho Road, Warwick Farm from Community to Operational.
2. Receives a further report following the reclassification process.
3. 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.

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

Councillors voted unanimously for this motion.

Note: Cllr Balloot was absent from this meeting when this was voted on.

THE MEETING CLOSED AT 9:10PM



MINUTES OF THE ORDINARY MEETING HELD ON 27 FEBRUARY 2013

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 Farooq Portelli, General Manager
Mrs Julie Hately, Acting Executive Director
Mr Milan Marecic, Acting Executive Director
Ms Billie Sankovic, Manager - Council and Executive Support

The meeting commenced at 6:04pm

OPENING 6:04pm

MAYORAL MINUTE

Subject: Filming of Prayer in the Council Chambers

Recommendation

That Council to allow filming of the prayer of Council which will be read by Father Dimce Voinovski from the Macedonian Orthodox Church.

Motion: Mayor Mannoun

That the recommendation be adopted.

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

PRAYER

The prayer of Council was read by Father Dimce Voinovski from the Macedonian Orthodox Church Liverpool

APOLOGIES

Nil

CONDOLENCES

Nil

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 6 February 2013 be confirmed as a true record of that meeting.

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Hadid**

That the recommendation be adopted.

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

DECLARATIONS OF INTEREST

Nil

PUBLIC FORUM

Bernard Fortin addressed Council in relation to Infrastructure and Environment.

MOTION OF URGENCY

Councillor Ristevski put forward a motion to be heard pursuant to section 16, subsection 6 of the Code of Meeting Practice as a Motion of Urgency.

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Hadid**

That Council allow recording of Dr Becvarovski's speech during the speakers forum so it can be played on radio.

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

Cllr Stanley requested that her name be recorded as voting against the motion.

SPEAKERS FORUM

Dr Becvarovski addressed Council on the following item:

Item – NOMO 01

Macedonian Cancer Research Anzac Day Golf Event

NOTICES OF MOTION OF RESCISSION

NOMR 01

ITEM NO: NOMR 01
FILE NO: 2008/0302
SUBJECT: DONATIONS REPORT

RECOMMENDATION

That Council rescinds the resolution relating to CITS 01 from the Council Meeting 19 December 2012.

That is:-

3. Refers future requests for financial assistance for “General Community Donations” that are multicultural based to the newly established Multicultural Advisory Committee for consideration rather than the existing Financial Contributions Panel.

Signed by Clr Stanley, Clr Karnib, Clr Waller and Clr Shelton.

Should this motion be supported, we seek to move the following motion in its place.

That Council:

1. Refers all requests for Community Donations to the Financial Contributions Panel.
2. Notes that the Financial Contributions Panel provides a process by which requests for donations can be reviewed for integrity, veracity and legitimacy.
3. Where donations are provided to organisations who ‘auspice’ for other group; opportunity is provided for Council to be acknowledged for its support. The General Manager should determine the best method of this communication and recognition.

COUNCIL DECISION

Rescission Motion: **Moved: Clr Stanley** **Seconded: Clr Hadid**

That the rescission motion be adopted.

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

Motion: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That Council:

1. Refers all requests for Community Donations to the Financial Contributions Panel.
2. Notes that the Financial Contributions Panel provides a process by which requests for donations can be reviewed for integrity, veracity and legitimacy.
3. Where donations are provided to organisations who 'auspice' for other group; opportunity is provided for Council to be acknowledged for its support. The General Manager should determine the best method of this communication and recognition.

Amendment: **Moved: Cllr Hadid** **Seconded: Cllr Ristevski**

That Council:

1. Refers all requests for community donations to the Financial Contributions Panel
2. Appoints the Mayor and Deputy Mayor as members of the Financial Contributions Panel
3. Directs the Financial Contributions Panel to refer any requests for donations to auspice bodies to be referred back to Council for determination.

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

Cllr Waller, Cllr Stanley, Cllr Karnib and Cllr Shelton requested that their names be recorded as voting against the motion.

NOTICES OF MOTION

NOMO 01

ITEM NO: NOMO 01
FILE NO: 2013/0336
SUBJECT: MACEDONIAN CANCER RESEARCH ANZAC DAY GOLF EVENT

RECOMMENDATION

That Council provide sponsorship for the Macedonian Cancer Research Anzac Day Golf Event of \$1,000.

COUNCIL DECISION

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

That the recommendation be adopted.

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

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0336
SUBJECT: YOUTH WORK EXPERIENCE

RECOMMENDATION

That Council develops an active program of work experience in Council for our youth to improve their opportunities to find permanent jobs.

COUNCIL DECISION

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

That Council reviews the work experience policy to expand the program for our youth and to improve their opportunities to find permanent jobs.

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

MOTION OF URGENCY

Councillor Hadchiti put forward a motion to be heard pursuant to section 16, subsection 6 of the Code of Meeting Practice as a Motion of Urgency.

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Waller

That Council:

1. Conducts an urgent review of the Moorebank Voluntary Acquisition Scheme (MVAS) detailing any deficiencies such as but not limited to what would occur if:
 - a. The number of land owners wishing to sell at any one given time exceeds Council's budget allocation.
 - b. What implications may arise on a legal level.

2. Temporarily halt any legal proceedings on properties that fall within the MVAS until:
 - a. This has been presented to Council for review.
 - b. Council reaffirms its commitment to the MVAS.

3. Writes to all landowners in the MVAS informing them of any current development restrictions in place in that area.

4. Writes to the relevant State and Federal Government departments to reinstate and increase their funding to the program.

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

GENERAL MANAGER'S REPORT

GMRR 01

ITEM NO: GMRR 01
FILE NO: 2010/2642
SUBJECT: PROGRESS REPORT ON DELIVERY PROGRAM 2011-2015

RECOMMENDATION

That Council:

1. Receives and notes the six monthly detailed Progress Report which outlines the progress of all principal activities contained in the Delivery Program 2011-2015 from July to December 2012.
2. Allows the General Manager to make a presentation on progress made in the October to December 2012 quarter, with a copy of the General Manager's presentation forming part of the minutes of the meeting.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Harle**

That the recommendation be adopted.

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



Brownes Farm Reserve

**Works valued at
\$5.5 million dollars**



Brownes Farm Reserve

Works include:

- 2 Playgrounds
- Basketball Courts
- Cycle & Pedestrian Pathways
- 2 Sports Fields
- Flood Lighting
- Irrigation
- Sports Amenities Building
- 100 Space Car Parking
- Landscaping



Collimore Park

Resurfacing of the Basketball Courts was completed



Playground Path Upgrades



- Voyager Park
- Durrant Oval Park
- Thomas Moore Park



Footpath Upgrades



Strickland Crescent, Ashcroft



Georges River shared path



Accessibility Upgrades



Miller Senior Citizen Centre



Heckenberg Community Centre



Bringelly Community Centre



City Centre Streetscape Upgrades

Moore St, Liverpool



Before



After



Major Road Upgrades

Bemera Road

- Substantial completion of northbound carriageway
- Southbound carriageway prepared for asphaltting



Kurrajong Road

- Asphalt pavement completed
- Awaiting final wearing course



Kurrajong Road Extension



Alterations to Transgrid's High voltage transmission cables began to enable roadworks between Kookaburra Road and Sarah Hollands Drive



Road Maintenance

- *St Johns Road, Busby*



- *Pacific Palms Circuit, Hoxton Park*



Before

After



Infrastructure works



*City Centre
Trunk Drainage*



Infrastructure works



*Gross Pollutant
Trap at Scott St,
Liverpool*



Lighting Audit



Community Safety Initiatives



*Responsible use
of alcohol project
for young people*



New Development

Development applications lodged	372
Value of development applications lodged	\$165.6 million
Development applications determined	288
Value of development applications determined	\$218.6 million
New residential dwellings approved	201
New residential lots approved	399



Compliance and Enforcement



352 inspections were undertaken around school zones



Illegal Landfill



27 investigations regarding illegal landfill were carried out



Christmas in Liverpool



- Tree lighting ceremony
- Christmas themed activities
- Open-air cinema



Children's Week Event



Concert in Macquarie Street Mall



Volunteer Recognition Dinner

The event was held on 5 December 2012



Community Celebrations



2012 Mayoral Concert



Celebration of Ability Expo



Toda Delegation



Mayoral Christmas Reception



The Mayoral Christmas Reception was held to raise the profile of Liverpool

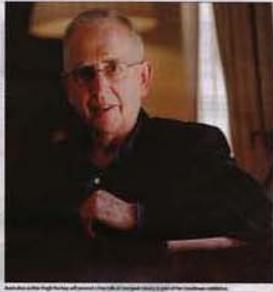


Events at Council's Libraries

SEARCH FOR BETTER LIFE

AUTHOR'S SPECIAL PRESENTATION

SEARCH FOR BETTER LIFE
A FREE talk by American author and musician Arthur Koehler. Koehler will be presenting the story of his search for a better life in the United States. He will be discussing his experiences in the United States and how he found a better life there. He will be discussing his experiences in the United States and how he found a better life there.



- Hugh McKay Talk
- Library Christmas Giving Tree



Sport Memorabilia Donations



Donations include items from Brad Fittler and Michael Clark's personal collections.



Children's Interactive Floor



Casula Powerhouse Arts Centre

Total Attendance: 21,341	
General Attendance	2080
Exhibition Attendance	4082
Theatre Attendance	1412
Workshop Attendance	619
External Hire Attendance	6713
Other Attendance	5015
Legal Art Walls Attendance	672
Clayhouse Attendance	793



Leisure Centre Visitations

Michael Wenden Aquatic Leisure Centre	
• Aquatic and Swim School	31,235
• Stadium Events and Sport Program	7,140
• Health Club	1,949

**176,843 total visitors
between Oct – Dec 2012**

Whitlam Leisure Centre	
• Aquatic and Swim School	42,489
• Health Club	66,880
• Stadium Events and Sport Program	27,150



Liverpool Recycles Right Launch



The Mayor, Ned Mannoun launched Liverpool Recycles Right on 15 November 2012



Sustainability Education Centres



- Hinchinbrook Multi-purpose Centre
- Wattle Grove Children's Centre



Environmental Leadership



Mobile Phone Recycling



Sustaining Liverpool
Newsletter



Sustainability Blitz : frog walk and
talk and worm farming activities



Recycling Contamination Reduction Plan



- Bin Inspections at Multi-Unit Dwellings



Bush Regeneration



Volunteer at Harris Park



Voyager Point site



Lieutenant Cantello Reserve after Bush Regeneration

Historical and Cultural Heritage



• Alpaca Talk at History week



• Smalltown Exhibition



Community Sector Development



Workshops were held to support local community organisations to become more financially sustainable.



Aboriginal Cultural Awareness



Discovery Tours



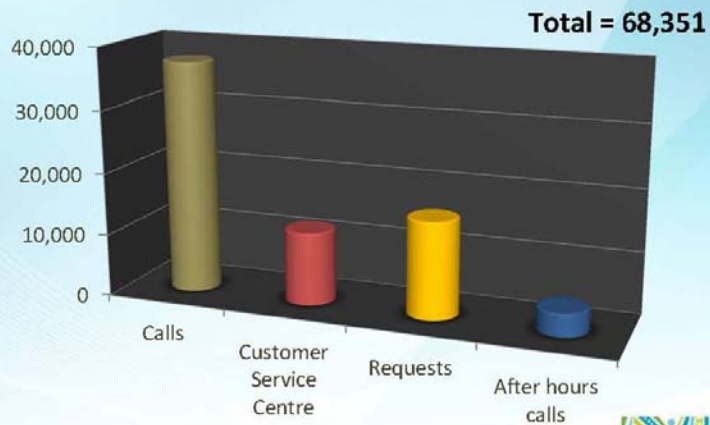
Access to Information

GIPA Information Requests

	October	November	December	Total
2011	86	71	47	204
2012	84	80	44	208



Customer Service





GMRR 02

ITEM NO: GMRR 02
FILE NO: 2012/0369
SUBJECT: PROMOTING BETTER PRACTICE REVIEW REPORT FROM DIVISION
OF LOCAL GOVERNMENT

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Notes that the General Manager will continue to address improvement opportunities as identified in the Review Report.
3. Makes the final report available on its website.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

GMRR 03

ITEM NO: GMRR 03

FILE NO:

SUBJECT: TVS DOCUMENTARY ON GREEN VALLEY - SEQUAL

RECOMMENDATION

That Council:

1. Continues to monitor the progress of the documentary.
2. Notes that Council officers will view a rough edit of the film and following this, consider how Council can further support this initiative.

COUNCIL DECISION

Motion:

Moved: Cllr Hadid

Seconded: Cllr Harle

That the recommendation be adopted.

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

DIRECTORATE REPORT

DIRS 01

ITEM NO: DIRS 01
FILE NO: 2008/0614
SUBJECT: CLASSIFICATION OF LOT 7 DP 1171381 KNOWN AS LOT 7
AVIATION ROAD, ELIZABETH HILLS

RECOMMENDATION

That Council classifies Lot 7 DP 1171381 known as Lot 7 Aviation Road, Elizabeth Hills as Operational Land in accordance with the Local Government Act 1993.

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.

DIRS 02

ITEM NO: DIRS 02
FILE NO: 2007/0300
SUBJECT: DECEMBER 2012 QUARTER BUDGET REVIEW

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Transfers the surplus of \$249k working funds to the Administration Building Reserve.
3. Votes the identified budget variations in accordance with this report.

COUNCIL DECISION

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

That Council:

1. Receives and notes the report.
2. Transfers the surplus of \$149k working funds to the CCTV Reserve.
3. Transfers the surplus of \$100k towards works at Scott Memorial Park in Austral.
4. Consults with Austral Soccer Club and President Kevin Campbell in relation to point 3 for the purpose of gaining their input in relation to the works.
5. Votes the identified budget variations in accordance with this report.

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

Clr Shelton requested that his name be recorded as voting against the motion.

DIRS 03

ITEM NO: DIRS 03
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT JANUARY 2012

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

DIRS 04

ITEM NO: DIRS 04
FILE NO: 2012/3573
SUBJECT: DELEGATION TO COUNCIL OF CERTAIN DELEGATIONS UNDER
THE PLUMBING AND DRAINAGE ACT 20

RECOMMENDATION

That Council:

1. Accepts the delegated responsibilities of the Commissioner for Fair Trading as outlined in the attached Instrument of Delegation at Attachment 1 under section 21 of the Plumbing and Drainage Act 2011.
2. Affixes the seal of Council with the signatures of the Mayor and General Manager to the Acknowledgement of Delegation at Attachment 2 in accordance with clause 400 of the Local Government (General) Regulation 2005.
3. Delegates to the General Manager those functions as delegated in the Instrument of Delegation at Attachment 1.

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.

DIRS 05

ITEM NO: DIRS 05
FILE NO: 2012/1432
SUBJECT: OUTCOME OF THE 'EXPRESSIONS OF INTEREST' CAMPAIGN FOR
1-3 HOXTON PARK ROAD, LIVERPOOL

RECOMMENDATION

That Council moves into closed session to consider the expressions received for Contract EOI2219, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as the submissions received are of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Waller**

That Council moves into closed session prior to the conclusion of the meeting to consider expressions received for Contract EOI2219 pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as the submissions received are 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.

DIRS 06

ITEM NO: DIRS 06
FILE NO: 2012/3901
SUBJECT: REVIEW OF COUNCIL'S POLICY FOR THE REDUCTION OR WAIVER OF COUNCIL FEES AND CHARGES

RECOMMENDATION

That Council:

1. Adopt the revised version of the Policy for the Reduction or Waiver of Council Fees and Charges and the procedure, effective immediately.
2. Increase the General Manager's delegation from \$500 to \$3000 to reduce or waive fees and charges.
3. Allocate a budget of \$35,000 to offset the income identified within the budget for the use of community facilities.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Harle**

Cllr Waller left the Chambers at 7.18pm.

That the recommendation be adopted.

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

Note: Cllr Waller was absent from the chambers when this was voted on.

DIRS 07

ITEM NO: DIRS 07
FILE NO: 2012/1101
SUBJECT: TENDER FOR THE CONSTRUCTION OF THE OFFICE CONVERSION
OF PART OF THE CAR PARK AT 52 SCOTT STREET, LIVERPOOL
(TENDER WT2203)

RECOMMENDATION

That Council:

1. Declines to accept any of the tenders received for Tender WT2203 Construction of the Office Conversion of part of the Car Park at 52 Scott Street, Liverpool and postpones the proposal for the contract.
2. Keeps confidential the report supplied under separate cover, containing the tendered prices pursuant to 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.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Cllr Waller was absent from the chambers when this was voted on.

DIRS 08

ITEM NO: DIRS 08
FILE NO: 2012/1295
SUBJECT: TENDER FOR CASH COLLECTION

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That Council:

1. Makes public its decision regarding Tender ST2167 Cash Collection Services Parking Meters.
2. Accepts the tender submitted by ECS International Security & Investigations for \$51,480 (incl. GST) for Contract No. ST2167.
3. Notes that the Acting Executive Director will finalise all details and sign the Letter of Acceptance 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.

Clr Waller returned to the chambers at 7.20pm.

Clr Hadchiti left the Chambers at 7.22pm.

Councillors voted unanimously for this motion.

Note: Clr Hadchiti was absent from the chambers when this was voted on.

DIRS 09

ITEM NO: DIRS 09
FILE NO: 2012/3163
SUBJECT: TENDER RCL2200 APPLICATION FOR LISTING AS A RECOGNISED CONTRACTOR FOR BUILDING DEMOLITION AND ASBESTOS REMOVAL

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Harle**

That Council:

1. Makes public its decision regarding Tender RCL2200 Application for listing as a recognised contractor for building, demolition and asbestos removal.
2. Accepts the tenders submitted by the following companies for inclusion on a list of Recognised Contractors for demolition of buildings and removal of asbestos containing materials (RCL2200):
 - Affective Services (Aust) Pty Ltd
 - Beasy Pty Ltd
 - CPA Contracting Pty Limited

 - RMA Contracting Pty Ltd
 - Ronnies Demolitions Pty Ltd
3. Notes that the Acting Executive Director will finalise all details and sign the Letter of Acceptance 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.

Councillors voted unanimously for this motion.

Note: Councillor Hadchiti was absent from the Chambers when this voted on.

DIRS 10

ITEM NO: DIRS 10
FILE NO: 2012/1938
SUBJECT: COMMUNITY DONATIONS REPORT

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of \$3,100 under the Sporting Donations Program as summarised in the table below:

Sporting Donations	Amount
Emma Bissett	\$200
Bianca Stojanovic	\$200
Pettilise Uhatafe	\$200
Christopher El Hayek	\$100
Jessica El Hayek	\$100
Abdo Youssef	\$100
Maddison Heath	\$200
Joanne Bissett	\$100
Cameron Rose	\$500
James Matthews	\$200
Hugh Matthews	\$200
Zakary Horton	\$200
Madeline Penna	\$200
Liverpool Touch Football Association	\$600

2. Endorses the Financial Contribution Panel's recommendations for the provision of \$500 under the Youth Donations Program as summarised in the table below:

Youth Donations	Amount
Adrian Vincent	\$500

COUNCIL DECISION

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

Clr Hadchiti returned at 7.23pm

That the recommendation be adopted.

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

DIRS 11

ITEM NO: DIRS 11
FILE NO: DA-1696/2012
SUBJECT: CONSOLIDATION AND RE-SUBDIVISION OF LOT 1 AND LOT 100, 40
 CHURCH ROAD DENHAM COURT

RECOMMENDATION

That Council refuse Development Application DA-1696/2012 which seeks consent for a boundary adjustment subdivision at Lot 1 in DP 1144950 and Lot 100 in DP 1136342, 40 Church Road Denham Court for the following reasons:

1. The proposal is inconsistent with the objectives of the RU2- Rural landscape zone as specified under the Land Use Table of the Liverpool Local Environmental Plan 2008 in that the proposal will not maintain the rural landscape character of the land and the locality (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
2. The proposal does not comply with the minimum requirements for subdivision as specified by Clause 4.1 Minimum subdivision lot size of the Liverpool Local Environmental Plan 2008 (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
3. The proposal is not accompanied by a Statement of Heritage Impact to allow an assessment under Clause 5.10 of Liverpool Local Environmental Plan 2008 to be undertaken. Clause 5.10 requires consideration to be given to the effect of the proposed development on the heritage significance of the item. (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
4. The proposal is contrary to the provisions of Liverpool Development Control Plan 2008 Part 1.2 General Guidelines, Part 3.3 and Part 5 resulting in the creation of two lots which are inappropriate in terms of their size (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
5. The proposal does not demonstrate that the provisions within Liverpool Development Control Plan 2008 pertaining to tree preservation and bushland preservation are satisfied and complied with by failing to submit a flora and fauna assessment. (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
6. The proposal does not demonstrate that the provisions within Liverpool Development Control Plan 2008 pertaining to heritage are satisfied and complied with by failing to submit a Heritage Impact Statement (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).

7. The proposal was not supported by a contamination assessment, flora and fauna assessment and a heritage impact statement which would enable a full and proper assessment to be made as to the impacts of the proposed development. (Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979)
8. The subject site is not considered suitable for the proposed subdivision as the accumulation of identified non-compliances indicates that the parcel of land cannot reasonably accommodate the proposed development in accordance with both Liverpool Local Environmental Plan 2008 and Liverpool Development Control Plan 2008 (Section 79C(1)(c) of the Environmental Planning and Assessment Act 1979).
9. The proposal is not deemed to be in the public interest as it will undermine the planning objectives of the immediate locality (Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979)

COUNCIL DECISION

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Hadid

That Council:

1. Defers Development Application DA-1696/2012 which seeks consent for a boundary adjustment subdivision at Lot 1 in DP 1144950 and Lot 100 in DP 113642, 40 Church Road Denham Court
2. Provides the applicant with an opportunity to address and respond to reasons for refusal.
3. Facilitates discussion with the applicant and the Department of Planning.

Foreshadowed Motion:

Moved: Cllr Waller

Seconded: Cllr Stanley

That Council refuse Development Application DA-1696/2012 which seeks consent for a boundary adjustment subdivision at Lot 1 in DP 1144950 and Lot 100 in DP 1136342, 40 Church Road Denham Court for the following reasons:

1. The proposal is inconsistent with the objectives of the RU2- Rural landscape zone as specified under the Land Use Table of the Liverpool Local Environmental Plan 2008 in that the proposal will not maintain the rural landscape character of the land and the locality (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
2. The proposal does not comply with the minimum requirements for subdivision as specified by Clause 4.1 Minimum subdivision lot size of the Liverpool Local Environmental Plan 2008 (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
3. The proposal is not accompanied by a Statement of Heritage Impact to allow an assessment under Clause 5.10 of Liverpool Local Environmental Plan 2008 to be undertaken. Clause 5.10 requires consideration to be given to the effect of the proposed development on the heritage significance of the item. (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
4. The proposal is contrary to the provisions of Liverpool Development Control Plan 2008 Part 1.2 General Guidelines, Part 3.3 and Part 5 resulting in the creation of two lots which are inappropriate in terms of their size (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
5. The proposal does not demonstrate that the provisions within Liverpool Development Control Plan 2008 pertaining to tree preservation and bushland preservation are satisfied and complied with by failing to submit a flora and fauna assessment. (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
6. The proposal does not demonstrate that the provisions within Liverpool Development Control Plan 2008 pertaining to heritage are satisfied and complied with by failing to submit a Heritage Impact Statement (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
7. The proposal was not supported by a contamination assessment, flora and fauna assessment and a heritage impact statement which would enable a full and proper assessment to be made as to the impacts of the proposed development. (Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979)

8. The subject site is not considered suitable for the proposed subdivision as the accumulation of identified non-compliances indicates that the parcel of land cannot reasonably accommodate the proposed development in accordance with both Liverpool Local Environmental Plan 2008 and Liverpool Development Control Plan 2008 (Section 79C(1)(c) of the Environmental Planning and Assessment Act 1979).
9. The proposal is not deemed to be in the public interest as it will undermine the planning objectives of the immediate locality (Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979)

On being put to the meeting the motion was declared CARRIED and the foreshadowed lapsed.

For: Mayor Mannoun, Clr Balloot, Clr Hadchiti, Clr Hadid, Clr Mamone,
Clr Ristevski

Against: Clr Harle, Clr Karnib, Clr Shelton, Clr Stanley, Clr Waller

DIRS 12

ITEM NO: DIRS 12
FILE NO: DA-1930/2012
SUBJECT: CONSTRUCTION OF A RESIDENTIAL FLAT BUILDING AT 3-5
BROWNE PARADE, WARWICK FARM

RECOMMENDATION

That Council approves Development Application DA-1930/2012 which seeks consent for the construction of a residential flat building at Lots 6 and 7 in DP 35236, being No. 3-5 Browne Parade, Warwick Farm subject to conditions of consent.

COUNCIL DECISION

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

That Council:

1. Approves Development Application DA-1930/2012 which seeks consent for the construction of a residential flat building at Lots 6 and 7 in DP 35236, being No. 3-5 Browne Parade, Warwick Farm subject to conditions of consent.
2. Delegates the determination of conditions of consent to the Chief Executive Officer.

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

Councillors voted unanimously for this motion.

DIRS 13

ITEM NO: DIRS 13
FILE NO: 2010/0331
SUBJECT: SUBURB BOUNDARY ADJUSTMENT BETWEEN AUSTRAL AND
CECIL PARK AND EDMONDSON PARK AND LEPPINGTON

RECOMMENDATION

That Council sends the proposed boundary adjustments to the Geographical Names Board seeking approval to amend the suburb boundary of Austral and Cecil Park and Edmondson Park and Leppington and proceed with public exhibition of the proposed boundary adjustment.

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.

DIRS 14

ITEM NO: DIRS 14
FILE NO: 2012/0294
SUBJECT: ISSUING PENALTY INFRINGEMENT NOTICE POLICY

RECOMMENDATION

That Council:

1. Maintains its current Premium Service Level Agreement by adopting the reviewed Premium Service Level Agreement which is a more financially sustainable option for Council.
2. Acknowledges and recognises that under a Premium Service Level Agreement, the State Debt Recovery Office is the primary reviewing agency for representations and requests for review of all Penalty Infringement Notices.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

DIRS 15

ITEM NO: DIRS 15
FILE NO: 2012/1782
SUBJECT: TENDER PST2201 - DESIGN FOR MODIFICATION OF CREEKS IN EDMONDSON PARK

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Shelton**

That Council:

1. Makes public its decision regarding Tender PST2201 Design for modification of creeks in Edmondson Park.
2. Accepts the tender submitted by Storm Consulting for a lump sum amount of \$103,564 (including GST).
3. Notes that the Acting Executive Director will finalise all details and sign the Letter of Acceptance 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.

CORRESPONDENCE REPORTS

CORR 01

ITEM NO: CORR 01
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Hadchit**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE - CLR SHELTON

RECOMMENDATION

Having regard to the recent New South Wales and interstate bushfire emergencies (and more generally all emergencies presenting a threat to life and property) please provide the following information:

- 1. When was the last occasion Liverpool Council received a direction under s.36 of the State Emergency and Rescue Management Act, 1989, and what was the nature of the direction given? What is the procedure for dealing with such directions, and are separate records for such directions kept (including as to costs)?**

In consultation with the Liverpool Local SES Controller Mr Stephen Fulton it has been approximately 25 years since this section of the act has been invoked. This section of the act is to ensure that during a "State of Emergency" event that all Councils will comply with the directions of the Government. Fortunately this direction is not a common occurrence, however like the numerous requests from SES for assistance during localised emergency incidents, Liverpool Council has always provided assistance as and when required.

In relations to procedures and documentation for a "State of Emergency" event, whilst this is an infrequent occurrence should the need arise Liverpool City Council will provide a Local Emergency Management Officer (LEMO) contact, and records of the event will be maintained as required.

- 2. Particularise the 'executive support', if any, Liverpool Council has been providing to the Local Emergency Management Committee and the Operations Controller pursuant to s.32 of the State Emergency and Rescue Management Act, 1989.**

Liverpool Council provides the following support:

- a. A Local Emergency Management Officer (LEMO) is appointed to provide assistance as required.
- b. An emergency management control centre at 99 Rose Street is made available when required for all emergency services.

- 3. What is the current membership of the Local Emergency Management Committee for the Liverpool LGA as constituted under s.28 of the State Emergency and Rescue Management Act, 1989? When did this Committee last meet, how often does it meet, and where may its minutes be inspected?**

The Liverpool Emergency Management Committee (LEMC) meets every 3 months at 99 Rose Street Liverpool. The Local Emergency Management Officer (LEMO) chairs the meeting. The attendees include all emergency services ie Police, RFS, Ambulance, SES, Fire Brigade, and in addition representatives are also provided from Liverpool Hospital, Australian Defence Force and Integral Energy.

The LEMC last met on the 12 December 2012, and the minutes are available on the Councils TRIM system.

QWNO 02

ITEM NO: QWNO 02
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

RECOMMENDATION**1. Please provide the following costs or their estimates if not yet fully realised:****a. Total cost for Councillor training 2011-2012**

The total cost of external training for Councillors in 2011-2012 was \$3,500. This amount does not include the cost of training provided by internal staff or training related expenses such as transport, accommodation and meal provisions.

b. Total cost for Councillor training 2008-2012

The total cost for external training for Councillors (not including costs of training provided by internal staff or training related expenses such as transport, accommodation and meal provisions) are as follows:

- 2008-2009 \$0
- 2009-2010 \$5,885
- 2010-2011 \$10,150
- 2011-2012 \$3,500

c. Budget for Councillor training 2012-2013 as reported in June 2012

The external training budget for 2012-2013 is \$10,325.

d. Total balance of training budget 2012-2013

The external training budget balance as at February 2013 is nil. Additional required funding for councillor training will be requested in the corresponding quarterly budget review.

e. Costs to date for Councillor Training end of December 2012

The cost of external training for Councillors as at the end of December 2012 is \$18,007 (which includes \$14,995 commitments)

- f. **Costs of the training session for the weekend workshop held in October 2012 in Wollongong. Please detail costs separately for facilitation, facilities, accommodation and staff overtime costs.**

External Training Facilitator	\$6,000
Conference Package	\$3,095
Accommodation and Meals	\$8,247
Staff Overtime	\$1,112

- g. **Costs of the training session for the weekend workshop held in December 2012 in Manly. Please detail costs separately for facilitation, facilities, accommodation and staff overtime costs.**

External Training Facilitator	\$6,000
Conference Package	\$3,327
Accommodation and Meals	\$11,469
Staff Overtime	\$1,240

- h. **Costs for the individual and team profiling exercise held by Peter Berry Consultancy before the December 2012 workshop.**

Individual Profile including report	\$1,750 (\$250 per councillor)
Team Profile including report	\$200

2. **What was the rationale for not choosing a venue either owned by Council such as the Casula Power House or a business in Liverpool or surrounding suburbs for these workshops?**

A venue outside of Liverpool for the councillor workshops served to remove Councillors from their daily demands and environments. This supported Councillors to concentrate and participate in an intensive orientation to local government and Liverpool, and to commence identifying strategic priorities for the council term.

QWNO 03

ITEM NO: QWNO 03
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

RECOMMENDATION

Bigge Park

- 1. Is there a Plan of Management for Bigge Park? Is it available on the website, could I be provided with a copy of link for POM?**
- 2. When was it adopted, and was there public consultation? How long had the work been proposed?**
- 3. Was the work that was proposed (had the tender been approved) at the last Council meeting part of a staged parcel of works for Bigge Park? What stage was this work? When was the refurbishment of the Park commenced?**
- 4. Did the work take into account the linkages with the rest of the CBD, the train station and the Hospital?**
- 5. Would this work have completed the current scope of work.**
- 6. Could the work be completed using other funding sources than the TIF fund?**
- 7. Has the tender that was presented at the last Council meeting lapsed?**
- 8. Could I be provided with a copy of the concept plans for Bigge Park?**
- 9. What benefits would the residents and users of the Park enjoyed had the works been completed as planned?**

QWNO 04

ITEM NO: QWNO 04

FILE NO: 2013/0323

SUBJECT: QUESTIONS WITH NOTICE - MAYOR MANNOUN

RECOMMENDATION

In the last 18 months, has there been any development consents granted where section 94 contributions were not conditioned? If so why and how much was the amount?

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Waller

Council will have a 10 minutes recess and then move into Closed Session to consider item DIRS 05.

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

The meeting was adjourned at 7.51pm.

The public, media representatives and Council officers departed the Chambers.

Council moved into Closed Session at 8.01pm.

COUNCIL IN CLOSED SESSION**DIRS 05**

ITEM NO: DIRS 05
FILE NO: 2012/1432
SUBJECT: OUTCOME OF THE 'EXPRESSIONS OF INTEREST' CAMPAIGN FOR
 1-3 HOXTON PARK ROAD, LIVERPOOL

Clr Karnib and Clr Stanley were not in the Chambers for this item.

Clr Shelton left the Chambers at 8:02pm.

Clr Waller left the Chambers at 8.04pm.

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

Committee of the Whole

That Council moves into Committee of the Whole to allow discussion of the outcome of the 'Expressions of Interest' campaign for 1-3 Hoxton Park Road, Liverpool.

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

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

That Council moves out of Committee of the Whole and Closed Session at 8:18pm.

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

On re-opening the meeting to the public, Council continued to discuss report DIRS 05 - Outcome of the 'Expressions of Interest' campaign for 1-3 Hoxton Park Road, Liverpool.

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

That Council:

1. Declines to accept any of the tenders for Contract EOI2219 'Expressions of Interest for 1-3 Hoxton Park Road, Liverpool';
2. Agrees not to invite fresh tenders/expressions as it is considered that subject to negotiations, the top two ranked tenderers may be able to better meet Council's primary objectives for 1-3 Hoxton Park Road, Liverpool;

3. Authorises the General Manager or his nominee to enter into negotiations under the provisions of Regulation 178(3)(e) of the Local Government (General) Regulation 2005 with the top two ranked tenderers with a view to entering into a contract in relation to the subject matter of the tender;
4. Refers this matter for further consideration to the following committees:
 - Budget and Finance
 - Tourism and Events
 - Economic Development
5. Keeps confidential the attachment supplied under separate cover containing information on the expressions of interest 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; and
6. Notes that a further report will be submitted to Council outlining the outcomes of the negotiations with the top two ranked tenderers.

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

Note: Clr Karnib, Clr Shelton, Clr Stanley, and Clr Waller were absent from the chambers when this was voted on.

THE MEETING CLOSED AT 8:45PM



MINUTES OF THE ORDINARY MEETING HELD ON 27 MARCH 2013

PRESENT:

Mayor Ned Mannoun
 Councillor Balloot
 Councillor Hadchiti
 Councillor Hadid
 Councillor Harle
 Councillor Karnib
 Councillor Mamone
 Councillor Ristevski
 Councillor Shelton
 Councillor Stanley
 Mr Farooq Portelli, General Manager
 Mrs Julie Hately, Acting Executive Director
 Mr Milan Marecic, Acting Executive Director
 Ms Jane Ferguson, Coordinator Executive Services

The meeting commenced at 6:07pm

OPENING 6.07pm

PRAYER The prayer of Council will be read by Pastor John Hemans
 from the Open Heaven Church

APOLOGIES Clr Waller

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

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

CONDOLENCES

Condolences

Dr Pam Dahl-Johnston

On behalf of Liverpool City Council, I would like to offer my deepest condolences to the families and friends of Dr Pamela Dahl Johnston, who passed away suddenly in February of this year.

Pam was a fantastic Aboriginal artist and a printmaker, is best known for her shocking work 'Untitled' which addressed the issue of Indigenous deaths in custody and which was shown in the 1989 Perspecta at the Art Gallery of New South Wales.

Pam was the artist who designed and installed the aboriginal mosaic work on the southern side of Macquarie Street in Liverpool and worked with the Aboriginal Bunjalung people. Many attended the launch, including Mark Latham who was the then Mayor of Liverpool, and many others from art, politics and the local community.

The women from the local group, with Elders from the Bunjalung Nation created the first smoking ceremony in the area to welcome in the mosaic work.

Dr Pamela Dahl-Johnston will never be forgotten by Council and will be sadly missed by her family, friends and the community.

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Stanley

That Council sends a letter of condolence to the family of the late Dr Pam Dahl-Johnston.

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

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 27 February 2013 be confirmed as a true record of that meeting.

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

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 **ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING**

Reason: The applicant is the owner of a premise that the Liberal party leased at commercial rates during the 2012 Council elections.

Clr Hadchiti will not leave the Chambers for the duration of this item.

Clr Mamone declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 **ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING**

Reason: The applicant is the owner of a premise that the Liberal party leased at commercial rates during the 2012 Council elections.

Clr Mamone will not leave the Chambers for the duration of this item.

Clr Ristevski declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 **ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING**

Reason: The applicant is the owner of a premise that the Liberal party leased at commercial rates during the 2012 Council elections.

Clr Ristevski will not leave the Chambers for the duration of this item.

Clr Hadid declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING

Reason: The applicant is the owner of a premise that the Liberal party leased at commercial rates during the 2012 Council elections.

Clr Hadid will not leave the Chambers for the duration of this item.

Clr Balloot declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING

Reason: The applicant is the owner of a premise that the Liberal party leased at commercial rates during the 2012 Council elections.

Clr Balloot will not leave the Chambers for the duration of this item.

Mayor Mannoun declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING

Reason: The applicant is the owner of a premise that the Liberal party leased at commercial rates during the 2012 Council elections.

Mayor Mannoun will not leave the Chambers for the duration of this item.

Clr Stanley declared a less than significant, non-pecuniary interest on the following items:

Item DIRS 05 REQUESTS FOR THE REDUCTION OF COUNCIL FEES AND CHARGES

Reason: Involved with these groups as a result of my work and volunteering in the community over many years.

Clr Stanley will not leave the Chambers for the duration of this item.

PUBLIC FORUM

Presentations

- 1) Mr Tony Stevens addressed Council in relation to 1 Hoxton Park Road Liverpool.
- 2) Mr Roger Lovell addressed Council in relation to Liverpool Skateland.

Representation

Mr Mark Thompson addressed Council on the following item:

Item – DIRS 13

Modification Application DA-1596/2010/A construction of a telecommunication facility including the installation of a 20m high monopole with associated antennas and equipment shelter.

MAYORAL MINUTE

Subject: Liverpool City Cup

Report:

On Saturday, 9 March 2013 the Chipping Norton Stakes Day was held at Warwick Farm Racecourse. Council sponsored the Liverpool City Cup Group 3 race on the day.

The Chipping Norton Stakes Day is popular for its picnic atmosphere and as a family friendly racetrack. The day included many free activities and entertainment for families and children including pony rides, face-painting, jumping castle, amusement games and live music.

As Mayor, I had the honour of presenting the 'Liverpool City Cup' to this year's winner of the race Skyerush, a seven year old mare ridden by Blake Shinn, who surprised and delighted local trainer Mr Guy Walter by winning at home in Warwick Farm. I am especially pleased that the Cup was won by a horse trained by a local resident, re-confirming Liverpool's position as a world-class destination for horse racing and equine industries.

The race is an important part of Chipping Norton Stakes Day and gave Mr Walter and owner Ms Susie Castle-Roche their first Liverpool City Cup win at Warwick Farm.

Recommendation:

That this Mayoral Minute be received and noted and a letter of congratulations be sent to the owner/trainer.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

MAYORAL MINUTE**Subject: Liverpool City Library celebrates 20 years of Youth Off the Streets****Report:**

Recently, I attended a Council photographic exhibition at Liverpool City Library that celebrated 20 years of Father Chris Riley's 'Youth Off The Streets' program.

This event examined the remarkable history of a non-denominational charity and featured some of the success stories of people who have helped as well as some of the people that work for this charity.

In appreciation, I would like to congratulate Joanne Morris a Local Studies Librarian located at Liverpool City Library who initially came up with the concept and idea to promote awareness of issues concerning local youth.

Recommendation:

That Joanne Morris is congratulated for her efforts in coordinating and making this event a success.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

MAYORAL MINUTE**Subject: Moorebank East Precinct****Report:**

Over the last 10 years the character of the Moorebank East precinct has changed significantly. Traditionally this area was one dominated by industrial industries. More recently it is becoming an area with emerging residential development and substantial recreation facilities that includes the New Brighton Golf Course and the proposed Marina.

In addition, the area has significant parcels of Cumberland Plain Woodland which has critical biodiversity linkages to the Georges River.

In order to support the emerging recreational and community benefits of this precinct and protect the environmental value, it is recommended that the Liverpool Local Environment Plan 2008 be reviewed and that current zonings are consistent with the emerging character of the Moorebank East precinct and that any inconsistent zonings or provisions are identified and removed.

Recommendation:

That Council:

1. Investigate alternate zoning options for the Moorebank East precinct to better reflect the emerging recreation and residential precinct and the environmental value of this area.
2. Receive a report back following the investigation.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

MAYORAL REPORT

MAYR 01

ITEM NO: MAYR 01
FILE NO: 2012/3692
SUBJECT: 2013 AUSTRALIA DAY AWARDS - PRESENTATION TO RECIPIENTS
ABSENT AT AUSTRALIA DAY

RECOMMENDATION

That Council allows the Mayor to present the following awards:

1. Young Citizen of the Year winner: Michael Rutherford
2. Citizen of the Year Certificate of Achievement: Melinda Cruz
3. Fraser Environment Award - Certificate of Achievement: Allan Dabbagh

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYR 02

ITEM NO: MAYR 02
FILE NO: 2012/3692
SUBJECT: CODE OF MEETING PRACTICE AMENDMENT

RECOMMENDATION

That Council:

1. Endorses the proposed amendments to the Code of Meeting Practice.
2. Places the amended Code of Meeting Practice on public exhibition for a period of 28 days.
3. Receives submissions for a period of not less than 42 days after the date on which the revised Code is placed on public exhibition
4. Be provided with a further report following the receipt and review of any public submissions.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That Council:

1. Includes the proposed amendments to the Code of Meeting Practice:
 - a. Filming in the Order of Business
 - b. Flexibility for Council meetings to be held at various sites across the Liverpool local government area.
2. Places the amended Code of Meeting Practice on public exhibition for a period of 28 days.
3. Receives submissions for a period of not less than 42 days after the date on which the revised Code is placed on public exhibition
4. Be provided with a further report following the receipt and review of any public submissions.

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

MAYR 03

ITEM NO: MAYR 03
FILE NO: 2012/4177
SUBJECT: REGIONAL DEVELOPMENT AUSTRALIA OFFICE SPACE IN LIVERPOOL

RECOMMENDATION

That the General Manager contact Regional Development Australia to offer office space for the Greater Western Sydney committee in Liverpool.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the:

1. General Manager contact Regional Development Australia to offer office space for the Greater Western Sydney committee in Liverpool.
2. Mayor writes to the Prime Minister, Minister for Regional Development and Local Government and Road Safety, and local Members of Parliament offering the opportunity for office space to the Greater Western Sydney committee in Liverpool.
3. Mayor writes to The Hon. Simon Crean, former Minister for Regional Australia, Regional Development and Local Government, and congratulate him on his commitment to and announcements to support regional development in Western Sydney.

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

MAYR 04

ITEM NO: MAYR 04
FILE NO: 2012/4177
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE

RECOMMENDATION

That Council amends the Economic Development Committee charter to allow the following organisation to appoint non-voting representatives:

- Liverpool Catholic Club
- Mounties
- John Edmondson Club
- Moorebank Sports Club
- Liverpool Hospital

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYR 05

ITEM NO: MAYR 05

FILE NO:

SUBJECT: SPONSORSHIP FOR PCYC TIME FOR KIDS EVENT

RECOMMENDATION

That Council provide \$5,000 sponsorship from the Councillor Reserve towards the PCYC Time for Kids fund raising event in Casula to be funded from the Councillor Reserve leaving \$32k for traffic management in Manning Street, Warwick Farm.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

NOTICES OF MOTION

NOMO 01

ITEM NO: NOMO 01
FILE NO: NSW PLANNING SYSTEM CHANGES
SUBJECT:

RECOMMENDATION

That Council:

1. Hold at least 3 community workshops on the NSW Planning White Paper, following its expected release in March 2013.
2. These workshops should be located in a rural location; at a community facility in the western suburbs such as Greenway Park and in Liverpool CBD to allow as many of Liverpool's residents to attend as possible and make contributions as possible.
3. Consider offering at least one of these workshops on a weekend to allow further consultations.
4. Conduct of these workshops should be within one month of the release of the NSW Planning White Paper, in order to inform our community of the proposals contained within the White paper and provide an opportunity for Council staff and Councillors to hear community views on these proposals.
5. Provide an opportunity for submissions to be completed electronically using Council's Website.
6. Prepare a submission to the NSW Government in response to these consultations to be submitted for consideration.

COUNCIL DECISION

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

That the recommendation be adopted.

Amendment: **Moved: Clr Balloot** **Seconded: Clr Hadid**

That Council defers this report until the next Council Meeting where detailed costings on holding the workshops can be prepared and provided to Council for consideration.

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

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0337
SUBJECT: BADGERY'S CREEK AIRPORT SITE

RECOMMENDATION

That Council:

1. Reaffirms its total opposition to the Badgerys Creek Airport proposal.
2. Continues to lobby State and Federal Government to provide support to residents of this area.
3. Write to all State and Federal Members of Parliament serving the Liverpool Government Area to express the sentiments of this motion, and the people of Liverpool.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted

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

That Council write to the federal Minister for Infrastructure and Transport to confirm the government's position in regard to the Badgery's Creek site as the second airport for Sydney and to commit to either:

1. Removing the planning restrictions that apply to the Badgery's Creek site, or
2. Commencing the appropriate studies to determine the economic, environmental and social impacts of the locating the second Sydney airport at this site.

On being put to the meeting the motion moved by Clr Stanley was declared LOST, the foreshadowed motion moved by Clr Hadid was declared CARRIED.

Clr Stanley and Clr Karnib requested that their names be recorded as voting against the motion.

NOMO 03

ITEM NO: NOMO 03
FILE NO: 2013/0337
SUBJECT: QUARTER BUDGET REVIEWS

RECOMMENDATION

That Council:

1. Be provided with a list of projects in priority order from year two of the delivery plan.
2. Be restricted to allocating surplus funds from quarter budget reviews from a priority list provided from year two of the delivery plan.
3. Allocates any surplus funds not allocated to projects from year two of the delivery plan be transferred to an appropriate reserve for future consideration following community consultation.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Karnib**

That the recommendation be adopted

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

MOTION OF URGENCY

Councillor Harle put forward a motion to be heard pursuant to section 16, subsection 6 of the Code of Meeting Practice as a Motion of Urgency.

Motion:

Moved: Cllr Harle

Seconded: Cllr Hadid

That Council:

1. Writes to the NSW Environment Protection Authority requesting the provision of additional monitoring sites within Western Sydney to capture data on the pollutants currently monitored at the Rose Street Depot, with the addition of benzene, dioxins and other known toxins associated with motor vehicle exhaust. These additional sites are to include Moorebank, Chipping Norton, Prestons, Casula and Carnes Hill.
2. Writes to NSW Health and WSROC seeking their support for the provision of additional monitoring sites within Western Sydney.
3. Writes to all local federal and state members also seeking their support for the provision of additional monitoring sites within their electorates.
4. Writes to the Department of Planning and Infrastructure expressing Councils concerns and objections to the proposed Moorebank Recycling facility.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 01

ITEM NO: IHAP 01
FILE NO: DA-1317/2012
SUBJECT: ERECTION OF A COMMERCIAL BUILDING AND ASSOCIATED CAR PARKING

RECOMMENDATION

That Council:

1. Approves Development Application DA-1317/2012 for the erection of a commercial building and associated car parking at 275 Newbridge Road, Chipping subject to the conditions of consent.
2. Supports the variation to Clause 7.15 of LLEP 2008 which has been made pursuant to Clause 4.6 - Exceptions to Development Standards.
3. Notifies interested parties of Council's decision.

COUNCIL DECISION

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

That Council:

1. Approves Development Application DA-1317/2012 for the erection of a commercial building and associated car parking at 275 Newbridge Road, Chipping subject to the conditions of consent including:
 - No air conditioning plant for the tenancies is to be located on the roof. Any air conditioning must be located at ground level. Consideration may be given to the location of any air conditioning plant on the roof of the commercial premises as part of a separate development application for the use of each tenancy providing that the applicant is able to demonstrate that residential amenity will not be impacted upon in terms of both visual and acoustic impacts through the submission of an acoustic report.
2. Supports the variation to Clause 7.15 of LLEP 2008 which has been made pursuant to Clause 4.6 - Exceptions to Development Standards.
3. Notifies interested parties of Council's decision.

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

Councillors voted unanimously for this motion.

Note: Cllr Waller was absent from the chambers when this was voted on.

IHAP 02

ITEM NO: IHAP 02
FILE NO: DA-1938/2012
SUBJECT: TWO LOT TORRENS TITLE

RECOMMENDATION

That Council:

1. Approves Development Application DA-1938 which seeks consent for the subdivision of existing lot into two lots at 74 Liverpool Street, Liverpool subject to conditions of consent.
2. Supports the variation to Clause 7.13 of LLEP 2008 which has been made pursuant to Clause 4.6 - Exceptions to Development Standards.

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.

Councillors voted unanimously for this motion.

Note: Clr Waller was absent from the chambers when this was voted on.

GENERAL MANAGER'S REPORT

GMRR 01

ITEM NO: GMRR 01
FILE NO: 2009/1406
SUBJECT: WSROC CONSULTATION WITH WESTERN SYDNEY COMMUNITIES
ON THE BADGERYS CREEK AIRPORT OPTION

RECOMMENDATION

That Council:

1. Notes the resolution from the 21 February 2013 WSROC minutes in relation to WSROC completing community consultation with western Sydney communities on the Badgerys Creek airport option, if the Wilton option is ruled out.
2. Writes to WSROC recommending that the community consultation with Western Sydney communities commence immediately, so that the community feedback can be considered in the determination of all potential second Sydney airport sites.

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.

GMRR 02

ITEM NO: GMRR 02
FILE NO: 2012/0954
SUBJECT: BETTER, STRONGER LOCAL GOVERNMENT - THE CASE FOR SUSTAINABLE CHANGE

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Allows the General Manager to provide a brief overview of the "Better, Stronger Local Government - The Case for Sustainable Change" paper.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That the recommendation be adopted.

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

Cllr Hadid left the Chambers at 7.17pm.

Cllr Hadid returned to the chambers at 7.18pm.

GMRR 03

ITEM NO: GMRR 03
FILE NO: 2013/0255
SUBJECT: COUNCILLOR BRIEFING TERMS OF REFERENCE

RECOMMENDATION

That Council adopts the Councillor Briefings Terms of Reference.

COUNCIL DECISION

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

That Council adopts the Councillor Briefings Terms of Reference with the following amendments:

1. Include in *Interpretation* that 'Briefing means a meeting at which information is presented and discussed but no formal decision is made. The briefing is not a forum for debate on Council reports nor is it a council committee, and policy decisions are left to the open forum of a formal council meeting or committee meeting where delegated authority has been provided.
2. Include the delegated authority already provided to the Mayor to request the General Manager invite certain guests to briefing sessions to make presentations that the Mayor deems to be in the best interest of Council.
3. Councillors must make a submission to the General Manager in writing by 10am on the day of the scheduled briefing session outlining the circumstances preventing physical attendance at the briefing.
4. If approval is granted for a Councillor to participate remotely they will be required to sign a confidentiality agreement which will apply for their term on council.
5. Amend Councillor Briefings Terms of Reference to reflect the following:
 - Page 50, Dot Point 2 'with professional staff' after the word 'discussion'.
 - Page 50, paragraph 2 'with professional staff' after the word 'discussion'.
 - Page 55, insert section titled
Notification on the intention to allow remote access for other Councillors

When approval is given by the CEO to allow remote access by any Councillor, the CEO will advise the Mayor and all other Councillors of his decision in writing by 10am on the day of the briefing session where such approval has been given. This notification is required at every circumstance when such approval is given.

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

GMRR 04

ITEM NO: GMRR 04
FILE NO: 2012/1002
SUBJECT: NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT

RECOMMENDATION

That Council:

1. Nominates delegates to attend the 2013 National General Assembly of Local Government which will be held in Canberra from Sunday 16 June to Wednesday 19 June 2013.
2. Submits proposals for motions to the General Manager by 5 April 2013 for consideration at the April Council meeting.

COUNCIL DECISION

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

That:

1. Interested Councillors advise the General Manager if they would like to attend the National General Assembly of Local Government by Tuesday, 2 April 2013.
2. Councillors submit proposals for motions to the General Manager by Thursday, 5 April 2013 for consideration at the April Council meeting.
3. Councillor Ristevski be nominated as Council's voting delegate at the National General Assembly of Local Government.

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

GMRR 05

ITEM NO: GMRR 05
FILE NO: 2012/3692
SUBJECT: NSW GOVERNMENT'S STADIA STRATEGY NOVEMBER 2012

RECOMMENDATION

That Council:

1. Investigates potential locations within Liverpool local government area for a new multi-use stadium in Liverpool that meets the stadia design principles.
2. Seeks support for a stadium in Liverpool from a range of stakeholders including but not limited to local and regional community and sporting groups, state and federal members of parliament, neighbouring councils, key sporting codes, state and national sporting teams.
3. Prepares a brief that outlines the benefits of a stadium in Liverpool and capacity to meet the stadia design principles.
4. Makes representations to the Minister for Sport and Recreation for a new Western Sydney stadium to be built in Liverpool.
5. Considers the preparation and funding of a feasibility study pending the outcome of actions 1 to 4 above.
6. Notes that a further report will be provided to Council on progress.

COUNCIL DECISION

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

That Council:

1. Investigate the Woodward Park precinct and other options as a potential location for a future stadium/entertainment centre precinct.
2. Seeks support for a stadium/entertainment centre in Liverpool from a range of stakeholders including but not limited to local and regional community and sporting groups, state and federal members of parliament, neighbouring councils, key sporting codes, state and national sporting teams.
3. Prepares a brief that outlines the benefits of a stadium/entertainment centre in Liverpool and capacity to meet the stadia design principles.

4. Makes representations to the Minister for Sport and Recreation for a new Western Sydney stadium/entertainment centre to be built in Liverpool.
5. Makes provision of \$120,000 for the purpose of preparing a feasibility study, funded from the Professional Engagement Reserve, which investigates opportunities for a stadium/entertainment centre precinct in Liverpool.
6. Notes that a further report will be provided to Council on progress and the outcomes of the feasibility study.

Clr Balloot left the Chambers at 7.35pm.

Clr Balloot returned to the Chambers at 7.37pm.

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

Clr Karnib requested that his name be recorded as voting against the motion.

GMRR 06

ITEM NO: GMRR 06
FILE NO: 2012/2010
SUBJECT: "DELIVERING A SUSTAINABLE FUTURE CITY" PROGRAM - UNITED STATES STUDIES CENTRE

RECOMMENDATION

That Council allocate a budget of \$30,000 for Liverpool Council's participation in the United States Studies Centre "Delivering a Sustainable City Future City Program to be funded from the Town Improvement Fund.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That Council:

1. Allocate a budget of \$30,000 for Liverpool Council's participation in the United States Studies Centre "Delivering a Sustainable City Future City Program to be funded from the Councillor Reserve.
2. Nominates the General Manager/Delegate, Mayor/Delegate, Deputy Mayor/Delegate and Cllr Mamone to attend the program if funds allow.

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

GMRR 07

ITEM NO: GMRR 07
FILE NO: 2009/0972
SUBJECT: APPOINTMENT OF EXECUTIVE DIRECTORS

RECOMMENDATION

That Council:

1. Moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of the appointment of Executive Directors, in accordance with Section 10A(2) (a) of the Local Government Act 1993.
2. Reverts back to open Council once Council has considered the confidential aspects of the report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council receives and notes the report and allows the General Manager to consult with the Council on the process of the recruitment for the appointment of Executive Directors positions.

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

GMRR 08

ITEM NO: GMRR 08
FILE NO: 2012/1432
SUBJECT: OUTCOME OF THE 'EXPRESSIONS OF INTEREST' CAMPAIGN FOR
 1-3 HOXTON PARK ROAD, LIVERPOOL (CONTRACT EO12219)

RECOMMENDATION

That Council moves into closed session to consider the results of the negotiations and the three options that are subsequently available for 1-3 Hoxton Park Road, Liverpool, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as the information to be discussed is of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

Clr Stanley, Clr Karnib and Clr Shelton left the Chambers at 7.57pm.

COUNCIL DECISION

The debate was placed on hold to allow the Councillors who left the room to return to the discussion. Councillors declined the invitation.

Mayor Mannoun vacated the Chair to enter into the debate at 8:10pm.

The Deputy Mayor Clr Hadid accepted the chair.

Mayor resumed the Chair at 8:12pm

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

That Council:

1. Accepts the tender submitted by Health Infrastructure (NSW) Pty Ltd for Contract EO12219 'Expressions of Interest for 1-3 Hoxton Park Road, Liverpool';
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 the 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;
4. Transfers the net proceeds from the sale to the Property Development Reserve with the view that the funds will be used for an iconic facility for Liverpool.

Vote For: Mayor Mannoun, Clr Hadchiti, Clr Mamone, Clr Balloot,
Clr Ristevski, Clr Hadid

Vote Against: Clr Harle

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

Note: Clr Waller, Clr Stanley, Clr Shelton and Clr Karnib were absent from the chambers when this was voted on.

Adjournment of the meeting was called by the Chair for 15 minutes at 8:15pm.

That the meeting be called back to order.

Council resumed at 8.28pm

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

That item DIRS 13 be brought forward.

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

DIRS 13

ITEM NO: DIRS 13
FILE NO: DA-1596/2010/A
SUBJECT: MODIFICATION APPLICATION DA-1596/2010/A CONSTRUCTION OF A TELECOMMUNICATION FACILITY INCLUDING THE INSTALLATION OF A 20M HIGH MONOPOLE WITH ASSOCIATED ANTENNAS AND EQUIPMENT SHELTER

RECOMMENDATION

That Council:

1. Approves modification application DA-1596/2010/A which seeks to amend Development Consent DA-1596/2010 subject to amendments to Condition 7 and 16 of Development Consent DA-1596/2010.
2. Notifies all interested parties of Councils decision.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Cllr Waller was absent from the chambers when this was voted on.

DIRECTORATE REPORT

DIRS 01

ITEM NO: DIRS 01
FILE NO: 2008/1042
SUBJECT: DRAFT COMMUNITY ENGAGEMENT POLICY

RECOMMENDATION

That Council:

1. Places the draft Community Engagement Policy on public exhibition for a period of 28 days inviting public submissions.
2. Receives a further report on the draft Community Engagement Policy following the public exhibition period, incorporating public feedback.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

DIRS 02

ITEM NO: DIRS 02
FILE NO: 2012/1938
SUBJECT: DONATIONS REPORT

RECOMMENDATION

That Council endorses the Financial Contribution Panel's recommendation for the provision of \$5,000 under the Community Donations Program to La'u Samoa Council Inc for disaster relief efforts in Samoa.

Organisation Name	Donation Purpose	Amount
La'u Samoa Council Inc	Disaster relief efforts in Samoa	\$5,000

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.

DIRS 03

ITEM NO: DIRS 03
FILE NO: 2012/3573
SUBJECT: ESTABLISHMENT OF THE PANEL OF CODE OF CONDUCT REVIEWERS

RECOMMENDATION

That Council:

1. Establishes as its panel of conduct reviewers the nine conduct reviewers endorsed by WSROC as its Regional Pool of Conduct Reviewers.
2. Appoints the panel of conduct reviewers for a term of four years.

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.

DIRS 04

ITEM NO: DIRS 04
FILE NO: 2012/3573
SUBJECT: PRIVACY MANAGEMENT PLAN

RECOMMENDATION

That Council:

1. Adopts the Privacy Management Plan which is in accordance with Model Privacy Management Plan for Local Government and which is attached to this report.
2. Organises appropriate training and information sessions for Councillors, members of Council staff and Council committee members.
3. Ensures that its website and relevant publications adequately inform the local community about how their personal information will be used, stored and accessed after it is collected by Council.
4. Lodges a copy of its Privacy Management Plan with the NSW Privacy Commissioner.

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.

DIRS 05

ITEM NO: DIRS 05
FILE NO: 2012/3901
SUBJECT: REQUESTS FOR THE REDUCTION OF COUNCIL FEES AND CHARGES

RECOMMENDATION

That Council approves the reduction of Council fees and charges as per the attached spread sheets for the following groups:

2 Year Permanent Hirers

Macedonian Australian Pensioners Association of Liverpool NSW
 Alcoholics Anonymous
 Moorebank District Senior Citizens Association
 Liverpool U3A School for Seniors
 LNC Multi-cultural Women’s Support Coffee Mornings

License Agreements

The Junction Works Limited - Neighbourhood Centre
 South West Child Adolescent and Family Services (CAFS)
 Georges River Environmental Education Centre
 Liverpool U3A School for Seniors
 Chipping Norton Sailing Club
 Liverpool Youth Needs Committee Inc.
 South Western Sydney Local Health District
 The Junction Works Ltd. - Element

Electricity Charges - Groups requesting a reduction:

The Junction Works Limited - Neighbourhood Centre
 South West Child Adolescent and Family Services (CAFS)
 Georges River Environmental Education Centre
 Liverpool U3A School for Seniors
 Chipping Norton Sailing Club
 Liverpool Youth Needs Committee Inc
 South Western Sydney Local health District
 The Junction Works Ltd. - Element

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.

DIRS 06

ITEM NO: DIRS 06
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT FEBRUARY 2013

RECOMMENDATION

That Council receives and notes the 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.

DIRS 07

ITEM NO: DIRS 07
FILE NO: 2012/4088
SUBJECT: MODEL CODE OF CONDUCT 2013 - COMMENCEMENT AND KEY RESOURCES

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

DIRS 08

ITEM NO: DIRS 08
FILE NO: 2013/0335
SUBJECT: SMART PHONE APPLICATION

RECOMMENDATION

That Council receives and notes this report.

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.

DIRS 09

ITEM NO: DIRS 09
FILE NO: RZ-9/2011
SUBJECT: DEED OF VARIATION OF PLANNING AGREEMENT NEW BRIGHTON
 GOLF COURSE

RECOMMENDATION

That Council:

1. Publicly exhibits the Deed of Variation to the Planning Agreement between Liverpool City Council, Mirvac Homes (NSW) Pty Limited and New Brighton Golf Club Limited for a period of 28 days.
2. Delegates the General Manager, subject to consideration of any changes following public exhibition, to execute the Deed of Variation to the Planning Agreement in the form that is publicly exhibited or with minor alterations.
3. Notes that if changes (other than typographical or grammatical corrections) arise from the public exhibition process that these will be reported back to Council.
4. Notes that this delegation is within the powers that can be dedicated under Section 377 of the Local Government Act 1993.

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.

Councillors voted unanimously for this motion.

Note: Clr Waller was absent from the chambers when this was voted on.

DIRS 10

ITEM NO: DIRS 10
FILE NO: DA-903/2012
SUBJECT: DEVELOPMENT APPLICATION DA-903/2012 CONSTRUCTION OF A RESIDENTIAL FLAT BUILDING

RECOMMENDATION

That Council:

1. Approves Development Application No. DA-903/2012 for the construction of two x eight storey residential flat buildings comprising a total of 87 residential units with associated basement at Lot 102 in DP 1102856 being 3 George Street, Warwick Farm subject to the recommended conditions of consent.
2. Notifies in writing the persons who made a submission with regard to the proposed development of Council's decision.

COUNCIL DECISION

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

Clr Hadid left the Chambers at 8.37pm.

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Clr Waller and Clr Hadid were absent from the chambers when this was voted on.

DIRS 11

ITEM NO: DIRS 11
FILE NO: rz-4/2012
SUBJECT: DRAFT AMENDMENT 29 TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008 - PROPOSED REZONING OF 402 (LOT 5 DP 1036695) HOXTON PARK ROAD PRESTONS FROM IN2 - LIGHT INDUSTRIAL AND IN3 - HEAVY INDUSTRIAL TO B6 - ENTERPRISE CORRIDOR. POST EXHIBITION REPORT.

RECOMMENDATION

That Council proceeds with the making of draft amendment 29 to the Liverpool Local Environmental Plan 2008 and forward the planning proposal to the Department of Planning and Infrastructure for finalisation.

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.

Note: Clr Waller and Clr Hadid were absent from the chambers when this was voted on.

DIRS 12

ITEM NO: DIRS 12
FILE NO: DA-1479/2010/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT 1479/2010

RECOMMENDATION

That Council:

1. Approves modification application DA-1479/2010/A which seeks to amend Development Consent DA-1479/2010 at Lot 102 DP1045185, Lot 103 DP1045185, Lot 104 DP1045185 and Lot 15 DP1123873, Lot 102 Government Road and 441 Hoxton Park Road, Hinchinbrook subject to amendments to conditions of consent.
2. Approves modification application DA-1479/2010/B which seeks to amend Development Consent DA-1479/2010 at Lot 102 DP1045185, Lot 103 DP1045185, Lot 104 DP1045185 and Lot 15 DP1123873, Lot 102 Government Road and 441 Hoxton Park Road, Hinchinbrook subject to amendments to conditions of consent.

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.

Vote For: Mayor Mannoun, Clr Balloot, Clr Hadchiti, Clr Mamone, Clr Shelton, Clr Stanley, Clr Karnib, Clr Ristevski

Vote Against: Clr Harle

Note: Clr Waller and Clr Hadid were absent from the chambers when this was voted on.

DIRS 14

ITEM NO: DIRS 14
FILE NO: 2004/0290
SUBJECT: NOXIOUS WEED OFFICER DELEGATIONS

RECOMMENDATION

That Council:

1. Appoints Council's Bushland and Weed Management Officer, as an inspector under Section 41 of the *Noxious Weeds Act 1993*.
2. Delegates Council's Bushland and Weed Management Officer with Council's powers, duties and responsibilities under the following sections of the *Noxious Weeds Act 1993*:
 - Section 12(2) - the power to issue "Failure to Control Noxious Weeds" notice
 - Section 18 - the power to issue 'Weed Control Notices';
 - Section 18A - the power to issue 'Prior Notice of Weed Control Notice' (excepting Subsection (2)(c) - the consideration of submissions);
 - Section 20(2) - the power to carry out 'Noxious Weed Control by Local Control Authority (Council) after Weed Control Notice not complied with';
 - Section 36A - the power to impose 'Temporary restrictions during weed control';
 - Section 39 - setting out the powers of the Inspector;
 - Section 40 - enabling the Inspector to require the cleaning down of machinery; and
 - Section 45 - the power to give occupiers 'Notice of Entry'.

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.

Clr Hadid returned to the chambers at 8.39pm.

DIRS 15

ITEM NO: DIRS 15
FILE NO: 2007/0300
SUBJECT: UPDATE ON DEVELOPMENT ASSESSMENTS

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Receives a further report in July 2013 outlining the expenditure of the remaining \$84k and the number of development applications processed as of June 2013.

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.

DIRS 16

ITEM NO: DIRS 16
FILE NO: 2012/2010
SUBJECT: OUTDOOR DINING IN MACQUARIE MALL

RECOMMENDATION

That Council:

1. Allows temporary use of space in the Macquarie Street Mall for outdoor dining on a case by case basis, subject to a formal Development Application being submitted by a proponent and a formal Permit being approved and issued by Council following assessment.
2. Allows the period of temporary use of space in the Mall to be granted for outdoor dining for the period to 31 March, 2014 or on the adoption and phased implementation of a City Centre Strategy, if in place before that time.
3. Cancels outdoor dining licences/agreements if the owners breach the terms of the licences/agreement, including operating on days identified for Council events.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Ristevski**

That the recommendation be adopted.

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

DIRS 17

ITEM NO: DIRS 17
FILE NO: 2012/0163
SUBJECT: TENDER RCL2234 - REPAIR AND RESET HERITAGE HEADSTONE MONUMENTS AT LIVERPOOL PIONEERS' MEMORIAL PARK

RECOMMENDATION

That Council:

1. Accept all standing offers and place the tenderers on a panel of Recognised Contractors for the reset and repair of heritage headstone monuments at Liverpool Pioneers' Memorial Park. They include:
 - Traditional Stonemasonry (Contracting) Pty Ltd
 - Rookwood General Cemeteries Trust t/a Monuments in Memoriam
 - E.H. Stonemasonry Services Pty Ltd.
2. Notes that the Acting Executive Director will finalise all details and sign the Letter of Acceptance for all tenders, giving it contractual effect, in accordance with his delegated authority.
3. Keeps the confidential attachment pursuant to the provision of Section 104 (2Xc) 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 proposed to conduct) business.

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.

Councillors voted unanimously for this motion.

Note: Clr Waller was absent from the chambers when this was voted on.

DIRS 18

ITEM NO: DIRS 18
FILE NO: 2006/2110
SUBJECT: TREE MANAGEMENT POLICY

RECOMMENDATION

That Council adopts the amended Draft Tree Management policy.

COUNCIL DECISION

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

That Council:

1. Adopts the amended Draft Tree Management policy.
2. Considers and determines all future tree removal applications that are recommended for refusal be reported to Council for final decision.

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

DIRS 19

ITEM NO: DIRS 19
FILE NO: 2012/3513
SUBJECT: TENDER WT1584 - LANDSCAPE UPGRADE OF VARIOUS SITES IN
LIVERPOOL LGA

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

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

That Council:

1. Makes public its decision regarding WT1584 – Landscape Upgrade of Various Sites in Liverpool LGA.
2. Accepts the tender submitted by Gj's Landscapes Pty Ltd for portion A, B and C and Sterling Group Services Pty Ltd for portion D.
3. Notes that the Acting Executive Director will finalise all details and sign the Letter of Acceptance 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.

DIRS 20

ITEM NO: DIRS 20
FILE NO: 2012/0295
SUBJECT: VEHICLES FOR SALE BY ROADSIDES

RECOMMENDATION

That Council:

1. Notes the contents of this report.
2. Adopts the attached Vehicles for Sale by Roadsides and on Public Land Policy

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.

DIRS 21

ITEM NO: DIRS 21
FILE NO: 2007/1241
SUBJECT: A REVIEW OF THE MOOREBANK VOLUNTARY ACQUISITION SCHEME

RECOMMENDATION

That Council:

1. Receives and notes the contents of the report.
2. Reaffirms its commitment to the Moorebank Voluntary Acquisition Scheme.
3. Continues to lobby the State Government seeking additional funding to expedite the completion of the scheme.
4. Continues to lobby the Federal Government to recommit funding towards this important scheme.

COUNCIL DECISION

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

That Council defers this item to the next Council Meeting.

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

That Council:

1. Receives and notes the contents of the report.
2. Reaffirms its commitment to the Moorebank Voluntary Acquisition Scheme.
3. Continues to lobby the State Government seeking additional funding to expedite the completion of the scheme.
4. Continues to lobby the Federal Government to recommit funding towards this important scheme.

On being put to the meeting the foreshadowed motion was declared LOST, the motion moved by Clr Hadchiti was declared CARRIED.

Clr Stanley, Clr Shelton and Clr Karnib requested that their names be recorded as voting against the motion.

COMMITTEE REPORTS

COMM 01

ITEM NO: COMM 01
FILE NO: 2012/4152
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Budget and Finance Committee meeting held on 20 February 2013.

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.

COMM 02

ITEM NO: COMM 02
FILE NO: 2012/3791
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES FOR MEETING
 HELD 20 FEBRUARY 2013

RECOMMENDATION

That Council:

1. Receive and notes the minutes of the Economic Development Committee meeting held on 20 February 2013.
2. Writes to the Premier concerning the transfer of crown to community land including Chipping Norton Lakes, Bigge Park and Woodward Park.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Karnib**

That the recommendation be adopted.

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

Clr Stanley requested that her name be recorded as voting against the motion.

COMM 03

ITEM NO: COMM 03
FILE NO: 2013/0699
SUBJECT: HERITAGE ADVISORY COMMITTEE COMMUNITY MEMBER
 NOMINATION ASSESSMENT

RECOMMENDATION

That Council:

1. Appoints the following four community members as the community representatives to the Heritage Advisory Committee for a term of two years:
 - Vicki Andrews
 - Alison Cukic
 - Judith Pack
 - Norma Shelley

2. Writes to the unsuccessful applicants thanking them for their interest in the Committee.

COUNCIL DECISION

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

Amendment: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That Council defers this item until the process for appointing community members is confirmed.

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

COMM 04

ITEM NO: COMM 04
FILE NO: 2011/6251
SUBJECT: LIVERPOOL YOUTH COUNCIL MINUTES OF MEETING HELD ON 12
FEBRUARY 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Youth Council meeting held on 12 February 2013.

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.

COMM 05

ITEM NO: COMM 05
FILE NO: 2005/0603
SUBJECT: LOCAL TRAFFIC COMMITTEE MINUTES OF THE MEETING HELD ON
 6 FEBRUARY 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the LTC meeting held on 6 February 2013.
2. Adopts the following recommendations of the LTC meeting held on 6 February 2013:
 - a. **Item 1 Remembrance Avenue, Warwick Farm – Review of Parking Provision for Liverpool Hospital Re-development**
 - i. The proposed parking restriction is to be approved under Delegated Authority, subject to the submission of a plan showing the proposed part-time parking lane along with the appropriate traffic lanes to the Police and RMS representatives.
 - b. **Item 2 Jessie Street, Middleton Grange – Parking Restrictions**
 - i. Approve the installation of No Parking restrictions on the northern side of Jessie Street between Charlie Street and Travis Street, along with No Stopping restrictions at the corners of Charlie Street, Travis Street and the Jessie Street Laneway to reaffirm the parking restrictions within 10m of the affected intersections.
 - ii. All stakeholders be advised of Council resolution.
 - c. **Item 3 Truscott Avenue, Middleton Grange – Parking Restrictions**
 - i. Approve the installation of No Parking restrictions along the northern side of Truscott Avenue between Stanley Avenue and Hemsworth Avenue, Middleton Grange.
 - ii. All stakeholders be advised of Council resolution.
 - d. **Item 4 Memorial Avenue, Liverpool – Traffic Calming Facilities**
 - i. Approves the proposed median islands at the approaches to the Memorial Avenue/Dale Avenue intersection.
 - ii. A design layout of median islands is to be submitted to the next LTC meeting for approval, prior to installation.
 - iii. All stakeholders be advised accordingly.

e. Item 5 Sanderling Street, Hinchinbrook – Traffic Calming Facilities

- i. Approve the installation of the proposed speed cushions on Sanderling Street in line with side common boundaries of House Nos. 103 and 105 and in front of House No. 97 Sanderling Street, Hinchinbrook.
- ii. A revised design layout showing the proposed kerb blisters is to be submitted to the RMS for its information/review prior to installation.
- iii. Funding for the facility be made available from the Traffic and Transport 2012/2013 materials budget.
- iv. All stakeholders be advised accordingly of Council's decision.

COUNCIL DECISION

Motion:

Moved: Cllr Harle

Seconded: Cllr Stanley

That Council:

1. Notes the minutes of the LTC meeting held on 6 February 2013.
2. Adopts the following recommendations of the LTC meeting held on 6 February 2013 subject to item 4 (Memorial Avenue, Liverpool – Traffic calming facilities) being reconsidered at the next Local Traffic Committee Meeting:

a. Item 1 Remembrance Avenue, Warwick Farm – Review of Parking Provision for Liverpool Hospital Re-development

- i. The proposed parking restriction is to be approved under Delegated Authority, subject to the submission of a plan showing the proposed part-time parking lane along with the appropriate traffic lanes to the Police and RMS representatives.

b. Item 2 Jessie Street, Middleton Grange – Parking Restrictions

- i. Approve the installation of No Parking restrictions on the northern side of Jessie Street between Charlie Street and Travis Street, along with No Stopping restrictions at the corners of Charlie Street, Travis Street and the Jessie Street Laneway to reaffirm the parking restrictions within 10m of the affected intersections.
- ii. All stakeholders be advised of Council resolution.

c. Item 3 Truscott Avenue, Middleton Grange – Parking Restrictions

- i. Approve the installation of No Parking restrictions along the northern side of Truscott Avenue between Stanley Avenue and Hemsworth Avenue, Middleton Grange.
- ii. All stakeholders be advised of Council resolution.

d. Item 4 Memorial Avenue, Liverpool – Traffic Calming Facilities

- i. Approves the proposed median islands at the approaches to the Memorial Avenue/Dale Avenue intersection.
- ii. A design layout of median islands is to be submitted to the next LTC meeting for approval, prior to installation.
- iii. All stakeholders be advised accordingly.

e. Item 5 Sanderling Street, Hinchinbrook – Traffic Calming Facilities

- i. Approve the installation of the proposed speed cushions on Sanderling Street in line with side common boundaries of House Nos. 103 and 105 and in front of House No. 97 Sanderling Street, Hinchinbrook.
- ii. A revised design layout showing the proposed kerb blisters is to be submitted to the RMS for its information/review prior to installation.
- iii. Funding for the facility be made available from the Traffic and Transport 2012/2013 materials budget.
- iv. All stakeholders be advised accordingly of Council's decision.

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

COMM 06

ITEM NO: COMM 06
FILE NO: 2010/0331
SUBJECT: STREET NAMING COMMITTEE COMMUNITY MEMBER NOMINATION
ASSESSMENT

RECOMMENDATION

That Council appoints Mrs Judith Pack as the community representative for Liverpool's Street Naming Committee as she is a well suited candidate for the position.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

COMM 07

ITEM NO: COMM 07
FILE NO: 2010/0331
SUBJECT: STREET NAMING COMMITTEE MINUTES OF MEETING 28
FEBRUARY 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the Street Naming Committee meeting of 28 February 2013.
2. Exhibits the following street names noting that if no objections are received they will be gazetted:
 - a. Learner Place, Casula
 - b. Burnside Drive, Liverpool
 - c. Basil Court, Casula
 - d. Powerhouse Road, Casula
 - e. Marble Road, Moorebank
 - f. Slate Road, Moorebank

COUNCIL DECISION

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

That Council:

1. Notes the minutes of the Street Naming Committee meeting of 28 February 2013 and draws to the attention of the Committee the motions that the Council has passed this evening on this topic.
2. Exhibits the following street names noting that if no objections are received they will be gazetted:
 - a. Learner Place, Casula
 - b. Burnside Drive, Liverpool
 - c. Basil Court, Casula
 - d. Powerhouse Road, Casula
 - e. Marble Road, Moorebank
 - f. Slate Road, Moorebank

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

COMM 08

ITEM NO: COMM 08
FILE NO: 2012/4154
SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING - COMMUNITY REPRESENTATIVES AND MINUTES

RECOMMENDATION

That Council:

1. Endorses the appointment of the following community representatives to the Tourism and Events Committee for a two year term in 2013 and 2014:
 - Karess Rhodes
 - Gary O'Neill
2. Writes to the applicants informing them of Council's decision.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

COMM 09

ITEM NO: COMM 09
FILE NO: 2012/4147
SUBJECT: APPOINTMENT OF COMMUNITY AND INDUSTRY
REPRESENTATIVES TO THE ENVIRONMENT ADVISORY
COMMITTEE (EAC)

RECOMMENDATION

That Council:

1. Offers community representative positions on Council's Environment Advisory Committee to the following applicants:
 - Signe Westerburg
 - Stephen Dobell-Brown
2. Offers the Industry representative position on Council's Environment Advisory Committee to the following applicant:
 - Tony Wales
3. Notifies the successful applicants of their appointments.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Harle**

That Council defers this item until for appointing community members is confirmed.

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

COMM 10

ITEM NO: COMM 10

FILE NO:

SUBJECT: JOINT COMMITTEE REPORT (BUDGET AND FINANCE, TOURISM AND EVENTS AND ECONOMIC DEVELOPMENT)

RECOMMENDATION

That Council:

1. Receives the minutes of the Budget and Finance Committee, Tourism and Events Committee and Economic Development Committee Joint Extraordinary Meeting.
2. Notes the Committees recommendation to support the sale of 1 Hoxton Park Road, provided that the funds are used towards an iconic facility for Liverpool.

COUNCIL DECISION

Motion:

Moved: Cllr Hadid

Seconded: Cllr Mamone

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

RECOMMENDATION

- 1. Has an independent valuation for 1-3 Hoxton Park Road been completed?**
 Two independent valuations have been commissioned.
- 2. When was it completed?**
 M J Davis Valuations completed a valuation as at 12 January 2011 and P J C Property Services – Property Valuers and Consultants completed a valuation on 22 May 2012.
- 3. If an independent valuation has not been completed in the last 6 months, why?**
 Valuation by P J C Property Services was completed in May 2012 and is considered to be relevant at today's date.
- 4. Was a valuation completed during the assessment of options for Council's accommodation after the fire in 2010?**
 M J Davis Valuations was completed prior to first Expressions of Interest.
- 5. How does that valuation (2010 or early 2011) and the current valuation compare?**
 M J Davis value was based on whole site being rezoned to B4 – Business \$9,400,000 and P J C Property Services value was based on current zoning of part B4 and part REI 1 Public Recreation \$8,625,000.
- 6. In percentage terms how do each of these valuations compare to the purchase offers which are currently being negotiated by the General Manager?**
 Difficult to determine as both parties are interested in only part of the site. Both offers are above the valuation on a prorate basis, one is approximately 4% greater and the other approximately 12% greater.
- 7. Is there a Plan of Management for Bigge Park? Is it available on the website, could I be provided with a copy of link for POM?**
 Yes there is a Plan of Management (POM) for Bigge Park and it is available on Council's website (<http://www.liverpool.nsw.gov.au/building-and-development/liverpools-planning-control/plans-of-management>) and a copy is attached.

8. When was it adopted, and was there public consultation? How long had the work been proposed?

The Bigge Park POM was adopted by Council in June 2008. As part of the POM recommendation, Council developed a Bigge Park Master Plan to guide the redevelopment. The master plan was placed on public exhibition in March 2011 and adopted by Council at its meeting held on of 23 May 2011 (Master Plan and Council Resolution Attached).

9. Was the work that was proposed (had the tender been approved) at the last Council meeting part of a staged parcel of works for Bigge Park? What stage was this work? When was the refurbishment of the Park commenced?

Council has recently upgraded the War Memorial and children's play facility at Bigge Park and remaining redevelopment works (minus any proposed commercial ventures) to occur at Bigge park were included in Contract WT2112. If Contract WT2112 was approved at the last Council meeting, works would be ready to commence now.

10. Did the work take into account the linkages with the rest of the CBD, the train station and the Hospital?

Yes, the master plan included improved pathway realignments to provide better access to the major landmarks surrounding the park such as the hospital and TAFE.

11. Would this work have completed the current scope of work?

Yes, the works identified in Contract WT2112 would have completed all proposed internal redevelopment works at Bigge Park and complemented the new streetscape works for Bigge and Elizabeth Streets proposed to be completed over the next two financial years.

12. Could the work be completed using other funding sources than the TIF fund?

Council determines the allocation of resources through the budget process each year. As such funds could also be sought from general revenue, the Town Improvement Fund or grant funding could be sought.

The current capital budget had \$630K from Section 94 allocated towards the redevelopment of Bigge Park. Council Officer's have identified additional Section 94 Funding which could be used to fund the Contractual short fall.

13. Has the tender that was presented at the last Council meeting lapsed?

No, tenders closed on 6 December 2012, with a 120 day validity period which would end around 29 March 2013, additionally the tenderer may, if required, agree to an extension to the validity period.

14. Could I be provided with a copy of the concept plans for Bigge Park?

Copy of Bigge Park Master Plan attached.

15. What benefits would the residents and users of the Park enjoyed had the works been completed as planned?

The works involved replacing ageing infrastructure (pathways, park furniture, lighting), delivering beautification works to the park by providing new pathway network, landscaping and lighting. The works proposed addressed much needed facilities such as improved accessibility and the development of the clock tower square which would provide a social space for the community and adjacent business, hospital staff and TAFE students.

QWNO 02

ITEM NO: QWNO 02
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE – CLR MAMONE

RECOMMENDATION

On the 28 November 2012, it was a resolution from Council, that \$153k surplus funds from the September 2012 quarter be allocated towards resources for Council's Planning Department to speed up a backlog of Development Assessments with a report in March 2013. Can a report be presented to Council at next council meeting with the following information?

- 1. How much of the \$153k surplus been used so far**
- 2. What means has council chosen for resources using this \$153k surplus**
- 3. How many DA's have been processed using this \$153k surplus**
- 4. How many DA's remain in the backlog waiting to be processed**

A report has been provided to the 27 March 2013 council meeting and includes responses to the above questions. Please refer to Directors Report DIRS 15

QWNO 03

ITEM NO: QWNO 03
FILE NO: 2013/0324
SUBJECT: QUESTIONS WITH NOTICE - CLR HARLE

RECOMMENDATION

- 1. Can Councillors be provided with a list of the Parks Mowing Maintenance Program for both the high growth summer period and the lesser winter growth period, and how is Council coping with the current unusual high growth period?**
- 2. DECC NSW operates an air quality monitoring station from the Rose Street Council Depot. Is Council provided with a regular update and analysis of the data collected by the equipment and its effect on the Liverpool LGA?**
- 3. How effective is the Rose Street monitoring equipment in analysing Particle Monitoring at dust producing industries located at Chipping Norton, Moorebank and Prestons?**

QWNO 04

ITEM NO: QWNO 04
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE - CLR SHELTON

RECOMMENDATION

When Council met on 5 November 2012 the sum of \$58,000.00 was appropriated to the 'Intermodal Fighting Fund', and a No Intermodal Committee consisting of Mayor Mannoun, Councillors Hadchiti, Mamone, Harle and Ristevski and five voting community members was established. Please:

- i. particularise what appropriations, if any, have been made from that fund since 5 November 2012,**
- ii. quote the resolutions, or recommendations for resolutions, if any, of the No Intermodal Committee, which supported such appropriations, and indicate the date or dates on which such resolutions were passed, and**
- iii. indicate the date or dates on which that Committee has since met including any attempted meetings which did not proceed due to lack of quorum (it is understood on the last occasion the committee was due to meet a quorum was not attained with only Councillors Harle and Ristevski attending) or for any other reason.**

THE MEETING CLOSED AT 9:17PM



MINUTES OF THE ORDINARY MEETING HELD ON 24 APRIL 2013

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 Farooq Portelli, General Manager
 Mrs Julie Hately, Executive Director
 Mr Milan Marecic, Acting Executive Director
 Ms Billie Sankovic, Manager - Council and Executive Support

The meeting commenced at 6:07pm

OPENING	6:07pm
PRAYER	The prayer of Council will be read by Pastor Paul from the Mosaic Liverpool Baptist Church
APOLOGIES	Nil

CONDOLENCES

Condolences Mr Dominic Bernard Syme

On behalf of Liverpool City Council, I would like to offer my deepest condolences to the family and friends of Mr Dominic Syme, who passed on Monday 15 April 2013.

Mr Syme was an Alderman of Liverpool City Council from 1980 – 1995. He was committed to civic life and representing the needs of the Liverpool community.

‘Dom’, as he was known by friends, will be remembered for his love of family, community and his activism for social and environmental causes. Beloved husband of Kathleen (deceased) and loving father and grandfather.

We convey our sincere condolences to Mr Syme’s family and friends at this time of great loss.

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Waller**

That Council sends a letter of condolence to the family of the late Mr Dominic Syme.

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

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 27 March 2013 be confirmed as a true record of that meeting.

Motion: **Moved: Clr Hadid** **Seconded: Clr Karnib**

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

DECLARATIONS OF INTEREST

Clr Harle declared a significant, non-pecuniary interest on the following items:

Item COMM 07 WARWICK FARM RACING PRECINCT
STEERING COMMITTEE

Reason: A family member has been nominated.

Clr Harle will leave the Chambers for the duration of this item

Clr Harle declared a significant, non-pecuniary interest on the following items:

Item GMRR 04 APPOINTMENT OF GROUP MANAGERS

Reason: An applicant is a member of my political party.

Clr Harle will leave the Chambers for the duration of this item.

PUBLIC FORUM

Presentations Nil

Representation Nil

MAYORAL MINUTE

Subject: Liverpool Urban Revitalisation

Report:

At the meeting on 27 March 2013, Council approved attendance at the Delivering Sustainable Future City Program presented by the United States Study Centre at the University of Sydney led by distinguished Urban Policy Professor Edward J. Blakely.

The intensive three days of lectures and workshops were held on Thursday to Saturday 4th to 6th of April. The conference was attended by the Deputy Mayor, Councillor Mamone, the General Manager, Council senior staff Tanya O'Brien, Manager Strategic Planning and Michael Cullen Manager Economic Development as well as myself. I want to thank the Councillors, General Manager and the staff for taking the time to attend the course which was an investment in the future of Liverpool.

The City of Liverpool is privileged to have the involvement of an urban policy expert of the calibre of Professor Ed Blakely. Professor Blakely has a distinguished career. He is an internationally recognised leader in urban community development and has been directly involved in strategic, planning, financing and real estate development and project management. He has extensive experience working with cities and communities around the world and in Australia including as Executive Director for Recovery for New Orleans after the devastation caused by Hurricane Katrina. Professor Blakely recently visited Liverpool and has committed to an ongoing close relationship advising our City.

The Sustainable Future City program comes at an exciting time for our City with Council's determined vision for a renewal of Liverpool building our future as the capital of south western Sydney.

To achieve our vision Liverpool must be a proud and confident City with a strong unique identity.

The new Council is proposing to undertake a City Centre Strategic Revitalisation which includes a number of exciting projects to achieve this vision in the following precincts:

- Macquarie Mall – public meeting place revitalisation
- Bigge Park and Hospital precinct - activation and connection to the city centre
- Southern CBD – stimulating economic growth and jobs
- Georges River – connectivity and destination opportunities
- Gateways to Liverpool – welcome to a proud city

Strategic planning work is underway for these projects and funds are proposed in the Strategic Plan.

It is important that Council brings forward a cohesive overarching urban plan to develop a clear picture of the quality and liveability of the public domain and provide a unified vision for Liverpool. To achieve this Council needs to engage a firm with extensive urban renewal and planning experience to provide a report on public spaces and public life for the City of Liverpool. This report will form the ongoing framework for specific projects and articulate one vision for Liverpool.

Recommendation

That Council:

1. Writes to thank the United States Study Centre at the University of Sydney for providing the course and working with City of Liverpool to address urban renewal challenges.
2. Appoints Professor Edward J. Blakely of the United States Study Centre at Sydney University as The Mayor's Honorary Advisor on Urban Revitalisation and a letter to this effect is sent thanking Professor Blakely for his generous offer.
3. Establishes the Council 'Liverpool City Centre Revitalisation' Committee under Clause 260 of the Local Government (General) Regulation 2005 for the purpose of overseeing the development and implementation of a City Centre Strategy as adopted by Council, to be chaired by the Mayor with Professor Ed Blakely as honorary co-chair.
4. Delegates to the 'Liverpool City Centre Revitalisation' Committee the decision making powers of Council in regards to the development and implementation of the City Centre Strategy subject to Section 377 of the Local Government Act 1993.
5. Receives a draft charter for the 'Liverpool City Centre Revitalisation Committee' at the next Council meeting for Council's consideration.
6. Nominates four councillors including the Mayor to the "Liverpool City Centre Revitalisation Committee"
7. Invites relevant experts, stakeholders and community members to participate in the 'Liverpool City Centre Revitalisation Committee' from time to time as determined by the Committee.
8. Commissions an urban design study for urban renewal and planning of public spaces and public life for the City of Liverpool in consultation with 'Liverpool City Centre Revitalisation' Committee by June 2013.

Motion: Moved: Mayor Mannoun

Motion of Dissent:

Clr Stanley and Clr Waller moved a motion of dissent against the recommendation of the Mayor

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

Division called:

For: Clr Harle, Clr Karnib, Clr Stanley, Clr Waller and Clr Shelton

Against: Mayor Mannoun, Clr Ristevski, Clr Hadid, Clr Mamone, Clr Hadchiti and Clr Balloot

Amendment: **Moved: Clr Waller** **Seconded: Clr Stanley**

That Council:

1. Writes to thank the United States Study Centre at the University of Sydney for providing the course and working with City of Liverpool to address urban renewal challenges.
2. Appoints Professor Edward J. Blakely of the United States Study Centre at Sydney University as The Mayor's Honorary Advisor on Urban Revitalisation and a letter to this effect is sent thanking Professor Blakely for his generous offer.
3. Establishes the Council 'Liverpool City Centre Revitalisation' Committee under Clause 260 of the Local Government (General) Regulation 2005 for the purpose of overseeing the development and implementation of a City Centre Strategy as adopted by Council, to be chaired by the Mayor with Professor Ed Blakely as honorary co-chair.
4. Receives a draft charter for the 'Liverpool City Centre Revitalisation Committee' at the next Council meeting for Council's consideration.
5. Nominates four councillors including the Mayor to the "Liverpool City Centre Revitalisation Committee'
6. Invites relevant experts, stakeholders and community members to participate in the 'Liverpool City Centre Revitalisation Committee' from time to time as determined by the Committee.
7. Commissions an urban design study for urban renewal and planning of public spaces and public life for the City of Liverpool in consultation with 'Liverpool City Centre Revitalisation' Committee by June 2013.

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

Motion of Dissent:

Clr Waller and Clr Stanley moved a motion of dissent against the recommendation of the Mayor.

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

Clr Hadchiti requested that his name be recorded as taken offence to the comment from Clr Waller.

Clr Stanley requested that her name be recorded as not taking offence to the comment made from Clr Waller.

On being put to the meeting the motion moved by the Mayor was declared CARRIED.

Clr Stanley, Clr Waller, Clr Shelton and Clr Karnib requested that their names be recorded as voting against.

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

That items NOMO 03, 02 & 01 be brought forward in this order

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

NOMO 03

ITEM NO: NOMO 03
FILE NO: 2013/0338
SUBJECT: CODE OF MEETING PRACTICE

RECOMMENDATION

That Council in accordance with s.361 and cognate provisions of the Local Government Act, 1993 endorses and places on public exhibition for a period twenty-eight days an amendment to its Code of Meeting Practice effected by inserting the following sentence between the two sentences already appearing in cl.16(4):

'Further, except in the case of great urgency, the chairperson shall not otherwise accept as lawful any proposed motion (or amendment) purporting to allocate or transfer resources unless such proposed motion (or amendment) has been the subject of an advance formal notice of motion in accordance with this clause and such notice specifically addresses in writing the manner in which it is suggested the proposed allocation or transfer is consistent with and in furtherance of Council's service delivery programs.'

And that Council thereafter:

1. Receives submissions for a period of not less than forty-two days after the date on which the revised Code is placed on public exhibition, and
2. Be provided with a further report following the receipt and review of any public submissions.

COUNCIL DECISION

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

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

That Council:

1. Amends the Code of Meeting practice by deleting Clause 18 (1) and deleting all the words after Mayor in Clause 18 (4), if permissible under the Local Government 1993.
2. Places the amendments on exhibition for the statutory exhibition period.

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

Division of Council was called by Clr Stanley.

For: Clr Stanley, Clr Shelton, Clr Karnib, Clr Harle, Clr Waller

Against: Mayor Mannoun, Clr Hadchiti, Clr Mamone, Clr Ristevski, Clr Balloot,
Clr Hadid

On being put to the meeting the foreshadowed motion moved by Clr Hadchiti was declared CARRIED.

Clr Stanley, Clr Waller, Clr Shelton and Clr Karnib requested that their names be recorded as voting against the foreshadowed motion.

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0338
SUBJECT: CODE OF MEETING PRACTICE

RECOMMENDATION

That Council in accordance with s.361 and cognate provisions of the Local Government Act, 1993 endorses and places on public exhibition for a period of twenty-eight days an amendment to its Code of Meeting Practice effected by adding the following sentence to the end of cl.16(2):

'Further, in the event such a motion involves an appropriation or transfer of resources to or for unrelated purposes or reserves then each such appropriation or transfer must be put to the Council separately and voted on separately should any one or more Councillors make it known that she, he or they require the opportunity to vote on such transfer or appropriation independently from any other proposed transfer or appropriation.'

And that Council thereafter:

1. Receives submissions for a period of not less than forty-two days after the date on which the revised Code is placed on public exhibition, and
2. Be provided with a further report following the receipt and review of any public submissions.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Stanley, Clr Shelton, Clr Karnib and Clr Waller requested that their names be recorded as voting for the motion.

NOMO 01

NOTICES OF MOTION

ITEM NO: NOMO 01
FILE NO: 2013/0338
SUBJECT: CODE OF MEETING PRACTICE

RECOMMENDATION

That Council in accordance with s.361 and cognate provisions of the Local Government Act, 1993 endorses and places on public exhibition for a period twenty-eight days an amendment to its Code of Meeting practice effected by inserting the following cl.15(11):

'15(11) The agenda or business papers must not be added to by way of subsequent addenda or other material unless such subsequent addenda or other material are published and available to the Public at the same time as the business papers generally or are deemed by the Chief Executive Officer to encompass such unusual circumstances or otherwise be of a nature such that it is inexpedient to delay putting such addenda or material before the Council until its next scheduled meeting.'

And that Council thereafter:

1. Receives submissions for a period of not less than forty-two days after the date on which the revised Code is placed on public exhibition, and
2. Be provided with a further report following receipt and review of any public submissions.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Hadid requested that his name be recorded as voting against the motion.

Clr Stanley, Clr Shelton, Clr Karnib and Clr Waller requested that their names be recorded as voting for the motion.

NOMO 04

ITEM NO: NOMO 04
FILE NO: 2013/0338
SUBJECT: ADVERTISING TRAILERS

RECOMMENDATION

That:

1. Council conducts an urgent review of Signage on Council Land Policy.
2. Council makes amendments to this policy include trailers parking when they are not attached to a vehicle.
3. The new policy be provided to Council for discussion at its June 2013 meeting.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That the recommendation be adopted.

Amendment: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council:

1. Conducts an urgent review of Signage on Council Land Policy.
2. Seeks legal advice on making amendments to this policy to include trailers parking when they are not attached to a vehicle.
3. Receives a new policy for discussion at its June 2013 meeting.

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

Clr Stanley, Clr Waller, Clr Shelton and Clr Karnib requested that their names be recorded as voting for the motion.

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

That the Mayoral Minute nomination be resubmitted to call for nominations.

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

Nominations were called for the Mayoral Minute.

Clr Hadchiti nominated: Clr Hadid, Clr Ristevski, Clr Balloot and Clr Mamone.

Clr Stanley nominated: Clr Shelton, Clr Karnib, Clr Stanley

Declared elected: Clr Hadid, Clr Ristevski, Clr Balloot and Clr Mamone

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 01

ITEM NO: IHAP 01
FILE NO: 1619/2012
SUBJECT: DEVELOPMENT APPLICATION DA-1619/2012: ATTACHED DWELLING DEVELOPMENT COMPRISING 13 DWELLINGS AND ASSOCIATED SUBDIVISION

RECOMMENDATION

That Council:

1. Approves Development Application DA-1619/2012 for the construction of thirteen two storey terrace style dwellings at Lot 4145 Playford Terrace, Moorebank be approved subject to conditions.
2. Supports the variation to Clause 4.1 - Minimum subdivision lot size made pursuant to Clause 4.6 of LLEP 2008.
3. Supports the variation to Clause 4.4 - Floor Space Ratio made pursuant to Clause 4.6 of LLEP 2008.
4. Notifies interested parties of Council's decision.

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.

Councillors voted unanimously for this motion.

GENERAL MANAGER'S REPORT

GMRR 01

ITEM NO: GMRR 01
FILE NO: 2011/6207
SUBJECT: DRAFT GROWING LIVERPOOL 2023 COMMUNITY STRATEGIC PLAN AND ASSOCIATED DOCUMENTS

RECOMMENDATION

That Council:

1. Places the draft Community Strategic Plan, Delivery Program and Operational Plan on public exhibition from Wednesday 1 May until Wednesday 29 May 2013 to allow for public comments and submissions;
2. Receives a further report after a review of public submissions at its meeting scheduled to be held on Wednesday 26 June 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That the recommendation be adopted.

Amendment: **Moved: Cllr Stanley** **Seconded: Cllr Waller**

That Council defers this report to allow Councillors time to consider the Community Strategic Plan, Delivery Program and Operational Plan.

Cllr Mamone left the chambers at 7:21pm.

On being put to the meeting the amendment moved by Cllr Stanley was declared LOST, the motion moved by Cllr Hadchiti was declared CARRIED.

Note: Cllr Mamone was absent from the chambers when this item was voted on.

GMRR 02

ITEM NO: GMRR 02
FILE NO: 2012/1002
SUBJECT: 2013 NATIONAL GENERAL ASSEMBLY OF LOCAL GOVERNMENT

RECOMMENDATION

That Council puts forward the following motions to the National General Assembly of Local Government Conference:

1. That the National General Assembly call on the federal government to work in partnership with local and regional growth councils and provide additional resources to support the delivery of critical employment, infrastructure and services that meet the demands of a growing population.
2. That the National General Assembly call on the federal government to confirm the government's position in regard to the Badgery's Creek site as the second airport for Sydney and to commit to either removing the planning restrictions that apply to the Badgery's Creek site, or, commencing the appropriate studies to determine the economic, environmental and social impacts of the locating the second Sydney airport at this site.

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.

Note: Clr Mamone was absent from the chambers when this item was voted on.

GMRR 03

ITEM NO: GMRR 03
FILE NO: 2009/0972
SUBJECT: COUNCIL REPRESENTATION ON THE CLUBS GRANTS SCHEME
LOCAL COMMITTEE

RECOMMENDATION

That Council nominates the Mayor (or delegate) as Council's representative on the ClubGRANTS local committee.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Balloot**

Cllr Mamone returned to the Chambers at 7:26pm.

That the recommendation be adopted.

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

GMRR 04

ITEM NO: GMRR 04
FILE NO: 2009/0972
SUBJECT: APPOINTMENT OF GROUP MANAGERS

RECOMMENDATION

That Council:

1. Moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of the appointment of Group Managers in accordance with Section 10A(2) (a) of the Local Government Act 1993.
2. Reverts back to open Council once Council has considered the confidential aspects of the report.

COUNCIL DECISION

Clr Waller left the chambers at 7:28pm.

Clr Waller returned to the chambers at 7:30pm.

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

That Council:

1. Allows the General Manager to provide an update to Council on the process for recruiting of the Group Managers.
2. Moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of the appointment of Group Managers in accordance with Section 10A(2) (a) of the Local Government Act 1993.
3. Reverts back to open Council once Council has considered the confidential aspects of the report.

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

DIRECTORATE REPORT

DIRS 01

ITEM NO: DIRS 01
FILE NO: 2007/2090
SUBJECT: DRAFT COMMUNITY SAFETY AND CRIME PREVENTION STRATEGY 2013-2017

RECOMMENDATION

That Council:

- 1. Places the draft Community Safety and Crime Prevention Strategy 2013-2017 on public exhibition for a period of 28 days inviting public submissions.
- 2. Receives a further report on the Community Safety and Crime Prevention Strategy, following the public exhibition period, incorporating public feedback.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

- 1. Places the draft Community Safety and Crime Prevention Strategy 2013-2017 on public exhibition for a period of 28 days inviting public submissions.
- 2. Receives a further report on the Community Safety and Crime Prevention Strategy, following the public exhibition period, incorporating public feedback.
- 3. Includes a message from the Mayor in addition to one from the General Manager in this document and similar public documents of Council.
- 4. Inserts a new Action to 'Alcohol and Other Drugs: 'Convene a Mayor's Round Table comprising stakeholders and service providers of methadone treatments and services in the City of Liverpool to develop an action plan to better mitigate and manage the impacts of methadone services in the City.'
- 5. Amends Vandalism and Malicious Damage Actions by adding 'within one business day of being reported or recorded by Council' to the first Action.
- 6. Adds a new Action: 'Council will support Community Service Orders that target young offenders to remove graffiti in the Liverpool LGA.'

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

DIRS 02

ITEM NO: DIRS 02
FILE NO: 2013/0819
SUBJECT: PROPOSED EASEMENT FOR PADMOUNT SUBSTATION ON LOT 2
 DP 1087825 MCIVER AVENUE, MIDDLETON GRANGE

RECOMMENDATION

That Council:

1. Grants an easement to Endeavour Energy for the padmount substation to be installed on Lot 2 DP1087825, known as Cessna Park, McIver Avenue, Middleton Grange;
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 formalisation of the easement to be signed under Power of Attorney by Council's delegated officer;
4. Transfers the compensation amount detailed in the confidential attachment to the Property Development 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.

DIRS 03

ITEM NO: DIRS 03
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT MARCH 2013

RECOMMENDATION

That Council receives and notes the report.

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.

DIRS 04

ITEM NO: DIRS 04
FILE NO: 2012/1938
SUBJECT: DONATIONS REPORT

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of \$800 under the Sporting Donations Program as summarised in the table below:

Sporting Donations	Amount
Sina Wildraut	\$200
Leilani Brewer	\$200
Georgia Heath	\$200
Rory Southwell	\$200

2. Endorses the Financial Contribution Panel's recommendations for the provision of \$16,649.66 under the General Community Donations Program as summarised in the table below:

Organisation Name	Project	Amount
AFAQ Culture Arts and Sports Association	Organisation launch and cultural event	\$4,000
Liverpool Sudanese Australian Union Inc	Arabic Language School	\$1,518.66
IGBO Association of NSW	IGBO Language School	\$631
United Kurdish Association in NSW	NOWRUZ Celebration	\$2,000
Spanish and Italian Speaking Seniors Group	Spanish and Italian Speaking Seniors Group	\$2,000
Liverpool Social Association Inc	Youth awareness event	\$3,000
Australian Ethiopian Community Good Family Welfare Inc	Community education program	\$3,500

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

DIRS 05

ITEM NO: DIRS 05
FILE NO: 2012/3573
SUBJECT: ADOPTION OF CUSTOMER FEEDBACK POLICY

RECOMMENDATION

That Council:

1. Adopts the Customer Feedback Policy attached to this report.
2. Continues to carry out customer service training for all staff incorporating the Customer Feedback Policy.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Waller**

That Council:

1. Adopts the Customer Feedback Policy attached to this report with the following amendment:
 Replace clause 4.40 of the attached draft policy with:
 'The Manager Customer Service is to monitor feedback and to provide a summary report to the Council every three months as part of Council's quarterly performance review, and the General Manager every month, setting out the number of complaints and compliments received in particular Council work units.'
2. Continues to carry out customer service training for all staff incorporating the Customer Feedback Policy.

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

DIRS 06

ITEM NO: DIRS 06
FILE NO: 2012/4122
SUBJECT: TENDER ST2235 - MANAGEMENT OF LEISURE AND AQUATIC CENTRES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Defers Tender ST22335 to the next Council meeting and requests the General Manager to:
 1. Receives a comprehensive briefing on the tender submissions including business plans and full referees.
 2. Confirms with tenderers that Council may determine to separate the venues and they will accept that outcome.
 3. Canvases with Tenderers that if they were successful would they consider retaining existing events staff for a period of not less than one year.

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

Councillors voted unanimously for this motion.

DIRS 07

ITEM NO: DIRS 07
FILE NO: 2012/3172
SUBJECT: TENDER ST2204 CLEANING OF LIVERPOOL LIBRARY AND
MUSEUM

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

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.

DIRS 08

ITEM NO: DIRS 08
FILE NO: 2010/0452
SUBJECT: PROPOSED DISPOSAL OF LOT 100 DP 30136, 46 APEX STREET,
LIVERPOOL

RECOMMENDATION

That Council:

1. Approves the sale of Lot 100 DP 30136, 46 Apex Street, Liverpool, for the price and terms outlined in the confidential attachment;
2. Rescinds the 8 October 2012 Council resolution granting an easement for underground electricity cables over Lot 100 DP 30136, 46 Apex Street, Liverpool to Endeavour Energy, as it is no longer required;
3. 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 the Council is conducting (or proposes to conduct) business;
4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision; and
5. Transfers the net proceeds from the sale to the Property Development Reserve.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

DIRS 09

ITEM NO: DIRS 09
FILE NO: 2012/1432
SUBJECT: PROPOSED EASEMENT 'RIGHT OF CARRIAGEWAY' OVER LOT 103
DP 877139, 1 HOXTON PARK ROAD, LIVERPOOL

RECOMMENDATION

That Council:

1. Surrenders the existing right of carriageway easement over Lot 103 DP 877139 benefiting Lot 104 DP 877139;
2. Approves the registration of a new right of carriageway easement over Lot 103 DP 877139 that incorporates the existing access handle from Hoxton Park Road to benefit Lot 104 DP 877139, Woodward Park and Hillier Oval;
3. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

DIRS 10

ITEM NO: DIRS 10
FILE NO: 2009/0880
SUBJECT: PROPOSED AMENDMENT ON THE MINING SEPP TO ESTABLISH
COAL SEAM GAS EXCLUSION ZONES AROUND RESIDENTIAL
ZONED LAND

RECOMMENDATION

That Council:

1. Endorses the draft submission sent on behalf of Council on 12 April 2013 in response to the exhibition of the State Environmental Planning Policy (Mining, Petroleum Production and Extractive Industries) Amendment (Coal Seam Gas Exclusion Zones) 2013.
2. Writes to the Department of Planning and Infrastructure notifying the Department of its endorsement of the draft submission.

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.

DIRS 11

ITEM NO: DIRS 11
FILE NO: 2008/0920
SUBJECT: SECOND VARIATION TO HOXTON PARK VOLUNTARY PLANNING AGREEMENT BETWEEN LIVERPOOL CITY COUNCIL AND MIRVAC PROJECTS AND MIRVAC HOMES

RECOMMENDATION

That Council enters into the Second Variation to the Hoxton Park Voluntary Planning Agreement between Liverpool City Council, Mirvac Projects (P/L) and Mirvac Homes NSW.

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.

Councillors voted unanimously for this motion.

DIRS 12

ITEM NO: DIRS 12
FILE NO: 22012/3209
SUBJECT: COMMUNITY CONSULTATION RELATING TO NSW PLANNING
WHITE PAPER

RECOMMENDATION

That Council:

1. Holds a community briefing and feedback workshop at the Rural Forum and Central Forum within a month of release of the White Paper's release (or as soon as practicable).
2. Arranges a community briefing and feedback workshop at the Liverpool Library to be held on a Saturday (or as soon as practicable) and in any case, within a month of release of the White Paper's.
3. Publicises the release of the White Paper through Liverpool City News and the Council website, and allows for electronic lodgement of submissions on the website.
4. Prepares a submission to the NSW Government in response to the White Paper which includes representation of the views of the community collected at the community workshops.
5. Provides a report to Council outlining the submission to the Department of Planning and Infrastructure.
6. Writes to the Department of Planning and Infrastructure suggesting they hold community information sessions within Liverpool CPAC or Library (dependant on projected attendance rates), offering waiver/subsidy of booking fees on this occasion.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

DIRS 13

ITEM NO: DIRS 13
FILE NO: 2012/3499
SUBJECT: LISTING AS A RECOGNISED CONTRACTOR FOR BUSH
REGENERATION WORKS - RCL2217

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Harle**

That Council:

1. Accept the recommendations of the Steering Committee for Tender RCL2217 Bush Regeneration Works to be included on a Panel of Recognised Contractors for two years with a three year optional extension period, which will be exercised at Council's sole discretion. The Recognised Contractors are:
 - Bush-It Pty Ltd
 - Ecohort Pty Ltd
 - Greening Australia NSW
 - Southern Habitat (NSW) Pty Ltd
 - Toolijooa Pty Ltd
 - Total Earth Care Pty Ltd

2. Note that the Acting Executive Director, in accordance with his delegated authority, will finalise all details and sign the Letters of Acceptance for all recognised contractors to be included in the tender, giving it contractual effect.

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

Councillors voted unanimously for this motion.

DIRS 14

ITEM NO: DIRS 14
FILE NO: 2012/0129
SUBJECT: TENDER RCL1583 MANUFACTURE, SUPPLY AND INSTALLATION
OF PLAYGROUND EQUIPMENT

RECOMMENDATION

That Council:

1. Accept all standing offers and place the tenderers on a panel of Recognised Contractors for the Manufacture, Supply and Installation of Playground Equipment. They include:
 - Australasian Playgrounds Pty Ltd
 - Parkequip Pty Ltd
 - Hansen Pty Ltd t/a Forpark Australia
 - Play By Design Pty Ltd
2. Notes that the Acting Executive Director will finalise all details and sign the Letter of Acceptance for all tenders, giving it contractual effect, in accordance with his delegated authority.
3. Keeps the confidential attachment pursuant to the provision of Section 104 (2Xc) 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 proposed to conduct) business.

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.

Councillors voted unanimously for this motion.

DIRS 15

ITEM NO: DIRS 15
FILE NO: 2007/1241
SUBJECT: A REVIEW OF THE MOOREBANK VOLUNTARY ACQUISITION SCHEME

RECOMMENDATION

That Council:

1. Receives and notes the contents of the report.
2. Reaffirms its commitment to the Moorebank Voluntary Acquisition Scheme.
3. Continues to lobby the State Government seeking additional funding to expedite the completion of the scheme.
4. Continues to lobby the Federal Government to recommit funding towards this important scheme.

COUNCIL DECISION

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

That Council:

1. Receives and notes the content of the report.
2. Temporarily suspends the allocation of funds towards the scheme, other than those funds already directed for the purpose of existing acquisition negotiations, citing the financial and budgetary constraints faced by the Council and notifies the State and Federal government accordingly.
3. Writes to the State and Federal government outlining the financial burden on Council (referring actual dollar figures) seeking from them the allocation of funds to acquire the remaining properties in a swift manner.
4. Convenes a meeting of emergency services to update the emergency procedures for the area.
5. Commences community consultation to utilise the existing properties acquired by Council.

Foreshadowed Motion:

Moved: Clr Waller

Seconded: Clr Shelton

That Council:

1. Receives and notes the contents of the report.
2. Reaffirms its commitment to the Moorebank Voluntary Acquisition Scheme.
3. Continues to lobby the State Government seeking additional funding to expedite the completion of the scheme.
4. Continues to lobby the Federal Government to recommit funding towards this important scheme.

On being put to the meeting the motion moved by Clr Hadchiti was declared CARRIED.

Clr Shelton, Clr Waller, Clr Stanley and Clr Karnib be recorded as voting against.

DIRS 16

ITEM NO: DIRS 16
FILE NO: DA-1941/2012
SUBJECT: DEVELOPMENT APPLICATION DA-1641/2012: STAGED
SUBDIVISION

RECOMMENDATION

That Council:

1. Suspends the IHAP Charter in the consideration of this development application (DA-1941/2012); and
2. Approves Development Application DA-1941/2012 for the staged subdivision of four lots into eight lots (stage 1) and subsequent lot consolidation (Stage 2) subject to conditions of consent.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

COMMITTEE REPORTS

COMM 01

ITEM NO: COMM 01
FILE NO: 2005/0603
SUBJECT: LOCAL TRAFFIC COMMITTEE MINUTES OF THE MEETING HELD ON
 13 MARCH 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the LTC meeting held on 13 March 2013.
2. Adopt the following recommendations of the LTC meeting held on 13 March 2013.

a. Item 1 - Kingsford Smith Avenue, Middleton Grange - Proposed Raised Threshold at Children's Crossing

- i. Provision of raised threshold at the previously approved flagged children's crossing location be approved on Kingsford Smith Avenue, Middleton Grange.
- ii. Councils City Assets section be requested to include a raised threshold (along with all the required signs and line marking) as part of the design for the flagged children's crossing.
- iii. A detailed design layout to be submitted to LTC for approval prior to installation.
- iv. Council to initiate investigation for the design of traffic signals at Flynn Avenue and Kingsford Smith Avenue (in consultation with the Roads and Maritime Services).
- v. Council to investigate early construction of the proposed roundabout at the intersection of Kingsford Smith Avenue and Southern Cross Avenue.

Item 2 - Marsden Road, Liverpool – Request for Combined Children's Crossing

- i. The existing Marked foot crossing on Marsden Road be upgraded to a combined childrens crossing.
- ii. Marsden Road Public School be notified of the upgrade and that they sign the Childrens Crossing Flags agreement.

Item 3 - Wyattville Drive, Greenway Park – Request for Combined Children's Crossing

- i. The existing Marked foot crossing on Wyattville Drive be upgraded to a combined Children's Crossing.
- ii. The RMS be requested to install the required signs and lines including Children's Crossing Flags.
- iii. Greenway Park Public School be notified of the upgrade and that they sign the Children's Crossing Flags agreement.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

COMM 02

ITEM NO: COMM 02
FILE NO: 2011/6251
SUBJECT: LIVERPOOL YOUTH COUNCIL MINUTES OF MEETING HELD ON 19 MARCH 2013 AND ENDORSEMENT OF YOUTH COUNCILLORS

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Youth Council meeting held on 19 March 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

COMM 03

ITEM NO: COMM 03
FILE NO: 2011/6197
SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MINUTES OF THE
MEETING HELD ON 6 MARCH 2013

RECOMMENDATION

That Council receives and notes the minutes of the Aboriginal Consultation Committee meeting held on 6 March 2013.

COUNCIL DECISION

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

That the recommendation be adopted.

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

COMM 04

ITEM NO: COMM 04
FILE NO: 2006/0983
SUBJECT: LIVERPOOL CITY SPORTS COMMITTEE MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Sports Committee meeting held on 29 November 2012.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

COMM 05

ITEM NO: COMM 05
FILE NO: 2012/3791
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES OF MEETING
HELD 3 APRIL 2013

RECOMMENDATION

That Council:

1. Receive and notes the minutes of the Economic Development Committee meeting held on 3 April 2013.
2. Endorses the continuation of travel by the Mayor post the US Studies Centre study tour to pursue business and investment leads in the United States and United Kingdom. Travel costs are to be managed within the existing budget allocation for Council participation in the US Studies Centre Program.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Waller**

That Council:

1. Receives and notes the minutes of the Economic Development Committee meeting held on 3 April 2013.
2. Notes the Mayor comments that he will not be continuing onto the United Kingdom.

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

COMM 06

ITEM NO: COMM 06
FILE NO: 2013/0699
SUBJECT: HERITAGE ADVISORY COMMITTEE COMMUNITY MEMBER
NOMINATION ASSESSMENT

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of the Heritage Advisory Committee Community Member Nomination Assessment 10A(2) (b) of the Local Government Act 1993.

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

COMM 07

ITEM NO: COMM 07
FILE NO: 2013/0134
SUBJECT: WARWICK FARM RACING PRECINCT STEERING COMMITTEE

RECOMMENDATION

That Council:

1. Adopts the Warwick Farm Racing Precinct Steering Committee Terms of Reference.
2. Adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

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

That Council moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of the Warwick Farm Racing Precinct Steering Committee 10A(2) (b) of the Local Government Act 1993.

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

COMM 08

ITEM NO: COMM 08
FILE NO: 2012/2112
SUBJECT: NO INTERMODAL COMMITTEE MINUTES OF MEETING

RECOMMENDATION

That Council notes the Minutes of the No Intermodal Working Party meeting held on 26 March 2013.

COUNCIL DECISION

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

That the recommendation be adopted.

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

CORRESPONDENCE REPORTS

CORR 01

ITEM NO: CORR 01
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

CORR 02

ITEM NO: CORR 02
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE REPORT PART
TWO

RECOMMENDATION

That Council receives and notes the report.

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.

Clr Hadchiti left the chambers at 8:19pm.

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0324
SUBJECT: QUESTIONS WITH NOTICE – CLLR HARLE

RECOMMENDATION

- 1. Can Councillors be provided with a list of the Parks Mowing Maintenance Program for both the high growth summer period and the lesser winter growth period, and how is Council coping with the current unusual high growth period?**

Council's Park Mowing Program is as follows:

Sports fields = Every two weeks
 Passive parks = Every three to four weeks
 Open Space = Every four to six weeks

This is a year round program however, if inspections of these locations during the winter growth periods highlight growing is slowed these programs are supplemented by tree and shrub planting and mulching programs.

Currently the programs are behind schedule by about a week, this is due to the period of rain followed by warm weather which has been perfect conditions for turf growth. This environment has also meant that the grass is extremely long at the time of cutting which further slows the program as the tractors and mowers must work slower to get through the long grass.

- 2. DECC NSW operates an air quality monitoring station from the Rose Street Council Depot. Is Council provided with a regular update and analysis of the data collected by the equipment and its effect on the Liverpool LGA?**

Hourly data is available publically on the Office of Environment & Heritage web pages for the dust and particle concentration monitors. Liverpool Council uses the Liverpool air pollution data and Sydney – South West regional air quality data in the Council's annual State of the Environment reports.

3. How effective is the Rose Street monitoring equipment in analysing Particle Monitoring at dust producing industries located at Chipping Norton, Moorebank and Prestons?

Monitoring at Liverpool Rose St is intended to provide information on a regional basis for areas surrounding the monitoring site and was not intended to provide air quality information on emissions from peak sources. The NSW Government currently has no plans to undertake additional air quality monitoring using portable devices in the Liverpool region.

QWNO 02

ITEM NO: QWNO 02
FILE NO: 2013/0324
SUBJECT: QUESTIONS WITH NOTICE – CLR HARLE

RECOMMENDATION

Residents of West Rossmore have raised questions regarding the progress of investigations into substantial quantities of land fill transported onto the Bellfield College site at 29/31 Rossmore Ave West Rossmore.

This matter was brought to Councils' attention in June 2012. At the time a Notice of Motion called for Councillors to inspect the site, prior to Council elections in September 2012, that has yet to occur.

Substantial earth works have occurred at the College since June 2012. Those works are highly likely to affect the natural water course traversing it and neighbouring properties, including environmentally sensitive market garden "farms" along the water course.

Residents have provided dated photographic evidence of truck movements transporting fill onto sections of the site. That fill includes boulders used to line the substantially modified dam now in the centre of the property. The latter is obvious in commercially available "Nearmaps" aerial terrain photographs taken progressively since June 2012. The fill is up to 3 metres in height and appears not to be all from "cut and fill" operations within the boundaries of the property.

Questions:

- 1. Has Council carried out investigations of previously raised concerns of illegal fill and if so when can I be supplied with a copy of the results?**
- 2. Could I also be supplied or given access to the applicable approved DA documents for the site?**
- 3. Since a Private Certifier was used by the College, does Council have access to the following documents and if so, when can I be provided with a copy of;**
 - a. Engineering details of land fill and surveyor's reports of land levels before and after current earth works were carried out?**
 - b. Flood report/study for the property?**
 - c. A current erosion and sedimentation control plan for the property?**
 - d. A wastewater /recycled water management study and where the waste water drains to?**

- e. A statement of Environmental Effects of drainage patterns and their impact on adjoining properties?**
- f. A history of landfill on the site and where the fill came from?**
- g. Are there any hazardous chemicals involved and is there a materials test report available of the fill?**

QWNO 03

ITEM NO: QWNO 03
FILE NO: 2013/0323
SUBJECT: QUESTIONS WITH NOTICE – CLR SHELTON

RECOMMENDATION

When Council met on 5 November 2012 the sum of \$58,000.00 was appropriated to the 'Intermodal Fighting Fund', and a No Intermodal Committee consisting of Mayor Mannoun, Councillors Hadchiti, Mamone, Harle and Ristevski and five voting community members was established. Please:

- i. particularise what appropriations, if any, have been made from that fund since 5 November 2012,**

No appropriations have been made from the fund to date.

- ii. quote the resolutions, or recommendations for resolutions, if any, of the No Intermodal Committee, which supported such appropriations, and indicate the date or dates on which such resolutions were passed, and**

There are no resolutions or recommendations from the No Intermodal Committee in this regard.

- iii. indicate the date or dates on which that Committee has since met including any attempted meetings which did not proceed due to lack of quorum (it is understood on the last occasion the committee was due to meet a quorum was not attained with only Councillors Harle and Ristevski attending) or for any other reason.**

The No Intermodal Working Party met on 3 July 2012.

The No Intermodal Committee Charter was adopted by Council on 28 November 2012.

The No Intermodal Committee met on 26 February 2013, however as there was no quorum the attendees discussed items which were raised at the next meeting.

The Committee met on 26 March 2013 and had a quorum. The Committee discussed the meeting notes from 26 February 2013 as well as other items. Minutes of this meeting are to be considered by Council at the 24 April 2013 meeting.

The next meeting scheduled for 23 April 2013.

QWNO 04

ITEM NO: QWNO 04
FILE NO: 2013/0324
SUBJECT: QUESTIONS WITH NOTICE – CLR STANLEY

RECOMMENDATION

1. Please advise the net \$ amount of income/loss from 33 Moore Street Liverpool for the following years 2011, 2012 and projected for 2013.
2. Is this amount available by leasee or business for example parking/floor by floor?
3. To what account/reserve are these funds allocated?
4. Is there a plan for the money that may be generated from any profits for 33 Moore St., or is there a generic plan for all Council owned buildings.
5. Please provide a copy of this plan.
6. What maintenance has been completed since Council's purchase in April 2011?
7. When were Senior Officers made aware of the 33 Moore Street failure to meet fire standards?
8. How long has the building been non compliant?
9. Were Council officers aware of any issues on the purchase of the building?
10. What steps were taken to address these issues (if they did exist on purchase) and when was this completed?
11. When will the restrictions regarding entry be lifted.
12. When will the upgrade be completed?
13. What is the total cost of this upgrade?
14. What are the plans for further upgrades to 33 Moore Street and when will they commence?
15. What is the status of the fire safety issue of the Main Library in George Street?

Clr Hadchiti returned to the Chambers at 8:20pm.

Motion:

Moved: Clr Hadchiti

Seconded: Clr Hadid

That Council have a 10 minute recess at 8:20pm and then move into Closed Session to consider items GMRR 04, COMM 06 and COMM 07.

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

The meeting was adjourned at 8:20pm.

The public, media representatives and Council officers departed the Chambers.

Council moved into Closed Session at 8.36pm.

COMM 06

ITEM NO: COMM 06
FILE NO: 2013/0699
SUBJECT: HERITAGE ADVISORY COMMITTEE COMMUNITY MEMBER
NOMINATION ASSESSMENT

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Clr Waller left the chambers at 9:12pm.

Clr Waller returned to the Chambers at 9:14pm.

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

That Council:

1. Appoints the following four community members as the community representatives to the Heritage Advisory Committee for a term of two years:
 - Vicki Andrews
 - Alison Cukic
 - Ruth Grimson
 - Norma Shelley

2. Writes to the unsuccessful applicants thanking them for their interest in the Committee.

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

COMM 07

ITEM NO: COMM 07
FILE NO: 2013/0134
SUBJECT: WARWICK FARM RACING PRECINCT STEERING COMMITTEE

RECOMMENDATION

That Council:

1. Adopts the Warwick Farm Racing Precinct Steering Committee Terms of Reference.
2. Adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council:

1. Appoints the following organisational stake holder to the Warwick Farm Racing Precinct Steering Committee:
 - Sydney Water
 - Liverpool Hospital
 - Australia Turf Club
 - NSW Horse Trainers Association
2. Appoints the following community stakeholder representative to the Warwick Farm Racing Precinct Steering Committee:
 - Mr Marc Conners as the Residential Property Owner Stakeholder representative
 - Mr Joe Catania as the Industrial Property Owner Stakeholder representative
 - Mr Ronald Leemon as the Horse Trainer residing in Warwick Farm Stakeholder representative.
3. Readvertise the position of Horse Transport Company stakeholder representative.
4. Writes to the unsuccessful nominees thanking them for their interest in the steering committee.
5. Adopts the Warwick Farm racing precinct Steering Committee terms of reference.

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

Cllr Stanley asked that her name be recorded as voting against the motion.

Note: Cllr Harle was absent from the chambers when this item was voted on.

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

Open Council resumed at 9:16pm

On re-opening the meeting to the public, the resolutions of Council on items GMRR 04, COMM 06 and COMM 07 were read by the Chairperson:

GMRR 04

ITEM NO: GMRR 04
FILE NO: 2009/0972
SUBJECT: APPOINTMENT OF GROUP MANAGERS

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That Council receives and notes that the General Manager consulted Council with regard to the appointment of all Group Managers excluding the Group Manager Planning.

COMM 06

ITEM NO: COMM 06
FILE NO: 2013/0699
SUBJECT: HERITAGE ADVISORY COMMITTEE COMMUNITY MEMBER
NOMINATION ASSESSMENT

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Hadchiti**

That Council:

1. Appoints the following four community members as the community representatives to the Heritage Advisory Committee for a term of two years:
 - Vicki Andrews
 - Alison Cukic
 - Ruth Grimson
 - Norma Shelley

2. Writes to the unsuccessful applicants thanking them for their interest in the Committee.

COMM 07

ITEM NO: COMM 07
FILE NO: 2013/0134
SUBJECT: WARWICK FARM RACING PRECINCT STEERING COMMITTEE

COUNCIL DECISION

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

That Council:

1. Appoints the following organisational stake holder to the Warwick Farm Racing Precinct Steering Committee:
 - Sydney Water
 - Liverpool Hospital
 - Australia Turf Club
 - NSW Horse Trainers Association
2. Appoints the following community stakeholder representative to the Warwick Farm Racing Precinct Steering Committee:
 - Mr Marc Conners as the Residential Property Owner Stakeholder representative
 - Mr Joe Catania as the Industrial Property Owner Stakeholder representative
 - Mr Ronald Leemon as the Horse Trainer residing in Warwick Farm Stakeholder representative.
3. Readvertise the position of Horse Transport Company stakeholder representative.
4. Writes to the unsuccessful nominees thanking them for their interest in the steering committee.
5. Adopts the Warwick Farm racing precinct Steering Committee terms of reference.

THE MEETING CLOSED AT 9:19 PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 29 May 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 24 April 2013. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.



MINUTES OF THE EXTRAORDINARY MEETING HELD ON 1 MAY 2013

PRESENT:

Mayor Ned Mannoun
 Councillor Hadchiti
 Councillor Hadid
 Councillor Harle
 Councillor Karnib
 Councillor Mamone
 Councillor Ristevski
 Councillor Shelton
 Councillor Stanley
 Councillor Waller
 Mrs Julie Hately, Acting General Manager
 Mr Milan Marecic, Acting Executive Director
 Ms Billie Sankovic, Manager - Council and Executive Support

The meeting commenced at 1:16pm

OPENING	1:16pm
PRAYER	Alyson Infanti, Civic officer
APOLOGIES	Councillor Balloot
CONDOLENCES	Nil
DECLARATIONS OF INTEREST	Nil
PUBLIC FORUM	Nil
SPEAKERS FORUM	Nil

NOTICE OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 2012/0307
SUBJECT: LIVERPOOL URBAN REVITALISATION

RECOMMENDATION

That Council rescinds Mayoral Minute Liverpool Urban Revitalisation as debated at its meeting of 24 April 2013.

Signed by Clr Stanley, Clr Shelton, Clr Waller and Clr Karnib.

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

That the recommendation be adopted.

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

The Mayor used his casting vote to vote against the MOTION moved by Clr Stanley.

Division called:

For: Clr Stanley, Clr Shelton, Clr Harle, Clr Karnib and Clr Waller

Against: Mayor Mannoun, Clr Ristevski, Clr Hadid, Clr Mamone and Clr Hadchiti.

THE MEETING CLOSED AT 1:23PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 29 May 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 1 May 2013. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.



MINUTES OF THE EXTRAORDINARY MEETING HELD ON 23 MAY 2013

PRESENT:

Mayor Ned Mannoun
 Councillor Ballot
 Councillor Hadchiti
 Councillor Hadid
 Councillor Harle
 Councillor Karnib
 Councillor Mamone
 Councillor Shelton
 Councillor Stanley
 Councillor Ristevski
 Ms Billie Sankovic, Acting General Manager
 Mr Milan Marecic, Acting Executive Director

The meeting commenced at 5:45pm

OPENING

5:45pm

PRAYER

The prayer of Council was read by Matthew Walker,
 Group Manager Business Excellence.

APOLOGIES

Clr Waller

Motion:

Moved: Clr Stanley

Seconded: Clr Karnib

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

CONDOLENCES Nil

DECLARATIONS OF INTEREST Nil

PUBLIC FORUM Nil

SPEAKERS FORUM Nil

GENERAL MANAGER'S REPORT

ITEM NO: GMRR 01

FILE NO: 2013/1450

SUBJECT: TENDER FOR THE UPGRADE OF FIRE SAFETY SYSTEMS, 33 MOORE STREET, LIVERPOOL (WT2261)

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

Clr Hadchiti arrived to the Chambers at 5:54pm.

Motion: Moved: Clr Stanley Seconded: Clr Shelton

That Council moves into closed session prior to the conclusion of the meeting to consider expressions received for Tender for the Upgrade of Fire Safety Systems, 33 Moore Street, Liverpool (WT2261) pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act 1993 as the submissions received are 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.

The public, media representatives and Council officers departed the Chambers.

Council moved into Closed Session at 6.00pm.

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

Open Council resumed at 6:15pm

The media and the public entered the Chambers at 6:15pm.

COUNCIL DECISION

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

That Council:

1. Accepts the tender submitted by Grosvenor Fire Pty Ltd for the Lump Sum Amount of \$664,382.20 including GST for Contract WT2261 - Upgrade of Fire Safety Systems, 33 Moore Street, Liverpool.
2. Notes that the works will be funded from the Administration Building Reserve.
3. Notes that the General Manager will finalise all details and sign the Letter of Acceptance of the Grosvenor Fire Pty Ltd tender, giving it contractual effect, in accordance with his delegated authority.
4. Keeps confidential this report, containing the tendered prices, pursuant to Section 10A(2)(d) of the Local Government Act 1993 as it contains information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

Vote For: Clr Harle, Clr Balloot, Mayor Mannoun, Clr Mamone,
Clr Shelton, Clr Ristevski

Vote Against: Clr Stanley, Clr Hadchiti, Clr Karnib, Clr Hadid

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

THE MEETING CLOSED AT 6:21PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 26 June 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 23 May 2013. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.



MINUTES OF THE ORDINARY MEETING HELD ON 29 MAY 2013

PRESENT:

Mayor Ned Mannoun	Mr Farooq Portelli, General Manager
Councillor Balloot	Ms Billie Sankovic, Group Manager
Councillor Hadchiti	Mr Gino Belsito, Group Manager
Councillor Hadid	Ms Kiersten Fishburn, Group Manager
Councillor Harle	Mr Matthew Walker, Group Manager
Councillor Karnib	Mr Michael Cullen, Group Manager
Councillor Mamone	Mr Raj Autar, Group Manager
Councillor Ristevski	Ms Rebecca Kenny, Acting Group Manager
Councillor Shelton	
Councillor Stanley	
Councillor Waller	

The meeting commenced at 6:01pm

OPENING	6:01pm
PRAYER	The prayer of Council was read by Father Alexander from the Liverpool Serbian Orthodox Church
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

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

That the minutes of the Ordinary Council meeting held on 24 April 2013 and the Extraordinary Council Meeting held on 1 May 2013 be confirmed as a true record of that meeting with the following amendments:

1. The minutes on page 8 and 10 regarding NOMO 03 and 02 which are amended as they are incorrectly repeated in the minutes for 24 April 2013.
2. That Beverley Barfield be added as an additional community representative to the Heritage Advisory Committee, 24 April 2013 for item COMM 06 page 55 (Charter to be amended accordingly).

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a less than significant, non-pecuniary interest on the following item:

Item COMM 06	ECONOMIC DEVELOPMENT COMMITTEE MINUTES FOR MEETING HELD 1 MAY 2013
Reason:	Had commercial dealings with one of the community representatives who is recommended to sit on the committee

Clr Hadchiti will not leave the Chambers for the duration of this item.

Clr Stanley declared a less than significant, non-pecuniary interest on the following item:

Item DIRS 03	ALLOCATION OF LIVERPOOL SPORTING GRANTS 2012/2013
Reason:	Three of the successful sporting clubs I have either a current personal relationship with or have previously been a member of.

Clr Stanley will leave the Chambers for the duration of this item.

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

Item COMM 06 ECONOMIC DEVELOPMENT COMMITTEE
MINUTES FOR MEETING HELD 1 MAY 2013

Reason: Rented an office at a commercial rate during campaign.

Mayor Mannoun will not leave the Chambers for the duration of this item.

Clr Mamone declared a less than significant, non-pecuniary interest on the following item:

Item COMM 06 ECONOMIC DEVELOPMENT COMMITTEE
MINUTES FOR MEETING HELD 1 MAY 2013

Reason: Had commercial dealings with one of the community representatives who is recommended to sit on the committee

Clr Mamone will not leave the Chambers for the duration of this item.

Clr Balloot declared a less than significant, non-pecuniary interest on the following item:

Item COMM 06 ECONOMIC DEVELOPMENT COMMITTEE
MINUTES FOR MEETING HELD 1 MAY 2013

Reason: Had commercial dealings with one of the community representatives who is recommended to sit on the committee

Clr Balloot will not leave the Chambers for the duration of this item.

Clr Ristevski declared a less than significant, non-pecuniary interest on the following item:

Item COMM 06 ECONOMIC DEVELOPMENT COMMITTEE
MINUTES FOR MEETING HELD 1 MAY 2013

Reason: Had commercial dealings with one of the community representatives who is recommended to sit on the committee

Clr Ristevski will not leave the Chambers for the duration of this item.

Clr Hadid declared a less than significant, non-pecuniary interest on the following item:

Item COMM 06 ECONOMIC DEVELOPMENT COMMITTEE
MINUTES FOR MEETING HELD 1 MAY 2013

Reason: The Liberal party rented an office from the applicant.

Clr Hadid will not leave the Chambers for the duration of this item.

PUBLIC FORUM

The Mayor presented a 'Certificate of Recognition of Voluntary Service to the Liverpool Community' to Sheikh Mohammed Hbous on behalf of The Islamic Association of Ali Alyhe As-Salem.

Presentations

Karl Bosworth addressed Council in relation to entry for disabled people to Council pools.

Representation

Mr Ted Trainer addressed Council on the following item:

Item – DIRS 09 Request for Access Licence over lot 6 DP 803038, Sirius Road, Voyager Point by the adjoining owner of Lot 68 DP 752034, Sirius Road, Voyager Point

Mr Frank Mosca addressed Council on the following item:

Item – DIRS 20 Consolidation and Re-Subdivision of Lot 1 and Lot 100, 40 Church Road Denham Court.

Ms Tracy Armstrong addressed Council on the following item:

Item – IHAP 03 Staged Industrial Development

Mr Brad McAndrew addressed Council on the following item:

Item – DIRS 22 Development application DA-629/2012 Construction of a Masters development over lot 1 DP 1173634 public intersection improvement works including road widening into part of lot 7001 DP 1169480 being council owned unnamed park

Ms Donna Savage addressed Council on the following item:

Item – DIRS 19 Proposed Amendment 31 to LLEP 2008 - Rezoning of
1975-1985 Camden Valley Way, Prestons to B2 -
Local Centre

Ms Carole Barrett addressed Council on the following item:

Item – NOMO 01 Public address systems and littering

Ms Gordana Petreska addressed Council on the following item:

Item – NOMO 01 Public address systems and littering

Mr David Rue addressed Council on the following item:

Item – NOMO 03 Mens Shed

Mr Recep Aydogan addressed Council on the following item:

Item – IHAP 03 Staged Industrial Development

Mr David Rue addressed Council on the following item:

Item – NOMO 03 Mens Shed

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

That a three minute extension of time be given to Mr David Rue.

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

Ms Rochelle van Rooyen addressed Council on the following item:

Item – NOMO 01 Public address systems and littering

Ms Connie Walker addressed Council on the following item:

Item – NOMO 04 Ovarian Cancer Research Foundation

MAYORAL MINUTE

Subject: George Street Bollywood Film Festival

Report:

Liverpool is rightly proud of our strong harmonious multicultural identity. The Indian communities are significant cultural groups in Liverpool and many groups organise and deliver a range of cultural events and activities. One of these is a proposed new festival focused on the retail strip of shops along George Street.

Currently Council is rethinking our approach to community events and festivals. Our aim is to strengthen the many events and diversity on offer. The objective is that there is something exciting happening in Liverpool every weekend. I would like to see events that welcome families and make our streets active and safer in the evening. As we develop a program supporting the community initiatives opportunities are presenting themselves that require an early response. One is the proposed George Street festival in August which I would like Council to support through the provision of an outdoor cinema event.

Recommendation:

That Council:

1. Notes and congratulates Liverpool's Indian communities who are very active and organise and deliver a range of successful cultural events and activities.
2. Supports the proposed festival based on closure of George Street in August and organised by local shop and business owners.
3. Holds an outdoor cinema night by relocating the Green Valley outdoor cinema event as a Bollywood film night on George Street to coincide with other community organised activities.
4. Develops a calendar of regular community festivals and events in the City Centre to enliven and activate the precinct particularly on weekends and in the evening and a report outlining a program and resourcing strategy be presented to Council for consideration in July.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

MAYORAL MINUTE

Subject: Celebrating Liverpool's Multiculturalism

Report:

One of the great strengths of the City of Liverpool is our diverse multicultural community and the harmonious way our communities coexist side by side in our city. As I like to say at our Citizenship Ceremonies to the many different new faces that join our community each month; 'today you become an Australian and join our great nation but you also come from many other lands and we respect that and ask that you always honour and respect your home country and culture.'

Liverpool City holds a number of civic events celebrating important celebrations for our community. These include Christmas celebrations, New Year's Eve and many other smaller cultural events including for our Indian, Samoan and Vietnamese communities amongst others. This year I propose that Council formally strengthen our multicultural leadership by holding two interfaith dinners to celebrate significant cultural occasions with community leaders.

Recommendation:

That Council:

1. Acknowledges the strength of our multicultural communities and the harmonious coexistence of our communities and will continue to strengthen and support that success.
2. Delegates to the General Manager in consultation with the Mayor the organisation of two interfaith dinners.
3. Amends the Civic and Ceremonial Functions and Representations Policy adding clause:

4.1.13 Interfaith Dinners

Acknowledges the strength of our multicultural communities and the harmonious coexistence of our communities and will strengthen interfaith relations by the Mayor holding two interfaith dinners each year to be determined by the Mayor in consultation with the General Manager. All Councillors and the General Manager will be invited to attend the dinners.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

MAYORAL MINUTE

Subject: Underutilised Council Properties

Report:

The community has a reasonable expectation that Council property assets are not left dormant and underutilised. Two such properties are attracting interest from both community and commercial organisations. One being the building and former outdoor skating rink at 110 Memorial Avenue Liverpool. The other being the former School of Arts property on Macquarie Street. I propose that Council bring forward consideration of the future of these community assets.

Recommendation:

That Council:

1. Seek expressions of interest from suitably qualified community and/or commercial operators to activate two underutilised Council properties:
 - a) The building and former outdoor skating rink at 110 Memorial Ave Liverpool for a youth and/or disability services related organisation.
 - b) Former School of Arts property on Macquarie Street for a commercial use in keeping with the designation of Macquarie Street as a food and restaurant destination.
2. Receives a report at the July meeting on the responses to expressions of interest and possible uses, resourcing and strategic issues involved in utilisation of the properties.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

Clr Stanley and Clr Waller requested that their names be recorded as voting against the motion.

NOTICES OF MOTION

NOMO 01

ITEM NO: NOMO 01
FILE NO: 2013/0339
SUBJECT: PUBLIC ADDRESS SYSTEMS

RECOMMENDATION

That Council reviews its parks and recreational areas policies to investigate measures that:

1. Prevent public address system and portable generator usage near noise sensitive residential areas.
2. Reduce the amount of litter left after recreational area usage.
3. Charge groups of 100 or more users a fee and or deposit subject to satisfactory usage.
4. Introduce and or enforce suitable penalties for infringements of 1 - 3 above.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Waller**

That Council reviews its parks and recreational areas policies to investigate measures that:

1. Prevent public address system and portable generator usage near noise sensitive residential areas.
 - 1.1 In the interim assign Rangers to known problem areas at suitable times to prevent the initial setting up of public address systems and portable generators.
2. Reduce the amount of litter left after recreational area usage.
3. Charge groups of 100 or more users a fee and or deposit subject to satisfactory usage.
4. Introduce and or enforce suitable penalties for infringements of 1 - 3 above.
5. Report be provided back to Council following the investigation.

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

Councillors voted unanimously for this motion.

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0338
SUBJECT: MIDNIGHT BASKET BALL PROGRAM

RECOMMENDATION

That Council directs the Chief Executive Officer to:

1. Facilitate a meeting with Midnight Basketball with the objective to implement such a program.
2. Report back to Council outcomes of the meeting and a proposed program.
3. Initially allocate \$20,000 to the program from the quarterly budget surplus.
4. Report back to Council any further financial implications.

COUNCIL DECISION

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

That the recommendation be adopted.

Amendment: **Moved: Clr Waller** **Seconded Clr Stanley**

That Council directs the Chief Executive Officer to:

1. Facilitate a meeting with Midnight Basketball with the objective to implement such a program.
2. Report back to Council outcomes of the meeting and a proposed program.
3. Supports the program and a report comes back to the next meeting.

On being put to the meeting the amendment was declared LOST, the motion 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, Clr Shelton

Vote: Against: Clr Karnib, Clr Stanley, Clr Waller

NOMO 03

ITEM NO: NOMO 03
FILE NO: 2013/0338
SUBJECT: MEN'S SHEDS

RECOMMENDATION

That Council:

1. Allocates \$60,000 from the quarter budget surplus to support registered men sheds in the local government area, with no single grant to be in excess of \$20,000
2. Identify possible Council owned property which may be suitable for use as Men's Shed.
3. Identify the possibility of allocating a portion of raw Council owned land which may be suitable for use as a Men's Shed.
4. Report the findings and recommendations of point 2 and 3 back to Council once identified.

COUNCIL DECISION

Motion: **Moved: C/r Hadchiti** **Seconded: C/r Hadid**

That Council:

1. Allocates \$60,000 from the quarter budget surplus to support registered men sheds in the local government area, with no single grant to be in excess of \$20,000.
2. Identify possible properties which may be suitable for use as Men's Shed.
3. Identify the possibility of allocating a portion of raw Council owned land which may be suitable for use as a Men's Shed.
4. Report the findings and recommendations of point 2 and 3 back to Council once identified.

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

Councillors voted unanimously for this motion.

NOMO 04

ITEM NO: NOMO 04
FILE NO: 2013/0339
SUBJECT: OVARIAN CANCER RESEARCH FOUNDATION

RECOMMENDATION

That Council allocate \$1,000 from the Councillors Reserve to support the Ovarian Cancer Trivia Night, to be held on Saturday 22nd June, 2013 in Liverpool.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Hadid**

That Council:

1. Allocates \$1,000 from the Councillors Reserve to support the Ovarian Cancer Trivia Night, to be held on Saturday 22nd June, 2013 in Liverpool.
2. Donates \$1000 from the surplus to support the Biggest Morning Tea Cancer Council event at Carnes Hill with a cheque presented by the Mayor on Friday 31 May 2013.
3. Reviews the Corporate Sponsorship Policy with a view to allow allocation for groups and charities that meet the specific criteria and that a report be presented to the next Council Meeting.

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

Councillors voted unanimously for this motion.

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 01

ITEM NO: IHAP 01
FILE NO: DA-1301/2012
SUBJECT: CONSTRUCTION OF MULTI DWELLING HOUSING DEVELOPMENT CONTAINING 6 X 3 BEDROOM DWELLINGS AND 2 X 2 BEDROOM DWELLINGS WITH ASSOCIATED ONSITE PARKING FOR 17VEHICLES

RECOMMENDATION

That Council:

1. Approves DA-1301/2012 for the construction of a multi dwelling housing development containing 6 x 3 bedroom dwellings and 2 x 2 bedroom dwellings with associated on-site parking for 17 vehicles.
2. Notifies interested parties of Council's Decision.

COUNCIL DECISION

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

That Council:

1. Approves DA-1301/2012 for the construction of a multi dwelling housing development containing 6 x 3 bedroom dwellings and 2 x 2 bedroom dwellings with associated on-site parking for 17 vehicles.
2. Conducts a tender for the fixed price contract to construct the project.
3. Notifies interested parties of Council's Decision.

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

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

Vote Against: Clr Stanley

IHAP 02

ITEM NO: IHAP 02
FILE NO: DA-1753/2012
SUBJECT: FITOUT AND USE OF LEVEL 1, UNIT 3 FOR A BUSINESS PREMISE FOR TUITION SERVICES

RECOMMENDATION

That Council:

1. Approves Development Application DA-1753/2012 at 3/50 Rose St, Liverpool; Lot 1 DP 587031 for the Fit out and use of Level 1 for a Business Premise for Tuition Services, subject to the recommended conditions of consent (as amended).
2. Notifies interested parties of Council's decision.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Shelton**

Amendment: **Moved: Clr Stanley** **Seconded: Clr Waller**

That Council:

1. Approves Development Application DA-1753/2012 at 3/50 Rose St, Liverpool; Lot 1 DP 587031 for the Fit out and use of Level 1 for a Business Premise for Tuition Services, subject to the recommended conditions of consent (as amended).
2. Notifies interested parties of Council's decision.
3. Adds a condition of consent to require a one way movement anti-clockwise of traffic direction entering from Gill Avenue and exiting onto Rose Street.

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

Vote against: Clr Stanley

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

IHAP 03

ITEM NO: IHAP 03
FILE NO: DA-435/2012
SUBJECT: STAGED INDUSTRIAL DEVELOPMENT

RECOMMENDATION

That Council:

1. Approves Stage 1 of DA-435/2012 only at Lot 1 Kurrajong Road, Prestons subject to the revised deferred commencement conditions.
2. Notifies interested parties of Council's decision.

COUNCIL DECISION

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

That Council:

1. Approves by way of Deferred Commencement Consent to Development Application DA-435/2012 for the construction of a staged industrial development incorporating:
 - Stage 1: Bulk earthworks, site remediation, and construction of warehouse building (Factory A) to the rear of the site with temporary truck/vehicle access via Kurrajong Road.
 - Stage 2: Construction of warehouse buildings (Factories B, C, D and E) on the remainder of the site, deletion of temporary access to Kurrajong Road and construction of rear access road, including associated landscape works.
2. Notifies interested parties of Council's decision.
3. Deferred conditions of consent to be determined by the Executive Director.

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

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

GENERAL MANAGER'S REPORT

GMRR 01

ITEM NO: GMRR 01
FILE NO: 2012/0369
SUBJECT: FUTURE DIRECTIONS FOR NSW LOCAL GOVERNMENT

RECOMMENDATION

That Council:

1. Welcomes the proposal that Sydney, Parramatta and Liverpool are created as major new cities consistent with their regional status.
2. Reviews the proposals contained in the Local Government Acts Taskforce and Independent Local Government Review Panel reports at a Councillor briefing session.
3. Commences discussions with neighbouring Councils to consider options and opportunities for servicing the needs of the regional community and for shaping the future of local government in South Western Sydney.
4. Undertakes a telephone survey seeking community input on proposed structural reform options.
5. Prepares a submission to the Independent Local Government Review Panel and the Local Government Acts Taskforce by the 28 June 2013.
6. Receives Council's submission referred to in point 5 above for endorsement by Council.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

1. Welcomes the proposal that Sydney, Parramatta and Liverpool are created as major new cities consistent with their regional status.
2. Reviews the proposals contained in the Local Government Acts Taskforce and Independent Local Government Review Panel reports at a Councillor briefing session.
3. Commences discussions with neighbouring Councils to consider options and opportunities for servicing the needs of the regional community and for shaping the future of local government in South Western Sydney.

4. Undertakes a telephone survey seeking community input on proposed structural reform options. The telephone survey will be designed and conducted in consultation with the Mayor.
5. Prepares a submission to the Independent Local Government Review Panel and the Local Government Acts Taskforce by the 28 June 2013.
6. Receives Council's submission referred to in point 5 above for endorsement by Council.

Amendment:

Moved: Clr Stanley

Seconded: Clr Karnib

That Council:

1. Notes the proposal that Sydney, Parramatta and Liverpool are created as major new cities consistent with their regional status.
2. Reviews the proposals contained in the Local Government Acts Taskforce and Independent Local Government Review Panel reports at a Councillor briefing session.
3. Commences discussions with neighbouring Councils to consider options and opportunities for servicing the needs of the regional community and for shaping the future of local government in South Western Sydney.
4. Undertakes a telephone survey seeking community input on proposed structural reform options.
5. Prepares a submission to the Independent Local Government Review Panel and the Local Government Acts Taskforce by the 28 June 2013.
6. Receives Council's submission referred to in point 5 above for endorsement by Council.

Clr Harle left the Chambers at 7:53pm

On being put to the meeting the amendment moved by Clr Stanley was declared LOST, the motion moved by Clr Hadchiti was declared CARRIED.

Clr Stanley and Clr Shelton requested that their names be recorded as voting against the motion.

GMRR 02

ITEM NO: GMRR 02
FILE NO: 2012/0369
SUBJECT: REFERENDUM FOR CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT – 14 SEPTEMBER 2013

RECOMMENDATION

That Council:

1. Notes that the Prime Minister announced the Australian Government's intention to proceed with a referendum to recognise local government in the Constitution on the 14 September 2013, which will ask voters to cast a vote on "financial" recognition - to enable the Commonwealth to continue to provide direct funding to local services and local communities.
2. Supports the constitutional recognition of local government in the Australian constitution.
3. Actively supports the Australian Local Government Association's campaign for constitutional recognition of local government in the lead up to the referendum and delays committing funds at this time.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council:

1. Notes that the Prime Minister announced the Australian Government's intention to proceed with a referendum to recognise local government in the Constitution on the 14 September 2013, which will ask voters to cast a vote on "financial" recognition - to enable the Commonwealth to continue to provide direct funding to local services and local communities.
2. Supports the constitutional recognition of local government in the Australian constitution.
3. Actively supports the Australian Local Government Association's campaign for constitutional recognition of local government in the lead up to the referendum.
4. Allocate resources from the surplus to direct mail the 'yes' case from the Mayor to all residents in the first two weeks of September 2013.

Clr Harle returned to the Chambers at 7:56pm.

Clr Balloot left the Chambers at 7:57pm.

Clr Balloot returned to the Chambers at 7:59pm.

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

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

That Council have a five minute recess at 8:01pm.

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

Council resumed at 8.13pm.

GMRR 03

ITEM NO: GMRR 03
FILE NO: 2011/5837
SUBJECT: PROGRESS REPORT ON THE DELIVERY PROGRAM 2011-2015 AND OPERATIONAL PLAN 2012-2013 FOR

RECOMMENDATION

That Council:

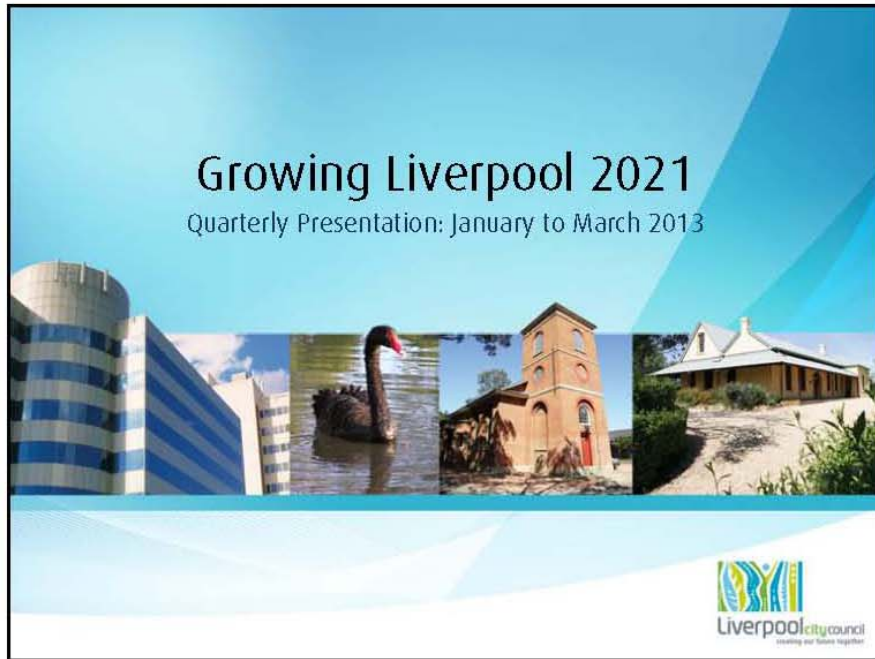
1. Allows the General Manager to make a presentation on progress made in the January to March 2013 quarter on the Delivery Program 2011-2015 and Operational Plan 2012-2013.
2. Receives and notes this report including a copy of the General Manager's presentation which will form part of the minutes of the meeting.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council receives and notes this report including a copy of the General Manager's presentation which will form part of the minutes of the meeting.

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



Road Upgrades

Australis Avenue, Wattle Grove



Cross Street, Kemps Creek




Before *After*




Footpaths

New footpath in Chappel Avenue, Green Valley



Before *After*



Footpaths

New board walk across Glenfield Creek in Throsby Park



Before



After



Erosion Protection Works



Erosion site

Protection works on Brickmakers Creek, Amalfi Park



With protection works



Bush Regeneration

South Park Regeneration Site



Before *After*



Liverpoolcitycouncil
Creating our future together

Bush Regeneration

Pacuillo Park Restoration Site



Before *After*



Liverpoolcitycouncil
Creating our future together

Community Facilities



New amenities building at Rosedale oval



Air conditioning unit installed at Holsworthy Childcare Centre



Parks and Recreation

New irrigation systems in parks



Phillips Park, Lurnea





Jardine Park, Casula




Whitlam Leisure Centre

New reception desk at Whitlam Leisure Centre

After

Before



Leisure Centre Visitations

Michael Wenden Aquatic Leisure Centre	
• Aquatic and Swim School	21,985
• Stadium Events and Sport Program	6,369
• Health Club	15,154

Whitlam Leisure Centre	
• Aquatic and Swim School	50,238
• Health Club	69,480
• Stadium Events and Sport Program	9,500

172,726 total visitors between Jan– March 2013








Library

WE DID IT!

2013 LIBRARY MEMBERSHIP DRIVE

Kick-off your 2013 academic year with a brand new library membership and access a world of information. Liverpool City Libraries are aiming to boost their membership this February and are looking for 200 new members aged five to 21 years.

Join Liverpool's Libraries today and receive a welcome pack! Talk to your friendly librarian to find out more.

For more information: www.liverpool.nsw.gov.au or www.mylibrary.liverpool.nsw.gov.au or phone 9821 9460

544 new students joined the library as a result of the membership drive conducted in February to March.

Liverpool City Council
Creating our future together

Historical and Cultural Heritage



Launch of "Resonances: Objects, Lives and Stories of Liverpool" on 28 May 2013.



Historical and Cultural Heritage



The "Toy Stories" exhibition at the Liverpool Heritage Library



Casula Powerhouse Arts Centre exhibitions and events

Total Attendance: 9027

General Attendance	1707
Exhibition Attendance	1818
Theatre Attendance	1174
Workshop Attendance	286
External Hire Attendance	1386
Other Attendance	1372
Legal Art Walls Attendance	579
Clayhouse Attendance	705

Work by artist Rushdi Anwar at the Landlocked Exhibition



Governor General visits Casula Powerhouse Arts Centre



The Governor views the Onside exhibition on 13 February 2013



Young People at Casula Powerhouse Arts Centre



Students creating art works for exhibition in the Kids Gallery



Local students who met the Boxham actor-Terry Yeboah



New Development

Development applications lodged	310
Value of development applications lodged	\$103.8million
Development applications determined	308
Value of development applications determined	\$215.2 million
New residential dwellings approved	227
New residential lots approved	85



New Years Eve



Liverpool city council
creating the future together

Australia Day 2013



Liverpool city council
creating the future together

"CBD Exposed" Music Event



Harmony Day

- Multicultural Performances
- Children's activities
- Soul Food Stall



Live Well in Liverpool



Healthy Cooking Class



Miller Walkabout Group



Community Donations



\$57,000 was distributed to 12 organisations.

Community Donations Ceremony 31 January 2013



Road Safety



Photos of incorrectly installed child restraints that were re-installed correctly by authorised fitters at the last FREE Child Restraint Checking Day



Road Safety



Road Safety Fact Sheet
Children's Crossing

Information provided by the Liverpool City Council Road Safety Program

The orange flags indicate the Children's Crossing is active.

For more information please phone Council's Customer Contact Centre on 1300 36 2170 or visit www.liverpool.nsw.gov.au

New crossing at Kemps Creek Public School and Road Safety Fact Sheet



Illegal Dumping



The RID squad takes to the air to spot illegal dumping sites



Waste Collection Services



Chemical Cleanout
10 tonnes of chemicals collected and disposed of safely.

E-Waste Collection Day
22 Tonnes of Televisions and computers from **472** cars



Clean Up Australia Day



Volunteer Community Group Christ Preachers Church International



Stockpiled rubbish collected by the State Emergency Services



Liverpool Recycles Right



Waste education program stall on Australia Day



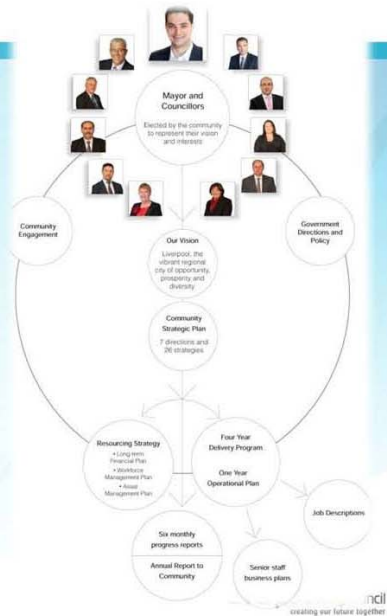
Civic Education

Students of Nuwarra Public School visiting the Chambers in March



Corporate Strategy

- Direction 1: Vibrant Prosperous City
- Direction 2: Liveable Safe City
- Direction 3: Healthy Inclusive City
- Direction 4: Proud Engaged City
- Direction 5: Natural Sustainable City
- Direction 6: Accessible Connected City
- Direction 7: Leading Proactive Council



Economic Development

- Economic Development Strategy developed.
- Industry workshop held to target job creation in Liverpool.



Liverpool City Council's Economic Development Strategy has been developed in collaboration with the community and key stakeholders. Local economic development relies on strong partnerships to be effective.

The Strategy represents the community's aspirations for Liverpool to become a vibrant, dynamic location where prosperity is shared across all areas of the community and where business can operate effectively in an environmentally and economically sustainable manner.

Key ingredients in underpinning Liverpool's future growth will be land-use planning that harnesses economic opportunities in balance with environmental requirements, increased freight and passenger transport, continued investment in key infrastructure projects by public and private sector partners and a growing and varied workforce to support contemporary business needs.

The Economic Development Unit of Liverpool City Council will drive Council's economic development priorities of:

- Marketing Liverpool as the business destination of choice in South West Sydney for a wide spectrum of commercial and industrial activities;
- Working with existing businesses in Liverpool to assist them to up in to programs and services delivered by the Commonwealth and NSW Governments that help these firms grow, innovate and improve their competitiveness;
- Targeting the attraction of new job generating business investment to Liverpool, with a focus on the area's competitive advantages in health and medical research, distribution and logistics, and professional services;
- Developing and implementing a City Centre Strategy that improves public amenity and stimulates commercial activity;
- Working with prospective and existing local employers to create local employment and self-employment opportunities for youth and culturally and linguistically diverse (CALD) communities;
- Building community awareness and ownership of activities that strengthen Liverpool's economic base; and
- Working in partnership with the Commonwealth and NSW Governments to ensure land and asset infrastructure and services investment into the Liverpool local government area is made commensurate with Liverpool's Regional City status.

A series of actions and key performance indicators against each of these priorities has been established so that progress can be monitored and where necessary approaches adapted to ensure outcomes are achieved.

A snapshot of the opportunities for economic development in Liverpool and the impediments that need to be addressed is provided in the following table.



Media Campaigns



76 media campaigns were completed with stories appearing in Liverpool Lifestyle and the Champion.



Social Networking



115 Updates during Jan-Mar 2013

998 Twitter Followers

498 Facebook Fans with a reach of 164,888 (friends of fans)



Access to Information

GIPA Information Requests

	January	February	March	Total
2012	86	71	47	204
2013	69	80	101	250





GMRR 04

ITEM NO: GMRR 04
FILE NO: 2013/1588
SUBJECT: LIVERPOOL CITY CENTRE REVITALISATION COMMITTEE
CHARTER

RECOMMENDATION

That Council adopts the Liverpool City Centre Revitalisation Committee charter.

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, Clr Stanley and Clr Waller requested that their names be recorded as voting against the motion.

DIRS 01

ITEM NO: DIRS 01
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT APRIL 2013

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

DIRS 02

ITEM NO: DIRS 02
FILE NO: 2007/0300
SUBJECT: MARCH 2013 QUARTER BUDGET REVIEW

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Votes the identified budget variations in accordance with this report.
3. Restricts surplus funds of \$359k for funding new initiatives and / or additional priority works not currently funded in the draft 2013/14 budget.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council:

1. Receives and notes the report.
2. Votes the identified budget variations in accordance with this report.
3. Allocates \$150,000 to the following new initiatives in Direction 4 'A Proud Engaged City' of the draft Delivery Program and Operational Plan 2013 – 2017:
 - 1.2.5. Review the branding of Liverpool and implement a renewal strategy
 - 4.2.7. Review and distribute a resident newsletter to the wider community
4. Allocate the remaining surplus to the Council Reserve for projects as determined by Council including and subject to a report to Council for the upgrade of the children's playground at Orara Park, Wattle Grove and measures to prevent vehicle damage to the playing fields at Greenway Park, West Hoxton and other issues.

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

Clr Stanley left the room (as per declaration) at 8:17pm.

DIRS 03

ITEM NO: DIRS 03
FILE NO: 2013/0079
SUBJECT: ALLOCATION OF LIVERPOOL SPORTING GRANTS 2012/2013

RECOMMENDATION

That Council:

1. Adopts the following recommendations for Sporting Grants, as supported by the Liverpool City Sports Committee Grants Assessment Panel:

Sporting Club	Amount
Casula Lakers Baseball Club	\$3,000
Fairfield Liverpool Cricket Association	\$4,000
Hinchinbrook Hornets Junior Rugby League Football Club	\$1,500
Liverpool Catholic Club Junior Rugby League Club	\$2,200
Liverpool Olympic Sports and Social Club	\$5,000
Liverpool Swimming Club	\$4,500
Moorebank Rugby League Club	\$1,970
Chipping Norton Cricket Club	\$2,460
Total	\$24,630

2. Allocates the sport funding, which is specifically for people with a disability, to applicants who were identified as next eligible for available funding this year.

Sporting Club	Amount
Prestons Hornets Cricket Club	\$4,500
Liverpool Eagles Junior AFL Club	\$870
Total	\$5,370

3. Writes to advise unsuccessful clubs explaining why their application was unsuccessful and invite them to participate in the 2014 Sporting Grant Program.

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.

Clr Stanley returned to the Chambers at 8:17pm.

DIRS 04

ITEM NO: DIRS 04
FILE NO: 2012/3573
SUBJECT: REVIEW OF THE CODE OF MEETING PRACTICE

RECOMMENDATION

That Council:

1. Notes the amendments to clause 57 and 58 of the Code of Meeting Practice made by the General Manager pursuant to clause 75 of the Code.
2. Adopts the Code of Meeting Practice as exhibited, with the inclusion of the amendments to the Code made by the General Manager.

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.

DIRS 05

ITEM NO: DIRS 05
FILE NO: 2011/4313
SUBJECT: CLASSIFICATION OF LOT 1002 DP 1182036, OFF WINDLE AVENUE,
HOXTON PARK

RECOMMENDATION

That Council classifies Lot 1002 DP 1182036, off Windle Avenue, Hoxton Park as 'Operational' land in accordance with the Local Government Act 1993.

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.

DIRS 06

ITEM NO: DIRS 06
FILE NO: 2012/2340
SUBJECT: PROPOSED DRAINAGE EASEMENT OVER LOT 615 DP 794461, 55 CUBITT DRIVE, DENHAM COURT

RECOMMENDATION

That Council:

1. Approves the acquisition of an easement for drainage purposes over Lot 615 DP 794461, 55 Cubitt Drive, Denham Court on the terms outlined in the confidential attachment.
2. Keeps confidential the attachment supplied under separate cover containing the compensation amount payable 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 formalisation of the easement to be signed under Power of Attorney by Council's delegated officer.

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.

Clr Hadid declared a less than significant, non-pecuniary interest on the following item:

Item COMM 06

ECONOMIC DEVELOPMENT COMMITTEE
MINUTES FOR MEETING HELD 1 MAY 2013

Reason:

The Liberal party rented an office from the applicant.

Clr Hadid will not leave the Chambers for the duration of this item.

DIRS 07

ITEM NO: DIRS 07
FILE NO: 2012/2199
SUBJECT: PROPOSED RECLASSIFICATION, REZONING AND DISPOSAL OF TWO PORTIONS OF LOT 10 DP 1162812, 'HAMMONDVILLE PARK', HEATHCOTE ROAD, HAMMONDVILLE TO THE MOOREBANK SPORTS CLUB

RECOMMENDATION

That Council:

1. Initiates an amendment to the Liverpool Local Environmental Plan 2008 to:
 - Reclassify portions 'A' and 'B' of Lot 10 DP 1162812, 'Hammondville Park', Heathcote Road, Hammondville to 'Operational' land.
 - Rezone portions 'A' and 'B' of Lot 10 DP 1162812, 'Hammondville Park', Heathcote Road, Hammondville, to 'RE2 Private Recreation'.
2. Agrees to the sale of portions 'A' and 'B' of Lot 10 DP 1162812, 'Hammondville Park', Heathcote Road, Hammondville on the terms outlined in the confidential attachment, upon the two portions of land being rezoned and reclassified.
3. 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.
4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.

Transfers the net proceeds from the sale to the Property Development Reserve.

COUNCIL DECISION

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

That Council:

1. Defers the matter for further investigations of possible uses.
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.

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

Vote against: Clr Stanley

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

DIRS 08

ITEM NO: DIRS 08
FILE NO: 2008/0288
SUBJECT: REQUEST FOR A REDUCTION OF COUNCIL'S FEES AND CHARGES

RECOMMENDATION

That Council:

1. Approves the request for a reduction of Council's fees and charges submitted by the Rosebank Child Sexual Abuse Service Inc on the terms outlined in the confidential attachment.
2. Keeps confidential the attachment supplied under separate cover containing the proposed reduction 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 the 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.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

DIRS 09

ITEM NO: DIRS 09
FILE NO: 2007/0442
SUBJECT: REQUEST FOR ACCESS LICENCE OVER LOT 6 DP 803038, SIRIUS ROAD, VOYAGER POINT BY THE ADJOINING OWNER OF LOT 68 DP 752034, SIRIUS ROAD, VOYAGER POINT

RECOMMENDATION

That Council reconfirms its decision to rescind the 28 November 2005 resolution granting an access licence to the adjoining owner of Lot 68 DP 752034 Sirius Road Voyager Point upon Lot 6 DP 803038 Sirius Road Voyager Point as it cannot be lawfully implemented and would constitute a breach of the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Stanley**

That the item be deferred until a site inspection can be undertaken by all interested Councillors and that a report is brought back to the next Council Meeting.

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

Councillors voted unanimously for this motion.

DIRS 10

ITEM NO: DIRS 10
FILE NO: 2013/1310
SUBJECT: PROPOSED ACQUISITION OF PART LOT 1 DP 825745 OFF HEATHCOTE ROAD HOLSWORTHY FROM DEPARTMENT OF DEFENCE AND DEDICATION AS A PUBLIC ROAD.

RECOMMENDATION

That Council:

1. Approves the acquisition of approximately 1,798 square metres of land in Lot 1 DP 825745 off Heathcote Road Holsworthy for \$1.00 from the Department of Defence.
2. Dedicates the land as a Public Road under the Roads Act 1993.
3. Authorises the relevant documentation necessary for the acquisition and dedication to be signed under Power of Attorney by Council's delegated officer.

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.

DIRS 11

ITEM NO: DIRS 11
FILE NO: 2009/0662
SUBJECT: PROPOSED ACQUISITION OF LOT 66 DP 1050611, 38 NEWBRIDGE ROAD, CHIPPING NORTON UNDER THE MOOREBANK VOLUNTARY ACQUISITION SCHEME

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 66 DP 1050611, 38 Newbridge Road, Chipping Norton under the provisions of the Moorebank Voluntary Acquisition Scheme on the 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 the Council is conducting (or proposes to conduct) business; and
3. Authorises its delegated officer to execute any documents, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council:

1. Approves the acquisition of Lot 66 DP 1050611, 38 Newbridge Road, Chipping Norton under the provisions of the Moorebank Voluntary Acquisition Scheme on the 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 the Council is conducting (or proposes to conduct) business; and
3. Authorises its delegated officer to execute any documents, under Power of Attorney necessary to give effect to this decision.
4. Continues with its enforcement practices including prosecutions in relation to properties that fall within the area bounded by the Moorebank Voluntary Acquisition Scheme.

Amendment:

Moved: Clr Ristevski

Seconded: Clr Hadchiti

That Council moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of consideration of proposed acquisition of Lot 66 DP 1050611, 38 Newbridge Road, Chipping Norton under the Moorebank Voluntary Acquisition Scheme in accordance with Section 10A(2) (a) of the Local Government Act 1993.

On being put to the meeting the amendment moved by Clr Ristevski was declared LOST, the motion moved by Clr Shelton was declared CARRIED.

Division called:

Vote For: Clr Balloot, Clr Hadid, Clr Harle, Clr Karnib, Clr Shelton, Clr Stanley, Clr Waller.

Against: Mayor Mannoun, Clr Hadchiti, Clr Mamone, Clr Ristevski.

DIRS 12

ITEM NO: DIRS 12
FILE NO: 2012/3110
SUBJECT: PROPOSED LAND SWAP AGREEMENT TO FORMALISE COUNCIL'S OWNERSHIP OF LAND THAT FORMS PART OF BIGGE STREET, LIVERPOOL

RECOMMENDATION

That Council:

1. Agrees to swap Council owned Lot 1 DP 703565, Speed Street, Liverpool with the privately owned part of Bigge Street to the south of Newbridge Road, part of Bigge Street to the north of Newbridge Road and the road reserve known as Lot 4 DP 226933 on the corner of Moore and Bigge Streets, on the terms outlined in the confidential attachment.
2. Upon completion of the land swap, dedicates part of Bigge Street to the south of Newbridge Road, part of Bigge Street to the north of Newbridge Road and the road reserve known as Lot 4 DP 226933 on the corner of Moore and Bigge Streets as public road in accordance with the Roads Act 1993.
3. Upon completion of the land swap, classifies a part of Bigge Street to the south of Newbridge Road as 'Operational' land.
4. Keeps confidential the attachment supplied under separate cover containing the land swap details 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.
5. Authorises its delegated officer to execute any documents, 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.

Councillors voted unanimously for this motion.

DIRS 13

ITEM NO: DIRS 13
FILE NO: 2012/4122
SUBJECT: TENDER ST2235 - MANAGEMENT OF LEISURE AND AQUATIC CENTRES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Waller**

That Council:

1. Rejects all tenders.
2. Tender ST2235 – Management of Leisure and Aquatic Centres be reissued.
3. Authorises the Executive Director to negotiate with Belgravia, the current management contractor, to extend the current agreement for a period of up to three months after 30 June 2013.
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. Appoints a major accounting firm with expertise in tendering and local government processing to conduct a full review of Council's tendering systems and process and to report to Council with recommendations for a best practice tendering system.

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

Councillors voted unanimously for this motion.

DIRS 14

ITEM NO: DIRS 14
FILE NO: 2012/0244
SUBJECT: TENDER WT2238 LOCAL PARK UPGRADES A E REAY PARK AND BUNYA PARK

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Stanley**

That Council:

1. Accepts the tender submitted by GJ's Landscapes Pty Ltd for A E Reay Park for the contract price of \$88,823.96.
2. Accepts the tender submitted by Lamond Contracting Pty Ltd for Bunya Park for the contract price of \$158,468.00.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

DIRS 15

ITEM NO: DIRS 15
FILE NO: 2011/4349
SUBJECT: TENDER WT2180 - WHITLAM LEISURE CENTRE POOL BACKWASH
RECYCLING AND RAINWATER HARVESTING SYSTEM

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

1. In accordance with Section 178, Clause 1(a) of the Local Government (General) Regulation 2005, decline to accept any of the tenders for Tender WT2180 – Whitlam Leisure Centre Pool Backwash and Rainwater harvesting System.
2. In accordance with Section 178, Clause 3(b) of the Local Government (General) Regulation 2005, invite fresh tenders based on the same or different details.
3. Invites the existing tenderers and new tenderers to submit fresh tenders on the same or different details.
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.

DIRS 16

ITEM NO: DIRS 16

FILE NO:

SUBJECT: APPROVAL FOR WORKS-IN-KIND TENDER - DA1479/2010

RECOMMENDATION

That Council:

1. Accepts the works in kind proposal by the developer subject to capping the works in kind credit to the amounts indicated on the Liverpool Contributions Plan 2009.
2. Notes that Executive Director will finalise all details and enter into a works in kind agreement in accordance with delegated authority.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Shelton**

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

Councillors voted unanimously for this motion.

DIRS 17

ITEM NO: DIRS 17
FILE NO: 2012/1606
SUBJECT: DRAFT AMENDMENT 28 TO LLEP 2008 - RURAL LANDS STUDY

RECOMMENDATION

That Council:

1. Adopts the Rural Lands Study 2012 as amended.
2. Adopts Amendment No. 9 to the Liverpool Development Control Plan 2008 and places an advertisement in the local paper giving public notice of Council's decision that Development Control Plan is in force.
3. Proceeds with the making of Liverpool Local Environmental Plan 2008 Draft Amendment No. 28.

COUNCIL DECISION

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

That Draft Amendment 28 to LLEP 2008 - Rural Lands Study be deferred in order for further consultation with affected land holders.

Vote for: Mayor Mannoun, Clr Balloot, Clr Hadchiti, Clr Hadid, Clr Halre, Clr Karnib, Clr Mamone, Clr Ristevski, Clr Shelton, Clr Waller.

Vote against: Clr Stanley

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

DIRS 18

ITEM NO: DIRS 18
FILE NO: 2009/0880
SUBJECT: MOOREBANK EAST PRECINCT ZONING INVESTIGATION

RECOMMENDATION

That Council:

1. Initiates an amendment to the Liverpool Local Environmental Plan 2008 to rezone Lot 6, DP 1065574 from E2 to RE2 and remove Item 11 from Schedule 1.

2. Forwards a planning proposal to the Department of Planning and Infrastructure seeking Gateway determination.

COUNCIL DECISION

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

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

Councillors voted unanimously for this motion.

Clr Hadid left the room at 8:46pm

DIRS 19

ITEM NO: DIRS 19
FILE NO: rz-1/2013
SUBJECT: PROPOSED AMENDMENT 31 TO LLEP 2008 - REZONING OF 1975-1985 CAMDEN VALLEY WAY, PRESTONS TO B2 - LOCAL CENTRE

RECOMMENDATION

That Council:

1. Requires the applicant to provide an updated Economic Impact Assessment that reflects the economic impact of the proposed development on the planned Edmondson Park Town Centre, based on a timetable for its development being provided by Urban Growth and the proposed ALDI supermarket on Camden Valley Way.
2. Requires the applicant to provide a sequential test demonstrating site suitability as outlined in The Right Place for Business and Services – Planning Policy.
3. Undertakes a peer review of the applicants updated Economic Impact Assessment.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council:

1. Prepares a planning proposal which seeks to rezone 1975-1985 Camden Valley Way Prestons from B6 Enterprise Corridor to B2 Local Centre under Liverpool Local Environmental Plan 2008, and forward this proposal to the Department of Planning and Infrastructure seeking gateway determination.
2. Recommends that Gateway Determination require the following further reporting to be provided and considered in the assessment of the planning proposal.
 - (a) Updated Economic Impact Assessment that reflects the economic impact of the proposed development on the planned Edmondson Park Town Centre, based on a timeline for its development being provided by Urban Growth and the proposed ALDI supermarket on Camden Valley Way Edmondson Park.
 - (b) Sequential test demonstrating site suitability as outlined in The Right Place for Business and Services – Planning Policy.

3. Undertakes a peer review of the applicant's updated Economic Impact Assessment to be considered in the assessment of the planning proposal.

Foreshadowed Motion: Moved: Clr Stanley

Seconded: Clr Karnib

That Council:

1. Requires the applicant to provide an updated Economic Impact Assessment that reflects the economic impact of the proposed development on the planned Edmondson Park Town Centre, based on a timetable for its development being provided by Urban Growth and the proposed ALDI supermarket on Camden Valley Way.
2. Requires the applicant to provide a sequential test demonstrating site suitability as outlined in The Right Place for Business and Services – Planning Policy.
3. Undertakes a peer review of the applicants updated Economic Impact Assessment.

Clr Hadid returned to the Chambers at 8:48 pm

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

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

DIRS 20

ITEM NO: DIRS 20
FILE NO: DA-1696/2012
SUBJECT: CONSOLIDATION AND RE-SUBDIVISION OF LOT 1 AND LOT 100, 40
 CHURCH ROAD DENHAM COURT

RECOMMENDATION

That Council refuse Development Application DA-1696/2012 which seeks consent for a boundary adjustment subdivision at Lot 1 in DP 1144950 and Lot 100 in DP 1136342, 40 Church Road Denham Court for the following reasons:

1. The proposal is inconsistent with the objectives of the RU2- Rural landscape zone as specified under the Land Use Table of the Liverpool Local Environmental Plan 2008 in that the proposal will not maintain the rural landscape character of the land and the locality (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
2. The proposal does not comply with the minimum requirements for subdivision as specified by Clause 4.1 Minimum subdivision lot size of the Liverpool Local Environmental Plan 2008 (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
3. The proposal is not accompanied by a Statement of Heritage Impact to allow an assessment under Clause 5.10 of Liverpool Local Environmental Plan 2008 to be undertaken. Clause 5.10 requires consideration to be given to the effect of the proposed development on the heritage significance of the item. (Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979).
4. The proposal is contrary to the provisions of Liverpool Development Control Plan 2008 Part 1.2 General Guidelines, Part 3.3 and Part 5 resulting in the creation of two lots which are inappropriate in terms of their size (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
5. The proposal does not demonstrate that the provisions within Liverpool Development Control Plan 2008 pertaining to tree preservation and bushland preservation are satisfied and complied with by failing to submit a flora and fauna assessment. (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
6. The proposal does not demonstrate that the provisions within Liverpool Development Control Plan 2008 pertaining to heritage are satisfied and complied with by failing to submit a Heritage Impact Statement (Section 79C(1)(a)(iii) of the Environmental Planning and Assessment Act 1979).
7. The proposal was not supported by a contamination assessment, flora and fauna assessment and a heritage impact statement which would enable a full and

proper assessment to be made as to the impacts of the proposed development. (Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979)

8. The subject site is not considered suitable for the proposed subdivision as the accumulation of identified non-compliances indicates that the parcel of land cannot reasonably accommodate the proposed development in accordance with both Liverpool Local Environmental Plan 2008 and Liverpool Development Control Plan 2008 (Section 79C(1)(c) of the Environmental Planning and Assessment Act 1979).
9. The proposal is not deemed to be in the public interest as it will undermine the planning objectives of the immediate locality (Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979)

COUNCIL DECISION

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

That Council:

1. Receive the report for Development Application DA-1696/2012 which seeks consent for the consolidation and re-subdivision of Lot 1 and Lot 100, 40 Church Road, Denham Court.
2. In light of the submitted legal advice accompanying the Development Application, seek advice from Senior Counsel.
3. Receive a report on the Development Application with consideration of further legal advice.

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

Vote against: Clr Karnib, Clr Stanley

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

DIRS 21

ITEM NO: DIRS 21
FILE NO: DA-235/2011/A
SUBJECT: MODIFICATION TO DEVELOPMENT APPLICATION 235/2011

RECOMMENDATION

That Council approves modification application DA-235/2011/A which seeks to amend Development Consent DA-235/2011 be approved subject to the deletion of condition 8 and the imposition of Condition 101A.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

DIRS 22

ITEM NO: DIRS 22
FILE NO: DA-629/2012
SUBJECT: DEVELOPMENT APPLICATION DA-629/2012 CONSTRUCTION OF A MASTERS DEVELOPMENT OVER LOT 1 DP 1173634 PUBLIC INTERSECTION IMPROVEMENT WORKS INCLUDING ROAD WIDENING INTO PART OF LOT 7001 DP 1169480 BEING COUNCIL OWNED UNNAMED PARK

RECOMMENDATION

That Council:

1. Approves Development Application No. DA-629/2012 for the construction of a Masters development over Lot 1 in DP 1173634; and for intersection improvement works including road widening into part of Lot 7001 in DP 1169480 at Airfield Drive, Len Waters Estate, subject to the recommended conditions of consent.
2. Delegates responsibility to Council's Development Assessment officers to determine the appropriate conditions of consent; and to delete, modify or add to the draft recommended conditions of consent where necessary.
3. Notifies in writing the persons who made a submission with regard to the proposed development of Council's decision.

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.

DIRS 23

ITEM NO: DIRS 23
FILE NO: 2007/0734
SUBJECT: CLAUSE 4.6 (SEPP 1) QUARTERLY REPORT

RECOMMENDATION

That Council receives and notes this 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.

DIRS 24

ITEM NO: DIRS 24
FILE NO: DA-975/2012
SUBJECT: UPDATE OF CLASS 1 APPEAL AGAINST THE REFUSAL OF DEVELOPMENT APPLICATION DA-975/2012

RECOMMENDATION

That Council notes the content of the report concerning the outcome of Land and Environment Court proceedings regarding Council's refusal of Development Application DA-975/2012.

COUNCIL DECISION

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

That Council:

1. Notes the content of the report concerning the outcome of Land and Environment Court proceedings regarding Council's refusal of Development Application DA-975/2012.
2. In the name of Mayor write to surrounding residents advising them that Council rejected the development as an inappropriate overdevelopment of the area but the development has subsequently been approved by the Land and Environment Court.

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

DIRS 25

ITEM NO: DIRS 25
FILE NO: 2009/1126
SUBJECT: TRUCK PARKING IN LIVERPOOL LGA

RECOMMENDATION

That Council:

1. Notes the contents of this report and the Truck Parking in Liverpool discussion paper and allows the parking of heavy/long vehicles on the industrial streets identified in the discussion paper, subject to:
 - The streets being located only in industrial areas
 - On both sides of the street that have a minimum width of 13 metres
 - On one side of the street that have a minimum width of 10 metres
 - Community consultation
 - Installation of appropriate signage.
2. Maintains current education and enforcement program.
3. Be advised of the streets where parking heavy/long vehicles will be permitted in the Liverpool Local Government Area by means of Councillor Information memo.

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.

DIRS 26

ITEM NO: DIRS 26
FILE NO: 2006/1041
SUBJECT: WARREN SERVICEWAY - A REVIEW OF CAR PARK UTILISATION

RECOMMENDATION

That Council:

1. Notes this report.
2. Reduces the Warren Serviceway Car Park maximum parking fee to \$10.
3. Amends the Statement of Revenue Policy 2013/2014 to reflect the new Warren Serviceway Car Park maximum parking fee of \$10 per day.
4. Allocates funding of \$10,000 for the necessary works.
5. Carries out appropriate marketing and signage.

COUNCIL DECISION

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

That Council:

1. Notes this report.
2. Changes the Warren Service Way Car Park on levels 4, 5 and 6 to a parking fee of \$99 per month or \$30 per week.
3. Allocates funding of \$90,000 for the necessary works.
4. Carries out appropriate marketing and signage.

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

Councillors voted unanimously for this motion.

DIRS 27

ITEM NO: DIRS 27
FILE NO: 2011/5071
SUBJECT: LIVERPOOL CITY CENTRE PAID PARKING SCHEME ANNUAL REVIEW

RECOMMENDATION

That Council:

1. Notes this report.
2. Introduces all-day paid parking on Levels 1 and 2 of the Northumberland Street Car Park (at \$7 per day - Monday to Friday) excluding Saturday.
3. Introduces Stage 2 of the Pay and Display ticket machines.
4. Be provided with a report early next financial year of a proposed updated Liverpool CBD Parking Strategy.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

1. Notes this report.
2. Introduces all-day paid parking on Levels 1 and 2 of the Northumberland Street Car Park (at \$7 per day - Monday to Friday) excluding Saturday.
3. Is provided with a report back to the July Council Meeting about changing Northumberland Street Carpark to a boom gate system similar to Warren Serviceway.
4. Amends the Parking Strategy to remove any further stages of the roll out of pay and display parking meters.
5. Directs the General Manager to identify sites for a new carpark (either at grade or multi-level) in the Southern End of the CBD as per the parking strategy and report back to Council in its August meeting (or earlier) with options.
6. Removes the parking meter fees on the weekends to provide free parking in the CBD.
7. Negotiates with Crunch Gym for them to pay the extra parking they are using in the evenings in 52 Scott Street.

8. Provides \$99 monthly parking at 52 Scott Street and free parking on weekends (as long as it is consistent with leases with tenants).
9. Provides 15 minute free parking (tickets to be displayed).
10. Funds the above changes from the Parking Reserve.

Amendment:

Moved: Clr Stanley

Seconded: Clr Karnib

That Council:

1. Notes this report.
2. Introduces all-day paid parking on Levels 1 and 2 of the Northumberland Street Car Park (at \$7 per day - Monday to Friday) excluding Saturday.
3. Provide a report back to Council in July about changing Northumberland st Carpark to a boom gate system similar to Warren Serviceway.
4. Amends the Parking Strategy to remove any further stages of the roll out of pay and display parking meters
5. Direct the General Manager to identify sites for a new carpark (either at grade or multi-level) in the Southern End of the CBD as per the parking strategy and report back to council in its August meeting (or earlier) with options
6. Remove the parking meter fees
7. Negotiate with Crunch Gym for them to pay the extra parking they are using in the evenings in 52 Scott Street.
8. Provide \$99 monthly parking at 52 Scott St and free parking on weekends (as long as it is consistent with leases with tenants).
9. Provides 15 minute parking free parking (tickets to be displayed).
10. Funds the above changes from the Parking Reserve.

On being put to the meeting the amendment was declared LOST, the motion moved by Clr Hadchiti was declared CARRIED.

Division called:

For: Mayor Mannoun, Clr Balloot, Clr Mamone, Clr Hadchiti, Clr Hadid, Clr Harle, Clr Ristevski

Against: Clr Karnib, Clr Shelton, Clr Stanley, Clr Waller

DIRS 28

ITEM NO: DIRS 28
FILE NO: 2012/3692
SUBJECT: AUSTRALIA DAY AWARDS POLICY UPDATE

RECOMMENDATION

That Council notes and endorses the suggested change to the Australia Day Award Policy.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Ballot**

That Council amends the Australia Day Award Policy by:

- Adding a new award category called the 'Health Research Award' and that Council staff in consultation with the Mayor detail the requirements to enter the award.
- Amending the policy by renaming the 'Mayoral Macquarie Award' to the 'Macquarie Award'.

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

Councillors voted unanimously for this motion.

DIRS 29

ITEM NO: DIRS 29

FILE NO:

SUBJECT: REQUEST FOR SPONSORSHIP WESTERN SYDNEY WANDERERS

RECOMMENDATION

That Council sponsors the Western Sydney Wanderers Football Club for \$25,000 (ex GST) for the 2013/14 season from the Tourism and Events Reserve.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That Council defers this report until legal advice is obtained regarding this sponsorship.

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

Councillors voted unanimously for this motion.

DIRS 30

ITEM NO: DIRS 30
FILE NO: 2008/0177
SUBJECT: DONATIONS POLICY

RECOMMENDATION

That Council adopts the Donations Policy.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

DIRS 31

ITEM NO: DIRS 31
FILE NO: 2011/4255
SUBJECT: GREEN GRANTS PROGRAM

RECOMMENDATION

That Council endorses the Green Grants Program for 2013/2014 financial year.

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.

DIRS 32

ITEM NO: DIRS 32
FILE NO: 2012/1938
SUBJECT: DONATIONS AND SPONSORSHIP

RECOMMENDATION

1. Endorses the Financial Contribution Panel's recommendations for the provision of \$100 under the Youth Donations Program as summarised in the table below:

Applicant Name	Amount
Seth Dias	\$100

2. Endorses the Financial Contribution Panel's recommendations for the provision of \$27,425 under the Corporate Sponsorship Program as summarised in the table below:

Applicant Name	Amount
Combined Churches of Liverpool	\$5,500
Fil-Oz Liverpool and Districts	\$1,000
Lau Samoa Council Inc.	\$2,200
Vedic Festival Inc.	\$5,000
Precedent Productions	\$2,225
Friends of Fiji – Navtarang Media Group	\$2,000
Friends of India Incorporated	\$3,500
Shree Sanatan Dharma Pratinidhi Sabha of Australian Inc.	\$6,000

COUNCIL DECISION

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

Clr Hadid 9:19 left the Chambers at 9:19pm.

That the recommendation be adopted.

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

Note: Clr Hadid was absent from the chambers when this item was voted on.

DIRS 33

ITEM NO: DIRS 33
FILE NO: 2012/4122
SUBJECT: TENDER WT2254 - PUBLIC SAFETY CCTV

RECOMMENDATION

That Council:

1. Rejects all tenders.
2. Reissues the tender for CCTV in the City Centre with enhanced Wi-Fi capability.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

Note: Cllr Hadid was absent from the chambers when this item was voted on.

COMMITTEE REPORTS

COMM 01

ITEM NO: COMM 01
FILE NO: 2012/4147
SUBJECT: ENVIRONMENT ADVISORY COMMITTEE MEETING MINUTES OF 15 APRIL 2013

RECOMMENDATION

That Council:

1. Notes the reports and minutes from the Environment Advisory Committee Meeting held on 15 April 2013.
2. Offers Community representative positions on Council's Environment Advisory Committee to the applicants specified in the EAC Minutes dated 15 April 2013.
3. Offers the Industry representative position on Council's Environment Advisory Committee to the applicant specified in the EAC Minutes dated 15 April 2013.
4. Offers the Environment Group representative positions on Council's Environment Advisory Committee to the applicants specified in the EAC Minutes dated 15 April 2013.
5. Notifies the successful applicants of their appointments.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council:

1. Notes the reports and minutes from the Environment Advisory Committee Meeting held on 15 April 2013.
2. Offers Community representative positions on Council's Environment Advisory Committee to the following applicants:
 - Signe Westerberg
 - Stephen Dobell-Brown
3. Offers the Industry representative position on Council's Environment Advisory Committee to the following applicant:
 - Tony Wales

4. Offers the Environment Group representative positions on Council's Environment Advisory Committee to the following applicants:
 - Tony Felgate
 - Jeff Webster

5. Notifies the successful applicants of their appointments.

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

COMM 02

ITEM NO: COMM 02
FILE NO: 2012/4154
SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING MINUTES

RECOMMENDATION

That Council notes the minutes of the Tourism and Events Committee meetings held 3 April and 1 May 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the committee reports be moved as a whole with the exceptions of COMM 07 and COMM 10.

That the recommendation be adopted.

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

COMM 03

ITEM NO: COMM 03
FILE NO: 2012/4152
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES OF THE MEETING
HELD ON 15 MAY 2013

RECOMMENDATION

That Council receives and notes the minutes of the Budget and Finance Committee meeting held on 15 May 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation.

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

COMM 04

ITEM NO: COMM 04
FILE NO: 2010/0331
SUBJECT: STREET NAMING COMMITTEE MINUTES OF MEETING 9 APRIL 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Street Naming Committee meeting held on 9 April 2013.
2. Exhibits the following street names noting that if no objections are received they will be gazetted:
 - a. Soldiers Parade, Edmondson Park
 - b. Polya Place, Horningsea Park

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

COMM 05

ITEM NO: COMM 05
FILE NO: 2012/2112
SUBJECT: NO INTERMODAL COMMITTEE MINUTES OF MEETING 23 APRIL 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the No Intermodal Committee meeting held on 23 April 2013.
2. Undertakes an internal review of the document titled 'Moorebank Intermodals key assumptions require deeper scrutiny'.
3. Following the internal review, prints 100 copies of the booklet.

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.

COMM 06

ITEM NO: COMM 06
FILE NO: 2012/3789
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES FOR MEETING HELD 1 MAY 2013

RECOMMENDATION

That Council:

1. Notes the minutes from the Economic Development Committee Minutes held on 1 May 2013.
2. Offers community representative positions on the Economic Development Committee to the applicants specified in the minutes dated 1 May 2013.
3. Reinstates the Shopfront Façade Upgrade Program (as part of the Town Improvement Fund) for the remainder of the 2013/13 financial year
4. Allocates an additional \$30,000 to the Shopfront Façade Upgrade Program in the 2013/14 financial year.
5. Increases the available Shopfront Façade Upgrade Program subsidy from 50% to 75% with the business contribution reduced to 25%, and a maximum \$8,000 above the awning and \$8,000 below the awning subsidy available for each project.
6. Notes the delivery of the Small Business Advisory Program by the Economic Development Unit.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council:

1. Notes the minutes from the Economic Development Committee meeting held on 1 May 2013.
2. Endorses the membership of Michelle Caruso, John Karismanis, Tracey Roberts and Frank Mosca as Community Representatives to the Economic Development Committee.
3. Reinstates the Shopfront Façade Upgrade Program (as part of the Town Improvement Fund) for the remainder of the 2012/13 financial year

4. Allocates an additional \$30,000 to the Shopfront Façade Upgrade Program in the 2013/14 financial year.
5. Increases the available Shopfront Façade Upgrade Program subsidy from 50% to 75% with the business contribution reduced to 25%, and a maximum \$8,000 above the awning and \$8,000 below the awning subsidy available for each project.
6. Notes the delivery of the Small Business Advisory Program by the Economic Development Unit.

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

COMM 07

ITEM NO: COMM 07
FILE NO: 2011/6197
SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MINUTES OF THE MEETING HELD ON 3 APRIL 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Aboriginal Consultation Committee meeting held on 3 April 2013.
2. Allocates the funds generated from the sale of 1 Hoxton Park Road towards the provision of an all-purpose Aboriginal Cultural Centre, and all remaining funds to the upkeep and maintenance of the centre.
3. Names the proposed Aboriginal Cultural Centre after Maria Lock, the first Aboriginal person to own land in NSW.

COUNCIL DECISION

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

That Council receives and notes the minutes of the Aboriginal Consultation Committee meeting held on 3 April 2013.

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

Note: Clr Hadid was absent from the chambers when this item was voted on.

COMM 08

ITEM NO: COMM 08
FILE NO: 2011/6197
SUBJECT: CASULA POWERHOUSE ARTS CENTRE BOARD MINUTES 15 APRIL 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Casula Powerhouse Arts Centre Board meeting held on 15 April 2013.
2. Offers community representative positions on the Casula Powerhouse Arts Centre Board to the applicants specified in the Casula Powerhouse Arts Centre Board minutes from the meeting held on 15 April 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council:

1. Receives and notes the minutes of the Casula Powerhouse Arts Centre Board meeting held on 15 April 2013.
2. Offers community representative positions on the Casula Powerhouse Arts Centre Board to Dr Satish Rai and Rebecca Brady.

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

COMM 09

ITEM NO: COMM 09
FILE NO: 2010/1301
SUBJECT: LIVERPOOL YOUTH COUNCIL COMMUNITY MEMBER NOMINATION ASSESSMENTS

RECOMMENDATION

That Council adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

The Council:

1. Appoints Victoria Yaghoubpour from Cecil Hills and Nikhil Goyal from Wattle Grove to the Liverpool Youth Council for the remainder of the current Youth Council term to June 2014.

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

COMM 10

ITEM NO: COMM 10
FILE NO: 2012/4147
SUBJECT: APPOINTMENT OF COUNCILLOR TO ENVIRONMENT ADVISORY COMMITTEE (EAC)

RECOMMENDATION

That Council appoint an alternate Councillor representative to the Environment Advisory Committee.

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.

Nominations were called for an alternate Councillor representative to the Environment Advisory Committee (EAC).

Councillor Waller nominated Clr Shelton.

Declared elected: Clr Shelton

Note: Clr Hadid was absent from the chambers when this item was voted on.

Clr Hadid returned to the chambers at 9:22pm.

QUESTIONS WITH NOTICE

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0326
SUBJECT: QUESTIONS WITH NOTICE - CLR HARLE

RECOMMENDATION

Residents of West Rossmore have raised questions regarding the progress of investigations into substantial quantities of land fill transported onto the Bellfield College site at 29/31 Rossmore Ave West Rossmore.

This matter was brought to Councils' attention in June 2012. At the time a Notice of Motion called for Councillors to inspect the site, prior to Council elections in September 2012 that has yet to occur.

Substantial earth works have occurred at the College since June 2012. Those works are highly likely to affect the natural water course traversing it and neighbouring properties, including environmentally sensitive market garden "farms" along the water course.

Residents have provided dated photographic evidence of truck movements transporting fill onto sections of the site. That fill includes boulders used to line the substantially modified dam now in the centre of the property. The latter is obvious in commercially available "Nearmaps" aerial terrain photographs taken progressively since June 2012. The fill is up to 3 metres in height and appears not to be all from "cut and fill" operations within the boundaries of the property.

- 1. Has Council carried out investigations of previously raised concerns of illegal fill and if so when can I be supplied with a copy of the results?**

The issues raised regarding unauthorised works have been inspected and investigated by Council's Enforcement Team and the Principal Certify Authority. This has included an on-site meeting and inspection that was attended by the Certifier, the builder and the school principal.

While a modification application has been lodged with Council, this modification application does not seek approval for any earthworks to the rear of the site. This modification application relates only to minor modification to the building.

Council staff conducted a further site inspection on 20 July 2012. The inspection was with the private certifier, the builder and the school principal. During this inspection, the issues relating to land fill were addressed and it

was evident that no fill was imported to the site. All filling occurred from material that was cut from the north east corner of the site. This fill was used to level the slope of the site towards the rear of the property and provide a drainage channel for water runoff from the neighbouring properties. The fill was also used within the dam area.

2. Could I also be supplied or given access to the applicable approved DA documents for the site?

A review of the most recent approvals for the subject site has been completed. This review has identified that the most recent approval relates to an approval issued by the NSW National Building and Jobs Plan Taskforce on 29 September 2010.

This approval was issued pursuant to Section 26 of the Nation Building and Jobs Plan (State Infrastructure Delivery) Act 2009.

Approval was given for the demolition of existing site structures and construction of a new school complex comprising: a multipurpose hall, a library, computer laboratories, school administration and class rooms, landscaping including tree removal modification to dams and stormwater drainage and associated works.

A copy of the approval (including approved plans) issued under the Nation Building and Jobs Plan (State Infrastructure Delivery) Act 2009 will be provided.

Council is currently in receipt of a modification application to the original approval issued by the NSW National Building and Jobs Plan Taskforce. This modification application seeks consent for the minor changes to the built form of the hall and library facilities approved by the Taskforce. This modification application does not seek consent for any additional earth works.

A copy of the Statement of Environmental Effects and notification plan submitted as part of this modification application will be provided.

Given the number of submissions received as part of the consultation process, the application will be referred to Independent Hearing and Assessment Panel for consideration and then to Council for determination.

- 3. Since a Private Certifier was used by the College, does Council have access to the following documents and if so, when can I be provided with a copy of;**
- a. Engineering details of land fill and surveyor's reports of land levels before and after current earth works were carried out?**
 - b. Flood report/study for the property?**
 - c. A current erosion and sedimentation control plan for the property?**
 - d. A wastewater /recycled water management study and where the waste water drains to?**

- e. A statement of Environmental Effects of drainage patterns and their impact on adjoining properties?**
- f. A history of landfill on the site and where the fill came from?**
- g. Are there any hazardous chemicals involved and is there a materials test report available of the fill?**

A review of Council's records has confirmed that a Construction Certificate has been issued for the works approved under the Nation Building and Jobs Plan (State Infrastructure Delivery) Act 2009 by Essential Certifiers on 25 January 2012.

A copy of the Construction Certificate will be provided. A request to the Certifying Authority has been made requesting the submission of all approved plans and specialist reports that were relied upon in the issue of the Construction Certificate. Once this information has been forthcoming this information will be made available.

QUESTIONS WITH NOTICE**QWNO 02**

ITEM NO: QWNO 02
FILE NO: 2013/0326
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

RECOMMENDATION

- 1. Please advise the net \$ amount of income/loss from 33 Moore Street Liverpool for the following years 2011, 2012 and projected for 2013.**

Council purchased the building in May 2011.

Net operating profit:	2011/2012	\$958,118
	2012/2013	\$1,035,563
	2013/2014	\$818,832 (projected)

- 2. Is this amount available by lessee or business for example parking/floor by floor?**

This information is confidential pursuant to section 10A(2)(c) of the Local Government Act 1993 as it would if disclosed confer a commercial advantage on a person with whom the council is conducting (or proposes to conduct) business.

- 3. To what account/reserve are these funds allocated?**

Council's Administration Building Reserve as per resolution 27 June 2011.

- 4. Is there a plan for the money that may be generated from any profits for 33 Moore Street, or is there a generic plan for all Council owned buildings.**

The short to medium term plan is to use the funds to upgrade the building.

- 5. Please provide a copy of this plan.**

There is no formal plan, however, when advising Council of the benefits of acquiring the building it was made clear that the net income should be reinvested into the asset.

- 6. What maintenance has been completed since Council's purchase in April 2011?**

There are ongoing maintenance contracts for all of the building's plant and equipment, for example lifts and air conditioning. Some of the major repairs/maintenance that has been undertaken include:

- Installation of tenant directory in the foyer and Council signage on exterior of the building
- Installation of a Power Factor Correction Unit
- A number of office areas have been upgraded to better accommodate Council staff, including two vacant shops on the ground floor.
- Replacement of two water pumps for the air conditioning system

- Installation of variable speed drives in the air conditioning system
- Installation of new sensors on lift doors
- Replacement of carpet and repainting in a number of the common area corridors
- Cleaned the exterior of building windows
- Applied non-slip treatment to the floor in the lift lobby and all lifts to comply with WH&S requirements

7. When were Senior Officers made aware of the 33 Moore Street failure to meet fire standards?

Senior officers were made aware of the failure of the system following routine maintenance of the system.

8. How long has the building been non compliant?

Council's system failed in late January 2013. Immediate action was undertaken to put in place interim safety procedures; all occupants, staff and tenants were notified. A permanent solution has been actively pursued and will be implemented as soon as possible.

9. Were Council officers aware of any issues on the purchase of the building?

Council officers were aware that the system was aged and would require future replacement.

10. What steps were taken to address these issues (if they did exist on purchase) and when was this completed?

Routine maintenance was undertaken and repairs completed as required.

11. When will the restrictions regarding entry be lifted.

Interim safety measures will be lifted following completion of the upgrade to the Fire Safety System throughout the building.

12. When will the upgrade be completed?

It is anticipated that works will commence in late May early June 2013 and will take a minimum of 15 weeks dependent on the successful tenderer.

13. What is the total cost of this upgrade?

The total cost is unknown at this stage, Council officers are currently assessing quotes.

14. What are the plans for further upgrades to 33 Moore Street and when will they commence?

No formal plans other than those in relation to the fire services upgrade have been determined at this stage. However, a pro-active maintenance and building upgrade program is being prepared and will accommodate recent changes to the organisational structure.

15. What is the status of the fire safety issue of the Main Library in George Street?

During routine testing of the fire safety system at the Liverpool Library some minor faults were identified with the Fire Indicator Panel, however, the system is still operational.

As part of the inspection and testing program Council will continue to rectify minor faults and conduct general maintenance as required.

THE MEETING CLOSED AT 9:22PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 26 June 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 29 May 2013. 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 JUNE 2013**

PRESENT:

Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Councillor Waller

Mr Farooq Portelli, Chief Executive Officer
Ms Julie Hately, Executive Director
Mr Matthew Daniel, Executive Director
Ms Billie Sankovic, Group Manager
Mr Gino Belsito, Group Manager
Ms Kiersten Fishburn, Group Manager
Ms Nadia Napoletano, Group Manager
Mr Matthew Walker, Group Manager
Mr Michael Cullen, Group Manager
Mr Raj Autar, Group Manager

The meeting commenced at 6:00pm

OPENING 6:03pm

PRAYER The prayer of Council will be read by Mrs Alyson Infanti, Civic Officer, Liverpool City Council

APOLOGIES Cllr Karnib

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Waller**

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

CONDOLENCES

Condolence Mrs Lesley June Tickner

On behalf of Liverpool City Council, I would like to offer my deepest condolences to the family and friends of Mrs Lesley June Tickner, who passed on Thursday 30 May 2013.

Mrs Tickner was born on 4 June 1946 to Herbert and Ivy Flegg. She was one of five children and lived on Terminus Street, Liverpool, alongside the family bottle yard business.

Mrs Tickner attended Liverpool Primary School and Liverpool High School and was a member of LEESA School Reunion Group.

After leaving school, Mrs Tickner worked for a number of local businesses whilst raising a family in Liverpool.

Mrs Tickner loved the Order of the Eastern Star and especially the Liverpool Chapter. She held the office of Worthy Matron and played an active role in charitable works through the Order of Rainbow Girls.

As an avid gardener, Mrs Tickner cherished her plants and spending time in the garden. She also enjoyed collecting stamps, sewing and olden day metal objects.

Mrs Tickner is survived by her husband, David, children Ty-Rone and Paula and four grandchildren.

We convey our sincere condolences to Mrs Tickner's family and friends at this time of great loss.

Motion: Moved: Cllr Hadchiti Seconded: Cllr Waller

That Council sends a letter of condolence to the family of the late Mrs Lesley June Tickner.

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

CONFIRMATION OF MINUTES

That the minutes of the Extraordinary Council meeting held on 23 May 2013 and Ordinary Council Meeting on 29 May 2013 be confirmed as a true record of that meeting.

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Hadchiti**

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

DECLARATIONS OF INTEREST

Cllr Hadchiti declared a less than significant, non-pecuniary interest on the following item:

Item IHAP 01

DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

Reason:

Although not noted on the report it has come to my knowledge that one of the candidates for the last local election was part of the Liberal Party ticket and may have an interest in the property

Cllr Hadchiti will not leave the Chambers for the duration of this item.

Cllr Mamone declared a less than significant, non-pecuniary interest on the following item:

Item IHAP 01

DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

Reason:

An interested party was part of the Liberal ticket and have had no connection to this person since the 2012 election

Cllr Mamone will not leave the Chambers for the duration of this item.

Clr Balloot declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

Reason: A person who was on the local government ticket for the Liberal party may have an interest in the property

Clr Balloot will not leave the Chambers for the duration of this item

Clr Ristevski declared a less than significant, non-pecuniary interest on the following items:

Item IHAP 01 DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

Reason: One of the owners was a running mate on the same ticket at the recent Council election

Clr Ristevski will not leave the Chambers for the duration of this item

Clr Hadid declared a pecuniary interest on the following items:

Item IHAP 01 DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

Reason: The owner of the property ran on the Liberal ticket in the last local government election. I have also acted on behalf of the applicant / owner as a real estate agent

Clr Hadid will leave the Chambers for the duration of this item

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

Item IHAP 01 DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

Reason: Candidate on the ticket in the Council election has an interest in IHAP 01

Mayor Mannoun will not leave the Chambers for the duration of this item.

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

Item GMEE 04 DONATIONS AND SPONSORSHIP

Reason: A recipients father is known to me

Mayor Mannoun will not leave the Chambers for the duration of this item.

PUBLIC FORUM

Presentations

Nil

Representation

Mr George Khoury will address Council on the following item:

Item – NOMO 01 Community Consultation and Sponsorship Thomas Hassall

Mayoral Minute

Subject:

Election of Councillor as an Executive Member on NSW Branch of the Australian Local Government Women's Association (ALGWA)

Report:

I am pleased to inform Council that the elections held at the ALGWA NSW Branch Annual Conference in Gosford on Saturday 16 March 2013 endorsed Councillor Wendy Waller as an executive member on ALGWA (NSW Branch). This will be for a period of 12 months.

ALGWA is an organisation for women in local government and was established in 1951. ALGWA's objectives are:

- To assist in furthering women's knowledge and understanding of the function of local government;
- To protect and enhance the interests and rights of women in local government;
- To take action in relation to any subject or activity of particular interest to women affecting local governing bodies and/or local government legislation;
- To act in an advisory capacity to intending women candidates for local government elections;
- To encourage women into professional careers in local government.

All Executive members of ALGWA work towards promoting ALGWA objectives by attending various boards and committees as well as the ALGWA Executive meetings which are held throughout NSW.

ALGWA has requested Council's support for Councillor Waller in assisting her to undertake her duties in this elected position not only in her attendance at the Conference but also to fulfill her role at the executive and board meetings.

Recommendation:

That Council:

1. Congratulates Councillor Waller on her service to the Australian Local Government Women's Association and appointment to the NSW Executive.
2. Extends the Councillor expenses policy to cover the reasonable costs of travel and accommodation to attend Australian Local Government Women's Association meetings for the one year term.

Motion: **Moved:** **Mayor Mannoun**

That the recommendation be adopted.

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

Mayoral Minute

Subject:

WSROC Request for Additional Resources

Report:

At the last meeting of the WSROC Board held on 20 June 2013, a resolution was moved to seek approval from member Councils for a one-off payment of \$10,000 to support the activities of WSROC during this period of major local government restructure.

The State Government currently has a large number of reform programs under way, including the Independent Local Government Review Panel, the Review of the *Local Government Act*, the reform of the NSW Planning system and moves towards new partnerships in service identification and delivery.

WSROC has advocated strongly and effectively on each of these issues – the NSW Planning *White Paper* lists WSROC's five key issues as its defining strategy – however, the volume of work now underway requires additional research support/ specialist advice in order to maintain our leading position.

Currently WSROC has six staff, of which only two - the CEO and Deputy CEO carry out research and policy development, preparation of submissions, advocacy, media relations, stakeholder engagement, project development, identifying, building and maintaining partnerships as well as working closely with both State and Federal Government on a range of initiatives including the State Government's reform programs, the regional and sub-regional planning boards, the Sydney Adaptation Strategy, the National Population Strategy, the National Food Plan and many others.

Given the high level of activity at this time, the WSROC Board agreed that WSROC would benefit from additional resources in order to engage extra staff to support the ongoing activities of the WSROC executive.

Recommendation:

That Council:

1. Acknowledges the additional demand upon WSROC's resources to respond to the multiple reform agendas of the State government
2. Allocates \$10,000 to WSROC to assist in responding to the State Government's reform agenda funded from the Council Reserve.

Motion: **Moved:** **Mayor Mannoun**

That the recommendation be adopted.

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

Mayoral Minute

Subject:

US Studies Centre Study Tour

Report:

As Councillors are aware Liverpool Council was successful in its Expression of Interest to participate in the US Studies Centre “Delivering a Sustainable City” program along with the City of Botany Bay, Blacktown, Waverley, Woollahra and Parramatta.

Liverpool’s delegation included the Deputy Mayor, Councillor Mamone, our Chief Executive Officer and myself. From June 9 to June 15 the Council delegation visited a number of cities in the United States that provided learnings and experiences that we hope to apply in pursuing revitalisation plans for the Liverpool City Centre. The locations visited included:

- Los Angeles, California: including examination of the revitalised “Downtown Los Angeles” area, revitalisation projects in Pasadena and energy reduction projects in the Rodeo Road and Santa Monica Third Street area
- Portland: Downtown Portland including the Pearl District, South Waterfront and EcoDistricts and review with the Portland Sustainability Institute of transit and energy projects around Portland, City of Hillsboro and Orenco Station
- Boulder, Colorado and Denver , Colorado: Meeting with Denver Urban Land Institute leaders, revitalisation projects at train station, downtown mall, LoDo and sustainability projects in and around Boulder and Fort Collins

A full Council Report will be prepared in drawing on the US Studies Centre findings from the Tour that were relevant to the participating Sydney Councils and our own observations of ideas that can be adapted for or implemented in Liverpool to revitalise our City.

Recommendation:

That Council notes:

1. The value of Council participating in the US Studies Centre program to draw ideas and expertise from US cities as well as from the other Council delegations participating.
2. That a full report on the Program with images will be prepared for Council’s information, incorporating any relevant elements from the report on the Program by the US Studies Centre.

3. That ideas from the Program will be submitted to the City Centre Revitalisation Committee for consideration.

Motion: **Moved:** **Mayor Mannoun**

That the recommendation be adopted.

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

NOMO 01

NOTICES OF MOTION

ITEM NO: NOMO 01
FILE NO: 2013/0340
SUBJECT: COMMUNITY CONSULTATION AND SPONSORSHIP THOMAS
HASSALL

RECOMMENDATION

That Council:

1. Provides sponsorship in the amount of \$5,000 to Thomas Hassall's Anglican College South West Festival which will be held on Saturday 24th August 2013.
2. Sets up a stall promoting Council Services including but not limited to handing out show bags, balloons for the children, promoting recycling programs and demonstrating how to setup compost bins or worm farms etc. at the Festival.
3. Allocates funds for point 1 from Council Reserves and fund staff costs from either salary savings or from Working Funds.

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.

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0340
SUBJECT: COMMUNITY CONSULTATION

RECOMMENDATION

That Council

1. Include a weekly message from the Mayor and Deputy Mayor or their representatives in the local newspapers Council currently holds a contract with.
2. Make this effective immediately taking into account newspaper deadlines.
3. Investigate and report back to Council costing's of delivering a Mayor and Deputy Mayor or their representative's message weekly or fortnightly in various ethnic newspapers.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

1. Includes a weekly message from the Mayor and Deputy Mayor or their representatives in the local newspapers Council currently holds a contract with.
2. Makes this effective immediately taking into account newspaper deadlines.
3. Investigates and reports back to Council costing's of delivering a Mayor and Deputy Mayor or their representative's message weekly or fortnightly in various ethnic newspapers.
4. Requires that all mass communications on behalf of Council (ie newsletters, columns, media releases etc) be approved by the Mayor before release.

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

Cllr Stanley and Cllr Shelton requested that their names be recorded as voting against the motion.

NOMO 03

ITEM NO: NOMO 03
FILE NO: 2013/0340
SUBJECT: LIGHTHORSE PARK

RECOMMENDATION

That Council:

1. Clean up Lighthorse Park by redefining garden beds and pathways; and weeding grass and garden beds.
2. Make plans to revitalise Lighthorse Park, Liverpool to commemorate the 100 years anniversary of the ANZAC landing.
3. Identify grant sources that would provide Council with the funds to improve the amenity of the Park and suitably commemorate the event (Department of Veterans Affairs).
4. Consider other ways to commemorate the anniversary such as but not limited to essay, photographic or art competitions; scholarships or sponsorship for students of Liverpool to attend events.
5. Report back to Council by October 2013 meeting detailing financial implications and opportunities and plans for improvement of Lighthorse Park and its surrounds. This report should also include plans for the commemoration in April 2015.

COUNCIL DECISION

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

That Council:

1. Writes to all candidates for the Federal Seat of Werriwa seeking their views and commitment of resources to the upgrade of Lighthorse Park in advance of the 100th Anniversary of the ANZAC landings by:
 - a. Redefining garden beds and pathways, and weeding grass and garden beds.
 - b. Works to improve drainage.
 - c. Clearing invasive weeds from the river banks and planting suitable habitat riparian native plants along river edge and along bank to railway line embankment.
 - d. Appropriate tree planting and other landscaping of the park.

2. Makes plans to revitalise Lighthorse Park, Liverpool to commemorate the 100 years anniversary of the ANZAC landing.
3. Identifies grant sources that would provide Council with the funds to improve the amenity of the Park and suitably commemorate the event (Department of Veterans Affairs).
4. Considers other ways to commemorate the anniversary such as but not limited to essay, photographic or art competitions; scholarships or sponsorship for students of Liverpool to attend events.
5. Reports back to Council by October 2013 meeting detailing financial implications and opportunities and plans for improvement of Lighthorse Park and its surrounds. This report should also include plans for the commemoration in April 2015.

Amendment: Moved: Clr Hadchiti Seconded: Clr Mamone

That Council writes to both the Federal Member for Werriwa, Mr Laurie Ferguson, and Liberal Party candidate for Werriwa, Mr Kent Johns, seeking their views and commitment of resources to the upgrade of Lighthorse Park in advance of the 100th Anniversary of the ANZAC landings by:

1. Redefining garden beds and pathways, and weeding grass and garden beds.
2. Works to improve drainage.
3. Clearing invasive weeds from the river banks and planting suitable habitat riparian native plants along river edge and along bank to railway line embankment.
4. Appropriate tree planting and other landscaping of the park.

On being put to the meeting the amendment moved by Clr Hadchiti was declared CARRIED.

NOMO 04

ITEM NO: NOMO 04
FILE NO: 2013/0340
SUBJECT: PIONEERS MEMORIAL PARK

RECOMMENDATION

That Council does all things necessary to cause interpretative signage to be erected in and around Pioneers' Memorial Park with a view toward such signage further explaining and elucidating to visitors the history of the park and the stories behind the pioneers, earlier settlers, traditional land owners and others whose final resting place may be in the park or to whom the park may otherwise be significant.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council undertakes preliminary investigations, consultations and research with respect to doing all things necessary to cause interpretative signage to be erected in and around Pioneers' Memorial Park with a view toward such signage further explaining and elucidating to visitors the history of the park and the stories behind the pioneers, earlier settlers, traditional land owners and others whose final resting place may be in the park or to whom the park may otherwise be significant.

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

Councillors voted unanimously for this motion.

Note: Cllr Karnib was absent from the Chambers when this was voted on.

Clr Hadid left the Chambers at 6:35pm.

IHAP 01

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: DA-1755/2012
SUBJECT: DEMOLITION OF EXISTING STRUCTURES AND ERECTION OF A FIVE STOREY RESIDENTIAL FLAT BUILDING COMPRISING OF 24 UNITS AND TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED LANDSCAPING

RECOMMENDATION

That Council:

1. Approves Development Application DA-1755/2012 proposing the demolition of existing structures and erection of a five storey residential flat building comprising of 24 units and two levels of basement car parking and associated landscaping at 23-25 Mayberry Crescent, Liverpool, subject to the attached conditions of consent.
2. Supports the variation to Clause 4.4 - Floor Space Ratio which has been made pursuant to Clause 4.6 of LLEP 2008.
3. Notifies in writing the persons who made a submission with regard to the proposed development of Council's decision.

COUNCIL DECISION

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

That the recommendation be adopted.

Vote For: Mayor Mannoun, Clr Harle, Clr Mamone, Clr Waller, Clr Ristevski, Clr Shelton, Clr Hadchiti, Clr Ballot

Vote Against: Clr Stanley

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

Note: Clr Karnib and Clr Hadid were absent from the Chambers when this was voted on.

Clr Hadid returned to the Chambers at 6:37pm

CEOR 01

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEOR 01

FILE NO:

SUBJECT: ANNUAL REPORTING OF CONTRACTS FOR SENIOR STAFF

RECOMMENDATION

That Council receives and notes the report.

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.

CEOR 02

ITEM NO: CEOR 02

FILE NO:

SUBJECT: APPOINTMENT OF GROUP MANAGER

RECOMMENDATION

That Council allows the Chief Executive Officer to provide an update to Council on the process for recruiting of the Group Manager position.

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.

DIRS 01

EXECUTIVE DIRECTOR REPORT

ITEM NO: DIRS 01
FILE NO: 2013/0255
SUBJECT: DETERMINATION OF LOCAL GOVERNMENT REMUNERATION
TRIBUNAL FOR 2013-2014

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Resolves to fix the fees payable to the Mayor and Councillors for the period 1 July 2013 to 30 June 2014 in accordance with the maximum for a Metropolitan Centre as determined by the Local Government Remuneration Tribunal on 8 April 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

DIRS 02

ITEM NO: DIRS 02
FILE NO: DA-1696/2012
SUBJECT: CONSOLIDATION AND RE-SUBDIVISION OF LOT 1 AND LOT 100, 40 CHURCH ROAD, DENHAM COURT LEGAL ADVICE

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That:

1. Council refuses Development Application No. 1696/2012 for Consolidation and re-subdivision of lot 1 and lot 100, 40 Church Road Denham Court.
2. The reason for refusing the Development Application is that it proposes a subdivision that will result in two lots of less than the minimum two hectare development standard specified for such lots by clause 4.1(3) of LEP 2008, and one lot that is less than 90% of that development standard and accordingly 4.6(6) of the LEP prohibits Council from approving the Development Application.
3. A copy of counsel's Memorandum of Advice dated 19 June 2013 to Council concerning the Development Application be supplied to the Applicant.
4. Council's Chief Executive Officer write to the Department of Planning and Infrastructure to investigate whether it would support an amendment to clause 4.6 of LEP 2008, to the effect of that proposed by counsel in that advice.

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

Councillors voted unanimously for this motion.

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

DIRS 03**ITEM NO:** DIRS 03**FILE NO:****SUBJECT:** LOCAL GOVERNMENT ACTS TASKFORCE SUBMISSIONS**RECOMMENDATION**

That Council:

1. Receives and notes this report.
2. Forwards the attached submission to the Division of Local Government for their consideration.

COUNCIL DECISION**Motion:****Moved: Cllr Hadchiti****Seconded: Cllr Hadid**

That Council:

1. Receives and notes this report.
2. Forwards the attached submission to the Division of Local Government for their consideration with the following amendments:

Proposal 3.3.3 Appointment and Management of Staff*Q1 – page 13 of 25**New response*

‘Liverpool Council acknowledges the issue of Appointment and Management of Staff as a key point of contention and differing opinion between the elected Council and the staff.

Liverpool Council does not support the approach taken by the Taskforce to weaken the role of Council in the relationship with the CEO/General Manager and senior staff. Council notes the clear contradictions between the Taskforce recommendations and those of the Local Government Review panel ‘Future Directions’ review.

The Independent Review panel states, with respect to organisational structure, that: “Councils have a legitimate interest in how staff resources are allocated and hence the Council should retain its current power to approve the organisation structure on the advice of the General manager, but the precise extent of this involvement needs to be clarified.” Further the Independent Review panel states:

“The Panel believes the balance (in this respect) needs to be tilted a little towards the prerogative of the Mayor, but this should be done in a way that requires the Mayor and the General Manager to work together. This could confer a number of

joint responsibilities in the area of strategic planning and financial management. They could also be given joint responsibility for designing the senior levels of the organisational structure. As well the Panel considers that the Mayor should be involved alongside the General Manager in the selection process for designated senior staff, their performance reviews and any dismissal proceedings.”

Liverpool Council strongly supports the Local Government Review Panel’s recommendations and opposes the position of the Local Government Taskforce. Council asks that the Taskforce incorporate the Panel’s position in the review of the Act.’

Proposal 3.3.3 Appointment and Management of Staff

Q3 – page 14 of 25

Delete “as well as a possible two thirds majority vote.”

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

GMSE 01

STRATEGY AND EXECUTIVE REPORT

ITEM NO: GMSE 01
FILE NO: 2011/6207
SUBJECT: ENDORSEMENT OF 'GROWING LIVERPOOL 2023 COMMUNITY STRATEGIC PLAN, DELIVERY PROGRAM, OPERATIONAL PLAN AND STATEMENT OF REVENUE POLICY.

RECOMMENDATION

That Council:

1. Adopts the Growing Liverpool 2023 Community Strategic Plan, Delivery Program 2013-17 Operational Plan 2013-14 with the changes outlined in this report.
2. Makes the rates and charges for the financial year commencing 1 July 2013 as outlined in the Statement of Revenue Policy and exhibited in the draft 2013-17 Delivery Program and 2012-13 Operational Plan.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Hadid**

That Council:

1. Adopts the Growing Liverpool 2023 Community Strategic Plan, Delivery Program 2013-17 Operational Plan 2013-14 with the changes outlined in this report.
2. Makes the rates and charges for the financial year commencing 1 July 2013 as outlined in the Statement of Revenue Policy and exhibited in the draft 2013-17 Delivery Program and 2012-13 Operational Plan.
3. Places on public exhibition for 28 days the fees and charges for community and recreation facilities
 - a. That were omitted from the Statement of Revenue Policy 2013-14 to allow for public comments and submissions; attaches the proposed fees and charges to the minutes of the meeting; and receives a further report following a review of public submissions at its meeting to be held on 31 July 2013.
 - b. Amended fees and charges as presented. Notifies affected food premises in writing in the Mayor's name of the new reduced fees and charges. Reduced up to five full time employees inspection fee to \$144 and re-inspection fee up to \$99 and re-exhibit these fees as part of point three.

4. Maintains status quo for pensioner entry fees into Council pools.

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

Mayor Mannoun requested that his name be recorded as voting for the motion.

GMSE 02

ITEM NO: GMSE 02
FILE NO: 2009/0179
SUBJECT: COUNCILLOR ACCESS TO INFORMATION AND INTERACTION WITH
 STAFF POLICY

RECOMMENDATION

That Council adopts the revised Councillor Access to Information and Interaction with Staff Policy.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That Council adopts the revised Councillor Access to Information and Interaction with Staff Policy with the following changes:

1. Page 48 Agenda page 3 of Policy

4.6.1 A copy of all such advice obtained by Council in relation to the subject matter shall be provided to all Councillors no less than one business day prior to the meeting at which the matter is to be determined to allow Councillors to read and understand the advice;

AND

2. 4.7 Where the Mayor or Councillor receives an enquiry from a constituent with regard to an operational matter, the enquiry should be actioned as follows:

- For the Mayor, the enquiry should be referred to the Executive Assistant to the Mayor to be forwarded to the Chief Executive Office for a response to either the constituent with acknowledgement of the referral or by memo for the Mayor's information and further action as he/she deems appropriate. The Mayor may determine the format of the response at either the time of the referral or at the time of the response.
- For the Councillors, the enquiry should be referred to the Councillor Support Officer to be forwarded to the Chief Executive Office for a response to either the constituent with acknowledgement of the referral or by memo for the Councillor's information and further action as he/she deems appropriate. The Councillor may determine the format of the response at either the time of the referral or at the time of the response.
- For matters not requiring a formal written response (e.g. those which require direction or a quick answer) to either the Mayor or Councillor a

telephone conversation to the Chief Executive Officer; Coordinator Executive Services or relevant Group Manager is also acceptable.

Attachment A should also be updated to reflect this change.

Amendment: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council adopts the revised Councillor Access to Information and Interaction with Staff Policy with the following changes:

1. 4.6.1 A copy of all such advice obtained by Council in relation to the subject matter shall be provided to all Councillors no less than three business days prior to the meeting at which the matter is to be determined to allow Councillors to read and understand the advice;
2. *Access to Council Buildings/Offices*
Additional clause – Restrictions to Information.
“The CEO, Executive Directors and Group Managers may invite the Mayor and/or Councillors to meet in their administration offices.”
3. 4.7 – replace dot points with (page 49)
 - For the Mayor, the enquiry should be made to the Executive Assistant to the Mayor to be forwarded to the relevant Group Manager for a response to be drafted in the Mayor’s name within 2 working days for signature and dispatch from the Mayor’s office.
 - For Councillors, the enquiry should be made to the Councillor Support Officer to be forwarded to the relevant Group Manager for a response to be emailed direct to the Councillor within 5 working days. The Councillor is then responsible for forwarding the response with any comments to the constituent.
 - For matters not requiring a formal written response (e.g. those which require direction or a quick answer) to either the Mayor or Councillor a telephone conversation to the Chief Executive Officer; Executive Directors, Coordinator Executive Services or relevant Group Managers is also acceptable.

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

GMSE 03

ITEM NO: GMSE 03

FILE NO:

SUBJECT: FUTURE DIRECTIONS FOR LOCAL GOVERNMENT

RECOMMENDATION

That Council:

1. Endorses the Draft Submission and forward it to the Independent Local Government Review Panel.
2. Allows the Chief Executive Officer to present the findings of the telephone survey.

COUNCIL DECISION

Motion:

Moved: Cllr Waller

Seconded: Cllr Stanley

That Council:

1. Endorses the Draft Submission with the following amendment page 33 point 3.10 that an extra point be included that prior learning also be acknowledged and forward it to the Independent Local Government Review.
2. Allows the Chief Executive Officer to present the findings of the telephone survey.

Foreshadowed Motion: Moved: Cllr Hadchiti

Seconded: Cllr Hadid

That Council:

1. Endorses and forwards the Draft Submission to the Independent Local Government Review Panel, with the following amendments:
 - a. 2. Executive Summary (page 21)
Additional paragraph on shared services through County Council model inserted before last paragraph.
“Liverpool Council acknowledges the Review Panel’s report is more complex and far reaching than boundary changes. By nature of the Panel’s report Councils will examine the boundary changes suggested and in many ways be distracted from other opportunities in the recommendations. However Liverpool Council is of the view that further examination of the County Council model is warranted. This may take the form of another name and structure suited to urban areas such as the Southern Council Alliance or a more formalised ROC but potentially if well resourced and structured deliver the reforms the Panel is seeking. A County Council model incorporating for example Camden, Campbelltown and Liverpool Councils could be empowered

to deal with regional issues such as strategic planning and land use, transport, environment and economic growth, whilst the retained (if modified) local Councils could be responsible for local service delivery. Council commends more detailed examination of this model for local government and creating a regional city based around Liverpool region.”

b. 2. Executive Summary (page 21)

Additional paragraph on Improving Political Leadership inserted before last paragraph

“Liverpool Council is a modern city council characterised by a multitude of new and second generation Australians from many cultures. Council’s research has demonstrated that the community strongly supports a full time Mayor and strong civic leadership. Council believes that the current structure of local government in NSW is antiquated, cumbersome, contradictory and is not adapting to the modern expectations of the local community it serves nor that of international visitors and investors. Council recommends that the Independent Panel further examine the modernisation of local government through best practice models of governance as exemplified in the United States. Specifically Council supports a regional city of approximately 600,000 residents with a governance model of a more executive Mayor and a civic cabinet such as Brisbane. Council supports the role of cabinet chairpersons or numerous Deputy Mayors to full fill the civic cabinet role and those roles resourced appropriately to function effectively”

c. 3.10. Improve Political Leadership (page 33)

Delete ‘mandatory’ from references to training in the response (note here in third box, also 3.11).

Add following to fifth box

“Mayors and Councillors can require staff for policy and communications advice that is relatively independent of the Council organisation and therefore employed in the Council structure at ‘arms length’ from the organisational structure.”

d. 3.10. Improve Political Leadership (page 33)

Add following NEW sixth box

“Liverpool Council is a modern city council characterised by a multitude of new and second generation Australians from many cultures. Council’s research has demonstrated that the community strongly supports a full time Mayor and strong civic leadership. Council believes that the current structure of local government in NSW is antiquated, cumbersome, contradictory and is not adapting to the modern expectations of the local community it serves nor that of international visitors and investors. Council recommends that the Independent Panel further examine the modernisation of local government through best practice models of governance as exemplified in the United States. Specifically Council supports a regional city of approximately 600,000 residents with a governance model of a more executive Mayor and a civic cabinet such as Brisbane. Council supports the role of cabinet chairpersons or numerous Deputy Mayors to full fill the civic cabinet role and those roles resourced appropriately to function effectively”

e. 3.11 Enhance the Status of Mayors (page 35)

Fifth box – add comment

“Council supports a minimum two year terms for other Mayors as well as Deputy Mayors, Chairpersons and membership of Committees to enhance governance stability”

f. 3.12 Revisit Council – Management Relations (page 36)

Delete all words fourth paragraph starting with “The general manager should...” and ending at end of second last paragraph

Replace with following:

“Liverpool Council acknowledges the issue of Appointment and Management of Staff as a key point of contention and differing opinion between the elected Council and the staff.

Liverpool Council supports the approach taken by the Panel to strengthen the role of Council in the relationship with the CEO/General Manager and senior staff. The Independent Review panel states, with respect to organisational structure, that: “Councils have a legitimate interest in how staff resources are allocated and hence the Council should retain its current power to approve the organisation structure on the advice of the General manager, but the precise extent of this involvement needs to be clarified.” Further the Independent Review panel states: “The Panel believes the balance (in this respect) needs to be tilted a little towards the prerogative of the Mayor, but this should be done in a way that requires the Mayor and the General manager to work together. This could confer a number of joint responsibilities in the area of strategic planning and financial management....they could also be given joint responsibility for designing the senior levels of the organisational structure. As well the Panel considers that the Mayor should be involved alongside the General Manager in the selection process for designated senior staff, their performance reviews and any dismissal proceedings.”

Liverpool Council strongly supports the Local Government Review Panel’s recommendations as outlined above and specifically does not support proposals to reduce the role of Mayors and Councillors in determining the organisational structure or appointment of senior staff; to insert any cooling off period for Council to act on contract of a general manager or the requirement for two thirds vote to dismiss a general manager.”

g. 3.20 Drive and Monitor Ongoing Reform (page 44)

Addition to fourth box re Boundaries Commission

Additional sentence at end:

“The Boundaries Commission has been perceived to be aligned with the political agenda of the government of the day. Council believes that a truly independent Boundaries Commission should be developed that regularly reviews boundaries and the cases brought to it for minor or major boundary changes making recommendations to the government. Such a body could

reside within the NSW electoral commission office to ensure independence and integrity.”

h. Page 33 point 3.10 that an extra point be included that prior learning also be acknowledged and forward it to the Independent Local Government Review.

2. Allows the Chief Executive Officer to present the findings of the telephone survey.

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

GMBE 01

BUSINESS EXCELLENCE REPORT

ITEM NO: GMBE 01
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT MAY 2013

RECOMMENDATION

That Council receives and notes the 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.

GMBE 02

ITEM NO: GMBE 02
FILE NO: 2008/1100
SUBJECT: WRITING OFF BAD DEBTS

RECOMMENDATION

That Council:

1. Approves the write off of bad debts totalling \$30,260 as outlined in the confidential report attached.
2. Maintains the amount of \$2,000, above which debts to the Council can only be written off by resolution of the Council.
3. Keeps confidential the report supplied under separate cover containing debtor details pursuant to the provisions of section 10A (2) (a) of the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Waller**

That Council defers this report to the next Council Meeting.

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

GMCP 01

CITY PRESENTATION REPORT

ITEM NO: GMCP 01
FILE NO: 2013/0765
SUBJECT: TENDER WT2241 - SUPPLY OF READY MIXED CONCRETE

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Accepts the Tenders from Advanced Ready Mixed Concrete Pty Ltd, Concrete Pty Ltd and Hi-Quality Sitemix Pty Ltd for WT2241 – Supply of Ready Mixed Concrete for an initial two (2) year contract term with the option of 2 x 12 month extension periods by mutual agreement between the supplier and Council.
2. Makes public its decision regarding Tender WT2241 – Supply of Ready Mixed Concrete.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

GMCC 01

COMMUNITY AND CULTURE REPORT

ITEM NO: GMCC 01
FILE NO: 2012/3378
SUBJECT: TENDER ST2207 CLEANING OF CHILD CARE CENTRES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council rejects all tenders and instructs the Chief Executive Officer enter into negotiations for the purpose of achieving a better financial outcome.

Vote For: Mayor Mannoun, Clr Harle, Clr Mamone, Clr Ristevski, Clr Hadchiti, Clr Balloot

Vote Against: Clr Stanley, Clr Shelton, Clr Waller

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

Mayor Mannoun requested that it be noted that Australia has a new prime minister.

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

GMCC 02

ITEM NO: GMCC 02

FILE NO:

SUBJECT: TENDER PST2164 SUPPLY OF LIBRARY MATERIALS

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion:

Moved: Clr Stanley

Seconded: Clr Shelton

That Council:

1. Makes public its decision regarding PST2164 – Supply of Library Materials.
2. Accepts the tenders submitted by James Bennett Pty Ltd for the selection and supply of English language books and Digital Education Services for audio-visual materials for the schedule of rates listed in their tender documents for contract number PST2164.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

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

GMEE 01**ECONOMY AND ENGAGEMENT REPORT**

ITEM NO: GMEE 01
FILE NO: 2008/1042
SUBJECT: COMMUNITY ENGAGEMENT POLICY

RECOMMENDATION

That Council:

1. Adopts the Community Engagement Policy June 2013.
2. Receives a further report detailing the proposed model for a community panel (Liverpool Voice) and the resources required to implement it.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That:

1. Council adopts the Community Engagement Policy June 2013 except part six which relates to Community Forums: Implementation Methods:

The community forum is an open meeting of community members and Council Officers. It provides an opportunity for community members to be informed and consulted about relevant issues and to provide feedback to Council. Council operates two monthly Community Forums: An Urban Forum and a Rural Forum, each with a strategic focus on the areas they represent. The structure of each forum is to give equal time to Council presentations and to General business whenever possible.
2. Council receives a further report detailing the proposed model for a community panel (Liverpool Voice) and the resources required to implement it.
3. A report comes back to Council on a program to utilise the mobile Council office concept involving the Mayor and Councillors in forums and other consultation meetings, recognising the fundamental importance of civic leadership to the City's engagement with the community.

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

GMEE 02

ITEM NO: GMEE 02

FILE NO:

SUBJECT: FORMAL AGREEMENT BETWEEN LIVERPOOL CITY COUNCIL AND
LIVERPOOL HOSPITAL

RECOMMENDATION

That Council agrees to develop a formal agreement between Liverpool City Council and Liverpool Hospital.

COUNCIL DECISION

Motion:

Moved: Cllr Shelton

Seconded: Cllr Hadchiti

That the recommendation be adopted.

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

GMEE 03

ITEM NO: GMEE 03

FILE NO:

SUBJECT: MIDNIGHT BASKETBALL PROGRAM

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Receives a further report with updated progress; and
3. Invites the Mayor and Councillor delegates to the Community Consultation meeting in early August.

COUNCIL DECISION

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Hadid

That the recommendation be adopted.

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

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

Item GMEE 04

DONATIONS AND SPONSORSHIP

Reason:

A recipients father is known to me

Mayor Mannoun will not leave the Chambers for the duration of this item.

GMEE 04

ITEM NO: GMEE 04

FILE NO: 2012/1938

SUBJECT: DONATIONS AND SPONSORSHIP

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of \$1,400 under the Sporting Donations Program as summarised in the table below:

Applicant Name	Amount
Dominik Eparamia	\$100
Declan Grohala	\$100
Nicholas Marie-Louise	\$500
Corey Neil Driver	\$200
Kodee Heddle	\$500

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

Applicant Name	Amount
Sanatan Satsan Sabha of NSW	\$2,500

COUNCIL DECISION

Motion:

Moved: Cllr Stanley

Seconded: Cllr Shelton

That the recommendation be adopted.

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

GMEE 05

ITEM NO: GMEE 05

FILE NO:

SUBJECT: WESTERN SYDNEY WANDERERS SPONSORSHIP UPDATE

RECOMMENDATION

That Council:

1. Receives and notes the legal advice regarding the sponsorship of the Wanderers.
2. Sponsors the Western Sydney Wanderers for \$25,000 (ex GST) for the 2013/14 season from the Tourism and Events Special Reserve Budget.
3. Places on public notice its intention to sponsor the Wanderers for \$25,000 ex GST for a period of 28 days.
4. Makes available any tickets received as part of the sponsorship arrangement to the community.
5. Clearly articulates in the sponsorship agreement with the Wanderers the services and activities that are to be provided by the Wanderers and that the Wanderers commit to providing these services during the sponsorship term.
6. Receives a report at the next Council meeting in July on the outcomes of the public exhibition process.

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.

GMGO 01

GOVERNANCE REPORT

ITEM NO: GMGO 01

FILE NO: 2005/2709

SUBJECT: CLASSIFICATION OF LOT 21 DP 1167439, 'LIBRARY FORECOURT',
GEORGE STREET, LIVERPOOL AS 'OPERATIONAL' LAND

RECOMMENDATION

That Council classifies Lot 21 DP 1167439, 'Library Forecourt', George Street, Liverpool as 'Operational' land in accordance with the Local Government Act 1993.

COUNCIL DECISION

Motion:

Moved: Cllr Hadid

Seconded: Cllr Harle

That the recommendation be adopted.

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

GMGO 02

ITEM NO: GMGO 02

FILE NO: 2012/3733

SUBJECT: PROPOSED EASEMENT FOR UNDERGROUND ELECTRICITY CABLES OVER LOTS 178, 179 AND 180 DP 1147508, BERGENDAL DRIVE, EDMONDSON PARK

RECOMMENDATION

That Council:

1. Grants an easement in favour of Endeavour Energy for underground electricity cables over Lots 178, 179 and 180 DP 1147508 on the terms outlined in the confidential attachment;
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 formalisation of the easement to be signed under Power of Attorney by Council's delegated officer; and
4. Transfers the compensation amount detailed in the confidential attachment to the Property Development Reserve.

COUNCIL DECISION

Motion:

Moved: Cllr Hadid

Seconded: Cllr Balloot

That the recommendation be adopted.

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

GMIE 01

ITEM NO: GMIE 01

FILE NO: 2012/0194

SUBJECT: APEX PARK, LIVERPOOL CONSERVATION MANAGEMENT PLAN

RECOMMENDATION

That Council adopts the Conservation Management Plan for Apex Park.

COUNCIL DECISION

Motion:

Moved: Cllr Hadid

Seconded: Cllr Harle

That the recommendation be adopted.

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

GMIE 02

ITEM NO: GMIE 02
FILE NO: 2013/0245
SUBJECT: TENDER ST2237 SECURITY SERVICES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council awards Moresmate Pty Ltd as Council's service provider for security services for the following reasons:

1. Its tender was conforming.
2. Its tender, based on the published assessment criteria, provides the best value to Council.
3. Its tendered Lump Sum Price and hourly rates are considered fair and reasonable and within Council's budget.
4. Its experience in this type of service is extensive.
5. The referee checks of Moresmate Pty Ltd indicates their satisfactory past performance.
6. It has been assigned a sound rating by Corporate Scorecard's with respect to their financial capacity to undertake the proposed contract.

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

Councillors voted unanimously for this motion.

GMPG 01

PLANNING AND GROWTH REPORT

ITEM NO: GMPG 01
FILE NO: 2012/1606
SUBJECT: AMENDMENT 28 TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN
2008 - RURAL LANDS STUDY

RECOMMENDATION

That Council:

1. Adopts the Rural Lands Study 2012 as amended.
2. Adopts Amendment No. 9 to the Liverpool Development Control Plan 2008 and places an advertisement in the local paper giving public notice of Council's decision that Development Control Plan is in force as amended.
3. Proceeds with the making of Liverpool Local Environmental Plan 2008 Draft Amendment No. 28.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Hadchiti**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

GMPG 02

ITEM NO: GMPG 02
FILE NO: 2012/3209
SUBJECT: SUBMISSION FOR A NEW PLANNING SYSTEM FOR NSW - WHITE PAPER

RECOMMENDATION

That Council:

1. Notes the information contained within the report and the attachments.
2. Submits Attachment 1 to the Department of Planning and Infrastructure as Councils submission to the White Paper exhibition.

COUNCIL DECISION

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

That Council:

1. Notes the information contained within the report and the attachments.
2. Lodges the submission to the Department with the following changes:
 - While floor space ratio (FSR) controls can provide equitable and flexible basis to control building bulk and scale, that FSR can also be perceived as a prescriptive and limiting control to the provision of diverse housing and development outcomes and is not the only mechanism to achieve quality design outcomes.
 - Adaptive re-use and incentives to promote development and useability of heritage places is supported.
 - Release area Councils with high exposure to acquisitions, infrastructure delivery burden require certainty that adequate contributions from development and state government mechanisms will be available to adequately cover the essential infrastructure (drainage, transport, open space and community facilities) to meet the needs of the incoming population.

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

COMM 01

COMMITTEE REPORTS

ITEM NO: COMM 01

FILE NO: 2012/2112

SUBJECT: APPOINTMENT OF COUNCILLOR TO THE NO INTERMODAL
COMMITTEE

RECOMMENDATION

That Council appoints an alternate Councillor representative to the No Intermodal Committee.

COUNCIL DECISION

Motion:

Moved: Cllr Waller

Seconded: Cllr Ristevski

That Council amends the Charter to delete one councillor representative on the No Intermodal Committee.

COMM 02

ITEM NO: COMM 02

FILE NO: 2012/2112

SUBJECT: NO INTERMODAL COMMITTEE MEETING NOTES OF 22 MAY 2013

RECOMMENDATION

That Council notes the meeting notes of the No intermodal Committee meeting held on 22 May 2013.

COUNCIL DECISION

Motion: **Moved: Clr Hadchiti**

Seconded: Clr Harle

That the committee reports be moved as a whole with the exceptions of COMM 05 and COMM 09.

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

COMM 03

ITEM NO: COMM 03

FILE NO:

SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES OF THE MEETING
HELD ON 5 JUNE 2013

RECOMMENDATION

That Council receives and notes the minutes of the Budget and Finance Committee meeting held on 5 June 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti**

Seconded: Cllr Harle

That the recommendation be adopted.

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

COMM 04

ITEM NO: COMM 04

FILE NO: 2004/0386

SUBJECT: ETHICS AND AUDIT COMMITTEE MEETING HELD ON 14 MAY 2013

RECOMMENDATION

That Council receives and notes the minutes of the Ethics and Audit Committee meeting held on 14 May 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti**

Seconded: Cllr Harle

That the recommendation be adopted.

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

COMM 05

ITEM NO: COMM 05

FILE NO: 2011/6251

SUBJECT: LIVERPOOL YOUTH COUNCIL MEETING NOTES AND MINUTES OF MEETINGS HELD ON 9 APRIL & 14 MAY 2013

RECOMMENDATION

That Council receives and notes meeting notes of the Liverpool Youth Council meeting held on 9 April and the minutes of the Liverpool Youth Council meeting held on 14 May.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Waller**

That the recommendation be adopted.

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

COMM 06

ITEM NO: COMM 06

FILE NO: 2011/6197

SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MINUTES OF THE MEETING HELD ON 1 MAY 2013

RECOMMENDATION

That Council receives and notes the minutes of the Aboriginal Consultation Committee meeting held on 1 May 2013.

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.

COMM 07

ITEM NO: COMM 07

FILE NO: 2006/0983

SUBJECT: LIVERPOOL CITY SPORTS COMMITTEE MINUTES 28 MARCH 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Sports Committee meeting held on 28 March 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti**

Seconded: Cllr Harle

That the recommendation be adopted.

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

COMM 08

ITEM NO: COMM 08

FILE NO:

SUBJECT: LIVERPOOL ACCESS COMMITTEE MINUTES 11 MAY 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Liverpool Access Committee held on 11 May 2013.
2. Writes to Liverpool Plaza to request what plans they have to address the gradient of the ramp at the rear of the centre and if the accessible toilet can be changed to MLAK access.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti**

Seconded: Cllr Harle

That the recommendation be adopted.

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

COMM 10

ITEM NO: COMM 10

FILE NO: 2010/0331

SUBJECT: STREET NAMING COMMITTEE MINUTES OF MEETING 6 JUNE 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Street Naming Committee meeting held on 6 June 2013.
2. Exhibits the following street names:
 - a. Cheviot Lane
 - b. Bond Lane
 - c. Hampshire Lane
 - d. Eugenie Lane
 - e. Whitehall Lane
3. Replaces the street sign in the new subdivision in Voyager Point from Coachwood to Coach.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti**

Seconded: Cllr Harle

That the recommendation be adopted.

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

COMM 11

ITEM NO: COMM 11
FILE NO: 2005/0603
SUBJECT: LOCAL TRAFFIC COMMITTEE MINUTES OF MEETING HELD ON 15 MAY 2013 AND SPECIAL ELECTRONIC MEETING OF 4 JUNE 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the LTC meeting held on 15 May 2013 and Special Electronic LTC meeting of 4 June 2013.
2. Adopts the following recommendations of the LTC meeting held on 15 May 2013:

a. Item 1 Bradbury Street, Moorebank – Traffic Conditions

- i. Liverpool Highway Patrol be requested for additional surveillance of the area and for appropriate enforcement.
- ii. All stake holders be advised accordingly of Council's resolution.

b. Item 2 Christiansen Boulevard, Moorebank - Traffic Conditions

- i. The provision of the following line markings along Christiansen Boulevard, Moorebank, to be funded by the developer, be supported:
 - Longitudinal centre line Type S1 between Brickmakers Drive and Bradbury Street.
 - Longitudinal centre line Type BB and edge lines 3.2 metres from the centre between Bradbury Street and Maddecks Avenue.
- ii. Liverpool Highway Patrol be requested to carry out additional surveillance and appropriate speed enforcement.
- iii. All stake holders be advised accordingly of Council's resolution.

c. Item 3 Kurrajong Road, Prestons – Pedestrian Crossing Facility near Casula Mall

- i. A revised design for a pedestrian crossing facility, that has addressed safety concerns with the proposed closure of the western pedestrian refuge as well as turning movements to and from the Casula Mall, be resubmitted to the LTC for further consideration.
- ii. The revised design is to include investigation for the provision of pedestrian fencing to direct pedestrians to the location of proposed pedestrian crossing at the eastern end of the section of Kurrajong Road (fronting Casula Mall).

d. Item 4 Brickmakers Drive, Moorebank - Five Tonne Load Limit

- i. The matter be reconsidered after the Council has received RMS approval of the Traffic Management Plan for the proposed load limit. This matter was reconsidered on 4 June 2013 following RMS approval.

3. Adopts the following recommendation of the Special Electronic LTC meeting of 4 June 2013.

a. Brickmakers Drive, Moorebank - Five Tonne Load Limit

- i. The provision of a five tonne load limit for Brickmakers Drive be supported.
- ii. The decision be advertised in local newspapers.
- iii. A five tonne load limit signs be installed along Newbridge Road and Nuwarra Road at their approaches to Brickmakers Drive, along with signs on Brickmakers Drive at both ends, by the developer.
- iv. A drawing showing the specific locations of the proposed signage for the load limit (including the ones on Newbridge Road) is to be submitted to the RMS and the Police for approval, under delegated authority.

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.

COMM 12

ITEM NO: COMM 12

FILE NO:

SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING MINUTES - 5 JUNE 2013

RECOMMENDATION

That Council notes the minutes of the Tourism and Events Committee meetings held 5 June 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti**

Seconded: Cllr Harle

That the recommendation be adopted.

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

CORR 01

CORRESPONDENCE REPORTS

ITEM NO: CORR 01

FILE NO:

SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton**

Seconded: Cllr Ristevski

That the recommendation be adopted.

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

THE MEETING CLOSED AT 7:53PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 31 July 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 26 June 2013. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.



MINUTES OF THE ORDINARY MEETING HELD ON 31 JULY 2013

PRESENT:

Mayor Ned Mannoun
Councillor Balloot
Councillor Hadchiti
Councillor Hadid
Councillor Harle
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley

Mr Farooq Portelli, Chief Executive Officer
Ms Julie Hately, Executive Director
Mr Matthew Daniel, Executive Director
Ms Billie Sankovic, Group Manager
Mr Gino Belsito, Group Manager
Ms Kiersten Fishburn, Group Manager
Ms Nadia Napoletano, Group Manager
Mr Matthew Walker, Group Manager
Mr Michael Cullen, Group Manager
Mr Raj Autar, Group Manager
Ms Toni Averay, Group Manager

The meeting commenced at 6:08pm

OPENING

6:08pm

PRAYER

The prayer of Council was read by Reverend Stewart Pearson from the St Lukes Anglican Church.

APOLOGIES

Clr Balloot, Clr Waller

Motion:

Moved: Clr Mamone

Seconded: Clr Karnib

CONDOLENCES

Nil

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 26 June 2013 be confirmed as a true record of that meeting.

DECLARATIONS OF INTEREST Nil

PUBLIC FORUM

Presentations

1. Atef Al-Abbodi addressed Council to present and donate his painting/art work to Council. Vijay D'Mello assisted Atef Al-Abbodi as an interpreter.

Representation

1. Mr Chris Sansom addressed Council on the following item:

Item – IHAP 02 Modification to development consent DA-1393/2012

2. Mr Keith Simmons addressed Council on the following item:

Item – IHAP 03 Dan Murphy's Liquor Store

3. Mr Alastair Hanley addressed Council on the following item:

Item – IHAP 03 Dan Murphy's Liquor Store

4. Mr Stan Davidson addressed Council on the following item:

Item – IHAP 03 Dan Murphy's Liquor Store

5. Mr John Crozier addressed Council on the following item:

Item – IHAP 03 Dan Murphy's Liquor Store

6. Mr Tim Rogers addressed Council on the following item:

Item – IHAP 03 Dan Murphy's Liquor Store

7. Ms Joanna McClellan addressed Council on the following item:

Item – IHAP 03 Dan Murphy's Liquor Store

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That a three minute extension of time be given to Ms Joanna McClellan.

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

8. Mr Aidan Murphy addressed Council on the following item:

Item – IHAP 03

Dan Murphy's Liquor Store

Mayoral Minute

Subject:

Proposed Land Acquisition of Liverpool City Council Owned Land by the Federal Government for the Moorebank Intermodal

Report:

The purpose of this Mayoral Minute is to inform Council and the community of correspondence received from the Department of Finance and Deregulation regarding the proposed land acquisition of Liverpool City Council owned land for the Moorebank Intermodal.

On 5 July 2013 Council representatives met with the Department of Finance and Deregulation and Moorebank Intermodal Company Limited. At the meeting it was noted that the Federal Government intends to compulsory acquire the three parcels of Council land including:

- Bapaume Road
- Northern Council Land – Lot 101 in DP1049508
- Northern Powerhouse Land – Lot 10 in DP881265

The compulsory acquisition of the above parcels will have a significant adverse impact on the Georges River corridor, public amenity and the Casula Powerhouse Arts Centre.

Furthermore the creation of the Casula Parklands is no longer feasible and as a result no additional recreation space or activities will be available to the community along the Georges River.

Recommendation:

That Council:

1. Notes the information contained in the Mayoral Minute.
2. Seeks external technical, communication and legal advice to best represent council and its constituents in this matter.
3. Based on advice in point 2 above, delegates to:
 - 3.1 The Chief Executive Officer the ability to take necessary actions to represent Council's interests using funds from the budget identified for the proposed Intermodal.
 - 3.2 The Mayor, in cases of necessity, the policy making functions of the governing body of Council between Council meetings as contemplated by s.226 of the Local Government Act 1993.

4. Receives regular advice of actions taken and funds expended.
5. Writes to local Federal and State Members of Parliament affected by the Intermodal to advise them of the current situation and seek their support in the best interest of the rate payer.
6. Receives a status report at the No Intermodal Committee Meeting from the Chief Executive Officer or delegate.

Motion:

Moved: Mayor Mannoun

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

MAYORAL REPORT

MAYR 01

ITEM NO: MAYR 01
FILE NO: 2013/0462
SUBJECT: LAKE DOUJON AND DONATELIFE

RECOMMENDATION

That Council:

1. Supports activities in the Liverpool LGA to increase organ donation and awareness.
2. Apply to the Geographical Names Board to name the wetlands surrounded by Dunumbral Park and Gough Park Cecil Hills as 'Lake Doujon' in memory of Doujon Zammit and as an important symbolism of organ transplant and the work of DonateLife.
3. Subject to the name being approved by the Geographic Names Board, holds an event in conjunction with the Zammit family and Donate Life to unveil a plaque commemorating the naming and promoting organ donation.
4. Invites DonateLife to attend Citizenship Ceremonies conducted by Liverpool Council and to provide information to residents about registering as an organ donor.

COUNCIL DECISION

Motion: **Moved: Mayor**

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

NOTICES OF MOTION**NOMO 01**

ITEM NO: NOMO 01
FILE NO: 2013/0341
SUBJECT: ELECTED LEADERS FORUMS

RECOMMENDATION

That Council:

1. Writes to all Members of Parliament (Federal and State) representing the residents of Liverpool to seek their input, feedback and suggestions about the Elected Leader's Forum format and objectives.
2. Seeks the input of the Mayor and Councillors.
3. Looks at other councils to test our model against others to ensure best practice.
4. Prepares a report for before the next Elected Leader's Forum to provide the opportunity to suggest and implement changes should any be required.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

NOMO 02

ITEM NO: NOMO 02
FILE NO: 2013/0341
SUBJECT: YORK STREET CASULA

RECOMMENDATION

That Council:

1. Adds this street to Works Programme with a view to completing curb and guttering and a new road by June, 2014.
2. Source funds from s94 plan for this area.
3. Provides Council with a progress report at its December meeting.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Hadchiti**

That Council:

1. Investigates options and costs for upgrading the road surface and condition of York Street in Casula, including options for resurfacing only and for the full reconstruction with kerb and gutter.
2. Confirms the availability of developer contributions for the purpose of upgrading York Street Casula and identify any other potential funding sources.
3. Receives a report on points 1 and 2 at the August 2013 Council Meeting.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 01

ITEM NO: IHAP 01
FILE NO: DA-1980/2012
SUBJECT: FOUR LOT RESIDENTIAL SUBDIVISION

RECOMMENDATION

That Council:

1. Approves Development Application DA-1980/2012 which seeks consent seeks for the subdivision of proposed Lot 518 into four Torrens title lots at proposed lot 518 in a plan of subdivision of Lots 102, 103, and 104 DP 1045185, and Lot 15 DP 1123873, Government Road and 441 Hoxton Park Road, Hinchinbrook.
2. Supports the variation to Clause 7.13 made pursuant to Clause 4.6 of LLEP 2008.

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.

Councillors voted unanimously for this motion.

Note: Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

IHAP 02

ITEM NO: IHAP 02
FILE NO: DA-1393/2012/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA-1393/2012

RECOMMENDATION

That Council:

1. Approves modification application 1393/2012/A which seeks to amend Development Consent DA-1393/2012 pursuant to Section 96(2) of the Environmental Planning and Assessment Act 1979.
2. Supports the variation to Clause 4.1 made pursuant to Clause 4.6 of LLEP 2008.

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.

Note: Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 03

ITEM NO: IHAP 03
FILE NO: DA-1589/2012
SUBJECT: DAN MURPHY'S LIQUOR STORE

RECOMMENDATION

That Council:

1. Approves Development Application DA-1589/2012 proposing the demolition of existing structures and construction of a Dan Murphy's liquor store and fit-out with associated signage, car parking and loading facilities at Lot 101 in DP 601256 and Lot 1 in DP 230908 being No. 101 Nuwarra Road, Moorebank, subject to the recommended conditions of consent.
2. The recommended conditions of consent be amended to incorporate the recommendations put forward by the IHAP at its meeting of 19 July 2013.
3. The persons who made a submission with regard to the proposed development be notified in writing of Council's decision.

COUNCIL DECISION

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

That Council:

1. Refuses Development Application DA-1589/2012 proposing the demolition of existing structures and construction of a Dan Murphy's liquor store and fit-out with associated signage, car parking and loading facilities at Lot 101 in DP 601256 and Lot 1 in DP 230908 being No. 101 Nuwarra Road Moorebank for the following reasons:
 - The proposed development is contrary to the objectives of the R4 – High Density zone. The development would preclude the achievement of high density residential development on the R4 zoned portion of the site. (*Section 79C(1)(a)(i) of the Environmental Planning and Assessment Act 1979*).
 - The proposed development would result in unacceptable social impacts on the community as a consequence of the retailing of liquor at discounted prices and an increase in density of liquor outlets in the Moorebank community (*Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979*).

- The proposed development would result in unacceptable impacts on the community as a consequence of traffic generated by the development. The traffic generated by the development would impact on the functioning of both Nuwarra Road and Lucas Avenue and result in increased potential for traffic conflict in the immediate locality (*Section 79C(1)(b) of the Environmental Planning and Assessment Act 1979*).
 - The site is not suitable for the proposed development given the proximity of the development to sensitive community members such as Nuwarra Public School and users of the Moorebank Community Facility. (*Section 79C(1)(c) of the Environmental Planning and Assessment Act 1979*).
 - The proposed development would be inappropriate having regard to the submissions received opposing the subject Development Application (*Section 79C(1)(d) of the Environmental Planning and Assessment Act 1979*).
 - For the reasons outlined above the proposed development is not considered to be in the public interest (*Section 79C(1)(e) of the Environmental Planning and Assessment Act 1979*).
2. Notifies the persons who made a submission with regard to the proposed development in writing of Council's decision.

Foreshadowed Motion: Moved: Clr Ristevski

That Council:

1. Defers the determination Development Application DA-1589/2012 to allow for a Councillor Briefing session to be held for Development Application DA-1589/2012.
2. Notifies the applicant and the persons who made a submission with regard to the proposed development that Council has deferred the determination of Development Application DA-1589/2012 and advises of when Development Application DA-1589/2012 will be re-considered by Council.

Clr Ristevski left the Chambers at 7.23pm.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Councillors voted unanimously for this motion.

Note: Clr Balloot, Clr Ristevski and Clr Waller were absent from the chambers when this was voted on.

CHIEF EXECUTIVE OFFICER REPORT

CEOR 01

ITEM NO: CEOR 01
FILE NO: 2012/2797
SUBJECT: WSROC APPLICATION FOR COMMUNITY ENERGY EFFICIENCY PROGRAM (CEEP) ROUND 2 GRANT FUNDING

RECOMMENDATION

That Council:

1. Authorises the Western Sydney Regional Organisation of Councils Ltd (WSROC) to deal with the Department of Climate Change and Energy Efficiency on behalf of Liverpool City Council in relation to the Funding Agreement for *Light Years Ahead – the Western Sydney Energy Efficient Street Lighting Project*. (Funding Arrangement Initiative.)
2. Enter into a Memorandum of Understanding with WSROC to formalise the administration surrounding the funding arrangement initiative.
3. Send a letter to WSROC confirming this resolution and enclosing an authority to Department of Climate Change and Energy Efficiency.

COUNCIL DECISION

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

Clr Ristevski returned to the Chambers at 7:25pm.

That the recommendation be adopted.

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

STRATEGY AND EXECUTIVE REPORT

GMSE 01

ITEM NO: GMSE 01
FILE NO: 2013/0256
SUBJECT: LOCAL GOVERNMENT NSW ANNUAL CONFERENCE

RECOMMENDATION

That Council:

1. Nominates up to 11 delegates to attend the 2013 Local Government New South Wales Annual Conference to vote on motions.
2. Nominates for up to 10 delegates to attend the 2013 Local Government New South Wales Annual Conference to vote on Board membership.
3. Notes the key issues that Council has identified for consideration at the conference.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That Council:

1. Nominates up to 11 delegates to attend the 2013 Local Government New South Wales Annual Conference to vote on motions.
2. Nominates for up to 10 delegates to attend the 2013 Local Government New South Wales Annual Conference to vote on Board membership.
3. Notes the key issues that Council has identified for consideration at the conference and add the following new issue for inclusion in the business paper:

Details of Issue:

Currently if an advertising trailer as a registered vehicle parks on the side of the road, it is legally allowed to stay in that position, and Council has little ability to move it on. The advertising may not be appropriate, there is no conformity in size or message and in many cases it is inappropriate and an eyesore along the main roads of the Local Government area. This may also be a distraction for drivers and therefore pose further risk for safety.

Motion of Proposed Solution

That the State Government implements laws to allow Council's to regulate and/or prohibit advertising trailers in their local government areas. Any new law should allow Council to limit the size, type and where trailers may locate, and allow a fee to be charged for any applications made for this to happen.

4. Implements a programme of timed parking in the affected area.

Mayor Mannoun left the chambers at 7:35pm and vacated the Chair.

Deputy Mayor Clr Hadid accepted the Chair at 7:35pm.

Mayor Mannoun returned to the room at 7:36pm and resumed the Chair.

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

Nominations were called for delegates for motions and board membership:

Declared elected: Clr Balloot, Clr Hadchiti, Clr Hadid, Clr Harle, Clr Mamone,
Clr Ristevski and Clr Waller.

GMSE 02

ITEM NO: GMSE 02

FILE NO:

SUBJECT: ADOPTION OF AMENDMENTS TO THE OPERATIONAL PLAN
STATEMENT OF REVENUE POLICY 2013-2014

RECOMMENDATION

That Council considers any submissions received and adopts the amendments to the Statement of Revenue Policy 2013-2014 as outlined in the attachment.

COUNCIL DECISION

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Hadid

That Council:

1. Considers any submissions received and adopts the amendments to the Statement of Revenue Policy 2013-2014 as outlined in the attachment.
2. Funds the reduction in the budget from salaries savings.
3. Writes to all affected food premises from the Mayor informing them of Council's decision to reduce inspection fees.
4. Moves Small Businesses operating in the Local Government Area to Category B of the Community Facilities Fee Structure descriptions, subject to advice from the Chief Executive Officer.

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

BUSINESS EXCELLENCE REPORT

GMBE 01

ITEM NO: GMBE 01
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT JUNE 2013

RECOMMENDATION

That Council receives and notes the 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.

GMBE 02

ITEM NO: GMBE 02
FILE NO: 2008/1100
SUBJECT: WRITING OFF BAD DEBTS

RECOMMENDATION

That Council:

1. Approves the write off of bad debts totalling \$30,260 as outlined in the confidential report attached.
2. Maintains the amount of \$2,000, above which debts to the Council can only be written off by resolution of the Council.
3. Keeps confidential the report supplied under separate cover containing debtor details pursuant to the provisions of section 10A (2) (a) of the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Shelton**

That the recommendation be adopted.

Amendment: **Moved: Cllr Ristevski** **Seconded: Cllr Hadchiti**

That Council moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, for the purpose of information supplied under separate cover containing debtor details in accordance with Section 10A(2) (a) of the Local Government Act 1993.

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

COMMUNITY AND CULTURE REPORT

GMCC 01

ITEM NO: GMCC 01
FILE NO: 2012/3378
SUBJECT: TENDER 2207 CLEANING OF CHILD CARE

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Mamone**

That Council moves into Closed Session prior to the conclusion of the meeting with the press and public excluded, 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.

ECONOMY AND ENGAGEMENT REPORT

GMEE 01

ITEM NO: GMEE 01
FILE NO: 2013/0009
SUBJECT: REVIEW OF CORPORATE SPONSORSHIP POLICY

RECOMMENDATION

That Council adopts the attached Corporate Sponsorship Policy.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Hadid**

That Council defers this report to a future Council meeting.

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

Councillors voted unanimously for this motion.

GMEE 03

ITEM NO: GMEE 03
FILE NO: 2013/2009
SUBJECT: CORPORATE SPONSORSHIP OF WESTERN SYDNEY WANDERERS

RECOMMENDATION

That Council notes the report and re-confirms funding for sponsorship of the Western Sydney Wanderers.

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 Stanley requested that her name be recorded as voting against the motion.

GMEE 04

ITEM NO: GMEE 04

FILE NO:

SUBJECT: CITY CENTRE CALENDAR OF FESTIVALS AND EVENTS

RECOMMENDATION

That Council:

1. Notes that the existing festival and events program has been realigned to enliven and activate the City Centre precinct.
2. Endorses the proposed activities.
3. Notes that the events program will continue to be refined to reflect feedback from business commercial and the community.

COUNCIL DECISION

Motion:

Moved: Cllr Hadid

Seconded: Cllr Mamone

That the recommendation be adopted.

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

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

That Council have a ten minute recess at 8:00pm.

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

Council meeting resumed at 8:15pm.

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

That items GMPG 01 be brought forward.

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

PLANNING AND GROWTH REPORT

GMPG 01

ITEM NO: GMPG 01
FILE NO: RZ-2/2013
SUBJECT: PROPOSED AMENDMENT TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008 - REZONING OF LOT 29 DP 1044841, 501 COWPASTURE ROAD, LEN WATERS ESTATE FROM IN2 LIGHT INDUSTRIAL TO B6 ENTERPRISE CORRIDOR

RECOMMENDATION

That Council:

1. Forwards a copy of the planning proposal to the Department of Planning and Infrastructure seeking a Gateway determination to rezone part of Lot 29 DP 1044841 Cowpasture Road Len Waters Estate to B6 Enterprise Corridor and following that proceed with public authority consultation and public exhibition.
2. Considers a further report that outlines the results of the public authority consultation and public exhibition.

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.

Note: Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

GMEE 07

ITEM NO: GMEE 07
FILE NO: 2009/1032
SUBJECT: REQUEST FOR FUNDS TO REFURBISH MILLER COMMUNITY CENTRE (FORMER MILLER LIBRARY)

RECOMMENDATION

That Council:

1. Allocates \$50,400 of general funds to be used for the upgrade of the Miller Community Centre in the Capital delivery Budget in 2013-2014
2. Waives the hiring fees until such time as the centre is fully operational.

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.

GMEE 08

ITEM NO: GMEE 08
FILE NO: 2012/1332
SUBJECT: COMMUNITY SAFETY AND CRIME PREVENTION STRATEGY 2013-2017

RECOMMENDATION

That Council adopts the Community Safety and Crime Prevention Strategy 2013-2017 dated February 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

GOVERNANCE REPORT

GMGO 01

ITEM NO: GMGO 01
FILE NO: 2012/3573
SUBJECT: REVIEW OF THE CODE OF MEETING PRACTICE

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Acknowledges the submissions received.
3. Not proceed with the proposed amendments as advertised; and
4. Notes the amendments made by the Chief Executive Officer pursuant to clause 75 of the Code which reflect recent changes to Council's organisational structure.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council:

1. Receives and notes this report.
2. Acknowledges the submissions received.
3. Proceeds with the proposed amendments as advertised; and
4. Notes the amendments made by the Chief Executive Officer pursuant to clause 75 of the Code which reflect recent changes to Council's organisational structure.

Foreshadowed Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the recommendation be adopted.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Division called:

Vote For: Clr Hadchiti, Clr Hadid, Clr Mamone, Mayor Mannoun, Clr Ristevski

Against: Clr Harle, Clr Karnib, Clr Shelton, Clr Stanley

Note: Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

GMGO 03

ITEM NO: GMGO 03
FILE NO: 2013/1929
SUBJECT: PQ2271 - REVIEW OF COUNCIL'S TENDERING PROCESSES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Accepts the tender from Catalyst Procurement Group Pty Ltd for PQ2271 – Review of Council’s tendering processes for a contract term of two weeks at the GST inclusive price of \$19,900 even though they are not a “major accounting firm”.
2. Notes the Executive Director will finalise all details and sign the Letter of Acceptance for the tender, giving it contractual effect, in accordance with delegated authority.
3. Makes public its decision regarding PQ2271 – Review of Council’s Tendering Processes.
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.

Note: Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

4. Authorises its delegated officer to execute any documents, under Power of Attorney necessary to give effect to this decision.
5. Transfer the net proceeds sales/swaps to the Property Development Reserve.

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

Note: Cllr Balloot and Cllr Waller were absent from the chambers when this was voted on.

GMGO 05

ITEM NO: GMGO 05
FILE NO: 2013/0789
SUBJECT: PROPOSED DISPOSAL OF LOT 50 DP 1136954, BIGGE STREET,
LIVERPOOL

RECOMMENDATION

That Council:

1. Approves the sale of Lot 50 DP 1136954, Bigge Street, Liverpool, for the price and terms outlined in the attached confidential report subject to the land swap between Council and Railcorp for land forming part of Bigge Street located to the south of Newbridge Road being finalised;
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 the 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 to the Property Development Reserve.

COUNCIL DECISION

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

Mayor Mannoun left the chambers at 8:46pm and vacated the Chair.

Deputy Mayor Clr Hadid accepted the Chair at 8:46pm.

That the recommendation be adopted.

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

Note: Mayor Mannoun, Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

GMGO 06

ITEM NO: GMGO 06
FILE NO: 2013/1884
SUBJECT: PROPOSED EASEMENT FOR A PADMOUNT SUBSTATION AND UNDERGROUND ELECTRICAL CABLES OVER LOT 103 DP 1055797, SARAH HOLLANDS DRIVE, HORNINGSEA PARK

RECOMMENDATION

That Council:

1. Grants a Padmount substation and an underground electrical cable easement to Endeavour Energy over Lot 103 DP 1055797, Sarah Hollands Drive, Horningsea Park, on the terms outlined in the confidential attachment;
2. Keeps confidential the report attached and supplied under separate cover containing the compensation amount pursuant to the provisions of s10A(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 formalisation of the easement to be signed under Power of Attorney by Council's delegated officer; and
4. Transfers the compensation amount detailed in the confidential attachment to the Property Development Reserve.

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.

Note: Mayor Mannoun, Clr Balloot and Clr Waller were absent from the chambers when this was voted on.

INFRASTRUCTURE AND ENVIRONMENT REPORT

GMIE 01

ITEM NO: GMIE 01
FILE NO: 2011/4255
SUBJECT: 2013 ENVIRONMENT GRANTS PROGRAM

RECOMMENDATION

That Council:

1. Endorses the following applications for the 2013 Environment Grants Program as outlined in this report.

Applicant Name	Amount
Australian Foundation for Disability	\$3000
Vishwa Hindu Parishad of Australia	\$3000
Outer Liverpool Community Service Inc	\$2400
Tafe NSW South Western Sydney Institute - Outreach	\$1760
Moorebank Sports Club Limited	\$5000
William Carey OOSH	\$5000
All Saints Catholic Primary School	\$3000
Casula Public School	\$3000
Liverpool West Public School	\$3000
Cecil Hills Public School	\$2170
Lurnea High School	\$1550
Heckenberg Public School	\$4000
Christadelphian Heritage College Sydney	\$5000
Total Funds Allocated	\$41,880

2. Notifies all applicants of the outcome of their application.

COUNCIL DECISION

Mayor Mannoun returned to the room at 8:50pm and resumed the Chair.

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

That the recommendation be adopted.

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

GMIE 02

ITEM NO: GMIE 02
FILE NO: 2011/0200
SUBJECT: PUBLIC ADDRESS SYSTEMS

RECOMMENDATION

That Council receives and notes the contents of this report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

COMMITTEE REPORTS

COMM 01

ITEM NO: COMM 01
FILE NO: 6197/2011
SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MINUTES OF THE MEETING HELD ON 5 JUNE 2013

RECOMMENDATION

That Council receives and notes the minutes of the Aboriginal Consultation Committee meeting held on 5 June 2013.

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.

Clr Hadchiti left the Chambers at 8:58pm.

COMM 02

ITEM NO: COMM 02
FILE NO: 2012/4152
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Budget and Finance Committee meeting held on 3 July 2013.
2. Lists the property at 9 McLean Street, Liverpool for sale as a commercial property.

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.

COMM 03

ITEM NO: COMM 03
FILE NO: 2012/3789
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES OF MEETING
FROM 3 JULY 2013

RECOMMENDATION

That Council receives and notes the Minutes of the Economic Development Committee meeting held 3 July 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 04

ITEM NO: COMM 04
FILE NO: 2009/1298
SUBJECT: HERITAGE COMMITTEE MINUTES OF MEETING FROM 24 JUNE 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Heritage Advisory Committee meeting held on 24 June 2013.
2. Modifies the charter of the Heritage Advisory Committee to make it 'open to the public'.
3. Modifies the charter of the Heritage Advisory Committee to add an additional member on the committee and offer this position to Mrs Judy Pack.

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.

COMM 05

ITEM NO: COMM 05

FILE NO:

SUBJECT: LIVERPOOL ACCESS COMMITTEE MINUTES OF THE MEETING
HELD ON 11 JUNE 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Access Committee held on 11 June 2013.

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.

COMM 06

ITEM NO: COMM 06

FILE NO:

SUBJECT: LIVERPOOL CITY CENTRE REVITALISATION COMMITTEE MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the City Centre Revitalisation Committee meeting held on 3 July 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 07

ITEM NO: COMM 07
FILE NO: 2011/6251
SUBJECT: LIVERPOOL YOUTH COUNCIL MINUTES OF MEETING HELD ON 11
JUNE 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Youth Council meeting held on 11 June 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 08

ITEM NO: COMM 08
FILE NO: 2012/2112
SUBJECT: NO INTERMODAL COMMITTEE MEETING MINUTES FROM MEETING HELD ON 10 JULY 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the No Intermodal Committee meeting including the following actions:
 - a. Council staff to send committee members details of Australian Government department assessing this application.
 - b. Council staff to write to other government agencies that made a submission to the previous SIMTA exhibition to inform them of the current exhibition.
 - c. Council staff to prepare briefing documentation and engage a consultant for the Federal Government intermodal proposal to be on exhibition soon.
 - d. Council staff to create flyers and arrange translation of text.
 - e. Council staff to arrange a trial desk at Liverpool Mall to raise awareness of the intermodals.
 - f. Council staff to provide approximate costs for a mail out to suburbs surrounding the intermodals.
2. Allocates \$100 000 from the Intermodal budget for the engagement of a consultant to prepare Councils submission to the upcoming public exhibition of the Federal Government intermodal terminal.
3. Allocates \$5000 from the Intermodal Fighting Fund to arranging a stall at Liverpool Mall to raise awareness about the intermodal, prepare flyers, including translations and petitions documents/form letters for the stall.

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.

COMM 09

ITEM NO: COMM 09
FILE NO: 2012/4154
SUBJECT: TOURISM AND EVENTS COMMITTEE MINUTES 3 JULY 2013

RECOMMENDATION

That Council receives and notes the minutes of the Tourism and Events Committee meetings held on the 3 July 2013.

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.

CORRESPONDENCE REPORTS

CORR 01

ITEM NO: CORR 01
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE**QWNO 01**

ITEM NO: QWNO 01
FILE NO: 2013/0328
SUBJECT: QUESTION WITH NOTICE CLR SHELTON

RECOMMENDATION

In late 2012, Liverpool City Council adopted a charter for a 'No Intermodal Committee' being a committee of Council. Given that:

- 1. Scheduled meetings of this committee failed on 26 February 2013 and again on 22 May 2013 due to lack of quorum,**
- 2. Councillor RISTEVSKI has now resigned altogether (without being replaced),**
- 3. Thereby effectively leaving Councillor HARLE it is suggested as the only regular attender, and**
- 4. An amount of \$58,000.00 from ratepayer/public moneys was by resolution of council on 5 November 2012 earmarked for the purpose of maintaining a public campaign against the intermodal proposal(s) (moved Councillor HADCHITI)**

Could we please be advised of the dates of all meetings scheduled for this committee since its inception (regardless of whether the meeting was in fact held or abandoned for lack of quorum) and the identification, on each occasion, of those committee members who a. attended, b. apologised, and c. neither turned up or apologised (again regardless of whether a formal meeting was actually held or abandoned for lack of quorum).

Please also confirm that to the date of the last council meeting (June) it remained the case there have been no appropriations or proposals for appropriations from this committee with respect to the sum of \$58,000.00 earmarked by Council in November of last year for its purposes.

Please find detailed below all the dates of the scheduled meetings of the No Intermodal Committee, including details of who attended, who were apologies and whether the meeting had a quorum:

The No Intermodal Working Party met on 3 July 2012.

The No Intermodal Committee met on:

Meeting Date	Attendees	Apologies	Quorum
26 February 2013	Councillor Harle Councillor Ristevski Milan Marecic (GM delegate) Tanya O'Brien Megan Hill Mr Erik Rakowski Mr John Anderson Mr Reinard Van Lieshout Mr John Mavrevski	Mayor Mannoun Councillor Hadchiti Councillor Mamone Andy Trigas Damien Smith Girgis Basta	No
26 March 2013	Mayor Mannoun Councillor Harle Councillor Hadchiti Tanya O'Brien (GM delegate) Megan Hill Mr Erik Rakowski Mr John Anderson Mr Allan Corban	Councillor Ristevski Councillor Mamone Milan Marecic Mr Reinard Van Lieshout	Yes
23 April 2013	Mayor Mannoun Councillor Harle Councillor Mamone Milan Marecic (GM delegate) Lisa Mackay Mr Allan Corben Mr John Anderson Mr Reinard Van Lieshout	Councillor Ristevski Councillor Hadchitti Tanya O'Brien Mr Erik Rakowski	Yes
22 May 2013	Councillor Harle Tanya O'Brien (GM delegate) Megan Hill Mr John Anderson Mr. Allen Corben Mr. Brian Bruce Mr Andy Trigas	Mayor Mannoun Councillor Hadchiti Councillor Mamone Mr Reinard Van Lieshout Mr Erik Rakowski Ms. Lorrae Lemond Mr. Paul van den Bos Ms. Narelle van den Bos Mr. Girgis Basta Ms. Nansi Giedess Mr. Glen Richardson Ms. Tatiana Richardson Mr. Michael Rusell	No

10 July 2013	Councillor Harle Tanya O'Brien (GM delegate) Megan Hill Mr John Anderson Mr. Allen Corben Mr Reinard Van Lieshout Mr Erik Rakowski Ms. Lorrae Lemond	Mayor Mannoun Councillor Hadchiti Councillor Mamone Mr. Paul van den Bos Ms. Narelle van den Bos Mr. Girgis Basta Ms. Nansi Giedess Mr. Glen Richardson Ms. Tatiana Richardson Mr. Michael Rusell	Yes
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The next meeting is scheduled for Wednesday 7 August 2013 from 5:30pm to 7pm.

With regards to the No Intermodal Fighting Fund, as at the June Council meeting no appropriations from the No Intermodal Fighting Fund had been made.

Please note that the meeting minutes from the 10 July 2013 meeting are going to the 31 July 2013 Council meeting and these minutes from the committee recommend allocating funds from the No Intermodal Fighting Fund.

Clr Hadchiti returned to the Chambers 9:02pm.

Clr Karnib left the chambers at 9:02pm.

That Council moves into Closed Session to consider items GMBE 02 and GMCC 01.

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

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

The public, media representatives and Council officers departed the Chambers.

Council moved into Closed Session at 9.01pm.

GMBE 02

ITEM NO: GMBE 02
FILE NO: 2008/1100
SUBJECT: WRITING OFF BAD DEBTS

RECOMMENDATION

That Council:

1. Approves the write off of bad debts totalling \$30,260 as outlined in the confidential report attached.
2. Maintains the amount of \$2,000, above which debts to the Council can only be written off by resolution of the Council.
3. Keeps confidential the report supplied under separate cover containing debtor details pursuant to the provisions of section 10A (2) (a) of the Local Government Act 1993.

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.

Clr Karnib returned to the chambers at 9:07pm.

GMCC 01

ITEM NO: GMCC 01
FILE NO: 2012/3378
SUBJECT: TENDER 2207 CLEANING OF CHILD CARE

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council:

1. Accept the following tenders for ST2207 Cleaning of Child Care Centres.
 - Storm International for Portion A; and
 - Child Care Cleaning for Portion B.
2. Makes public its decision regarding tender ST2207 Cleaning of Child Care Centres.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

Note: Cllr Balloot and Cllr Waller were absent from the chambers when this was voted on.

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

Open Council resumed at 9:10pm

On re-opening the meeting to the public, the resolution for GMBE 02 and GMCC 01 Council was read by the Chairperson:

GMBE 02

That Council:

1. Approves the write off of bad debts totalling \$30,260 as outlined in the confidential report attached.
2. Maintains the amount of \$2,000, above which debts to the Council can only be written off by resolution of the Council.
3. Keeps confidential the report supplied under separate cover containing debtor details pursuant to the provisions of section 10A (2) (a) of the Local Government Act 1993.

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

GMCC 01

That Council:

1. Accept the following tenders for ST2207 Cleaning of Child Care Centres.
 - Storm International for Portion A; and
 - Child Care Cleaning for Portion B.
2. Makes public its decision regarding tender ST2207 Cleaning of Child Care Centres.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

THE MEETING CLOSED AT 9:14 PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 28 August 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 31 July 2013. 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 AUGUST 2013

PRESENT:

Mayor Ned Mannoun
 Councillor Balloot
 Councillor Hadchiti
 Councillor Hadid
 Councillor Harle
 Councillor Karnib
 Councillor Ristevski
 Councillor Shelton
 Councillor Stanley
 Councillor Waller
 Mr Farooq Portelli, Chief Executive Officer
 Ms Julie Hately, Executive Director
 Mr Matt Daniel, Executive Director
 Ms Billie Sankovic, Group Manager Strategy and Executive
 Mr Mathew Walker, Group Manager Business Excellence
 Ms Kiersten Fishburn, Group Manager Community and Culture
 Mr Gino Belsito, Group Manager City Presentation
 Ms Nadia Napoletano, Group Manager Governance
 Mr Michael Cullen, Group Manager Economy and Engagement
 Mr Raj Autar, Group Manager Infrastructure and Environment
 Ms Toni Averay, Group Manager Planning and Growth

The meeting commenced at 6:07pm

OPENING	6:07pm	
PRAYER	The prayer of Council was read by Pastor Henry Jacotine from Inspire Church.	
APOLOGIES	Clr Mamone	
Motion:	Moved: Clr Hadchiti	Seconded: Clr Shelton
CONDOLENCES	Nil	

CONFIRMATION OF MINUTES

Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That the minutes of the Ordinary Council meeting held on 31 July 2013 be confirmed as a true record of that meeting with the following amendments:

1. Insert Clr Karnib as present on the first page of the minutes.
2. Delete Clr Balloot name from the list of Councillor present on the first page as he was an apology for the meeting.
3. Insert Clr Karnib's expression of interest to be considered for nomination for the Local Government Conference.

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

DECLARATIONS OF INTEREST

Clr Hadchiti declared a less than significant, non-pecuniary interest on the following item:

Item GMGO 02 PROPOSED DRAINAGE EASEMENT OVER LOT 166 DP 789756, 147 LEACOCKS LANE, CASULA KNOWN AS GLEN REGENT RESERVE

Reason: The Mayor is a colleague and director of a trust company associated with the trust.

Clr Hadchiti will leave the Chambers for the duration of this item.

Clr Hadchiti declared a less than significant, non-pecuniary interest on the following item:

Item GMPG 03 MODIFICATION TO DEVELOPMENT CONSENT 424/2008

Reason: Liberal Party leased a property from the applicant at market rates.

Clr Hadchiti will not leave the Chambers for the duration of this item.

Clr Hadchiti declared a less than significant, non-pecuniary interest on the following item:

Item Mayoral Minute SPONSORSHIP TEAM GONG BALLISTIC & 1200KMS FOR KIDS CHARITY BIKE RIDES

Reason: Has a friend who has MS.

Clr Hadchiti will leave the Chambers for the duration of this item.

Clr Balloot declared a less than significant, non-pecuniary interest on the following item:

Item GMGO 02 PROPOSED DRAINAGE EASEMENT OVER LOT 166 DP 789756, 147 LEACOCKS LANE, CASULA KNOWN AS GLEN REGENT RESERVE

Reason: The Mayor is a colleague and director of a trust company associated with the trust.

Clr Balloot will leave the Chambers for the duration of this item.

Clr Balloot declared a less than significant, non-pecuniary interest on the following item:

Item GMPG 03 MODIFICATION TO DEVELOPMENT CONSENT 424/2008

Reason: Liberal Party leased a property from the applicant at market rates.

Clr Balloot will not leave the Chambers for the duration of this item.

Clr Ristevski declared a less than significant, non-pecuniary interest on the following item:

Item GMGO 02 PROPOSED DRAINAGE EASEMENT OVER LOT 166 DP 789756, 147 LEACOCKS LANE, CASULA KNOWN AS GLEN REGENT RESERVE

Reason: The Mayor is a colleague and director of a trust company associated with the trust.

Clr Ristevski will leave the Chambers for the duration of this item.

Clr Ristevski declared a less than significant, non-pecuniary interest on the following item:

Item GMPG 03 MODIFICATION TO DEVELOPMENT CONSENT 424/2008

Reason: Liberal Party leased a property from the applicant at market rates.

Clr Ristevski will not leave the Chambers for the duration of this item.

Clr Hadid declared a less than significant, non-pecuniary interest on the following item:

Item GMGO 02 PROPOSED DRAINAGE EASEMENT OVER LOT 166 DP 789756, 147 LEACOCKS LANE, CASULA KNOWN AS GLEN REGENT RESERVE

Reason: The Mayor is a colleague and director of a trust company associated with the trust.

Clr Hadid will not leave the Chambers for the duration of this item.

Mayoral Minute

Subject: Circus Policy

Report:

Liverpool is a City of over 180,000 people, 35% of whom are under the age of 25. Affordable entertainment and nothing to do for families and the young is a pressing issue identified in various studies in the area. It is the responsibility of Council to remove or reduce as much as possible the impediments to accessing affordable and varied entertainment in our City.

Recently Council has been approached by reputable modern circus operators to present circus activities in the Liverpool local government area. In 2011 Council adopted a Circus Policy that explicitly prohibited a circus being held on public land. This has proven to be a disincentive for circus operators touring the City of Liverpool. As a result I propose to amend the Circus Policy effective immediately to remove the prohibition for a circus to utilise Council or public lands.

I note that Council as the land owner is still required to give land owners consent for any proposed use and any activity of this nature is subject to a development application subject to conditions of consent if approved, which will usually include a bond to protect the integrity of the public parkland involved.

That Council

1. Acknowledges the important role of the modern circus in providing accessible and affordable entertainment for communities like the families and youth of Liverpool.
2. Removes the prohibition on circuses utilising Council and public lands by adopting the attached Circus Policy as amended.
3. Notes that the new Circus Policy does not confer owner's consent for an operator and that Council is the consent authority for development applications on Council lands.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

Clr Stanley and Clr Waller requested that their names be recorded as voting against the motion.

Clr Hadchiti requested that his name be recorded as voting for the motion.

Clr Hadchiti and Clr Stanley left the Chambers at 6.29pm.

Mayoral Minute

Subject: Sponsorship Team Gong Ballistic & 1200kms for Kids charity bike rides

Report:

Multiple sclerosis (MS) is a puzzle that has perplexed medical science since it was first described in 1868. The disease affects the central nervous system and can, to varying degrees, interfere with the transmission of nerve impulses throughout the brain, spinal cord and optic nerves.

MS affects many people in Liverpool living with the disease, their families and carers. I am pleased to report to Council that a local resident with a strong personal connection to MS is organising a team in the Sydney to Gong Ride in October called Team Gong Ballistic. Council has been approached to sponsor the local team.

The Humpty Dumpty Foundation raise much needed funds to purchase medical equipment for remote and rural communities. A Liverpool resident Joshua Stilloni is participating in the ride for the second year riding over 1200 kilometres from Sydney to Brisbane in October. He has approached the Council for sponsorship and I feel we should support a young resident from our city.

I am advised that both applications would meet the donation and sponsorship policy criteria, however the next meeting of the committee is not until September and this would be too late for Council to fully benefit from the sponsorship promotional opportunities.

Recommendation:

That Council:

1. Acknowledges the important work of MS Australia and the Humpty Dumpty Foundation and the assistance the organisations provides in the community.
2. Congratulates all participants in the Sydney to Gong charity ride and the 12000kmsfor Kids.
3. Approves gold level \$2000 sponsorship of the Team Gong Ballistic in the Sydney to Gong ride in October 2013.
4. Approves \$1000 sponsorship of Joshua Stilloni in the 1200kms for Kids bike ride.
5. Supports both sponsorships with appropriate media and communications activity.

Motion: Moved: Mayor Mannoun

That the recommendation be adopted.

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

Note: Cllr Hadchiti and Cllr Stanley were absent from the chambers when this item was voted on.

Clr Hadchiti and Clr Stanley returned to the Chambers at 6:34pm.

NOTICES OF MOTION

NOMO 01

ITEM NO: NOMO 01
FILE NO: 2013/0342
SUBJECT: PROVISION OF INFORMATION TO COUNCILLORS

RECOMMENDATION

That Council:

1. Finds a solution for delivering minutes, amendments and other information during Council Meetings.
2. Implements measures by the September 2013 meeting; with using funds from the Councillor 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.

NOMO 03

ITEM NO: NOMO 03
FILE NO: 2013/0342
SUBJECT: CODE OF CONDUCT AND SS. 356 AND 440 OF THE LOCAL GOVERNMENT ACT, 1993 (NSW)

RECOMMENDATION

That Council:-

1. Pursuant to subs.440(3) of the Local Government Act, 1993 (NSW) adopts the following amendment to the Code of Conduct adopted by Liverpool City Council on 6 February 2013:

Insert a new clause 3.4 as follows:

You must not hold yourself out as being able or willing to separately entertain, deal with or otherwise act on any form of request for public moneys where such request already falls within the published criteria of an existing Council program for donations or sponsorship or other form of benefit.

2. That Council takes all steps necessary to give effect to the foregoing amendment.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Division of Council was called by Clr Stanley.

For: Clr Stanley, Clr Shelton, Clr Karnib, Clr Harle, Clr Waller

Against: Mayor Mannoun, Clr Hadchiti, Clr Ristevski, Clr Balloot, Clr Hadid

The Mayor used his casting vote to vote against the MOTION.

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 01

ITEM NO: IHAP 01
FILE NO: DA-211/2013
SUBJECT: SUBDIVISION OF EXISTING LOT INTO 29 RESIDENTIAL LOTS, ONE RESIDUE LOT AND ASSOCIATED WORKS INCLUDING ROAD CONSTRUCTION

RECOMMENDATION

That Council:

1. Approves Development Application DA-211/2013 which seeks consent for the subdivision of existing lot into 29 residential lots, one residue lot and associated works including road construction at Lot 92 DP 843489, 290 Jardine Drive Edmondson Park subject to conditions of consent.
2. Impose the additional conditions of consent as recommended by the IHAP at its meeting of 1 August 2013.
3. Supports the variation to Clause 7.13 made pursuant to Clause 4.6 of LLEP 2008.

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.

Note: Clr Mamone was absent from the meeting when this was voted on.

IHAP 02

ITEM NO: IHAP 02
FILE NO: DA-66/2013
SUBJECT: TWO STAGED TORRENS TITLE SUBDIVISION CREATING 25 LOTS WITH ASSOCIATED CONSTRUCTION OF ROADS AND DRAINAGE.

RECOMMENDATION

That Council:

1. Approves Development Application DA-66/2013 which seeks consent for the staged subdivision of Lot 315 DP 2475, 130 Flynn Avenue Middleton Grange subject to conditions of consent.
2. Supports the variation to Clause 4.1 of LLEP 2008 which has been made pursuant to Clause 4.6.

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.

For: Mayor Mannoun, Clr Balloot, Clr Hadchiti, Clr Shelton, Clr Waller, Clr Karnib, Clr Harle, Clr Hadid, Clr Ristevski.

Against: Clr Stanley

Note: Clr Mamone was absent from the meeting when this was voted on.

IHAP 03

ITEM NO: IHAP 03
FILE NO: DA-160/2013
SUBJECT: SUBDIVISION OF PROPOSED LOT 9 CREATING TWO TORRENS
TITLE LOTS

RECOMMENDATION

That Council:

1. Approves Development Application DA-160/2013 which seeks consent for the subdivision of proposed Lot 9 into two Torrens Title lots at proposed Lot 9 in a plan of subdivision of Lot 45 DP 841782 and Lot 9 DP 1118870, 2 Melaleuca Place Prestons.
2. Impose the additional conditions of consent as recommended by the IHAP at its meeting of 1 August 2013.
3. Supports the variation to Clause 7.13 made pursuant to Clause 4.6 of LLEP 2008.

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.

Note: Clr Mamone was absent from the meeting when this was voted on.

CHIEF EXECUTIVE OFFICER REPORT

CEOR 01

ITEM NO: CEOR 01
FILE NO: 2012/3205
SUBJECT: CITY CENTRE PARKING STRATEGY

RECOMMENDATION

That Council:

1. Receives and notes the content of this report.
2. Approves a traffic study to be funded from the Parking Reserve at an estimated cost of \$120,000.
3. Notes that a further report regarding the traffic study will be provided at the December 2013 Council meeting.

COUNCIL DECISION

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

That Council:

1. Receives and notes the contents of Council report CEOR 01 City Centre Parking Strategy.
2. Approves a traffic study to be funded from the parking Reserve at an estimated costs of \$120,000.
3. Address, in the traffic study, the issues of moving traffic in and around Liverpool focussing on but not limited to the following intersections and their interactions with the CBD and its traffic flows:
 - a) Terminus, Hume Hwy and Hoxton Park Road
 - b) Elizabeth Drive, Hume Hwy
 - c) Remembrance Ave, Warwick Farm and Hume Hwy
 - d) Forbes, Bigge and Macquarie Street North and CBD.
 - e) George and Scotts Streets Liverpool
 - f) The Ring Road System
4. Find innovative solutions to improve traffic flow.
5. Make the necessary representations to the relevant Ministers and Government Departments of the State and Federal Governments to secure funding.

6. Apply for all funding opportunities that become available.
7. Provide Council with a further report at the December 2013 meeting.

Amendment: **Moved: Cllr Hadchiti** **Seconded: Cllr Ristevski**

That Council:

1. Receives and notes the content of this report.
2. Approves a traffic study to be funded from the Parking Reserve at an estimated cost of \$120,000.
3. Notes that a further report regarding the traffic study will be provided at the December 2013 Council meeting.
4. Seek input from Councillors by way of email to contribute to the traffic study report.

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

The amendment becomes the motion and the motion was CARRIED.

CEOR 02

ITEM NO: CEOR 02
FILE NO: 2007/1433
SUBJECT: LOCAL INFRASTRUCTURE RENEWAL SCHEME - ROUND

RECOMMENDATION

That Council:

1. Approves the borrowings of \$10 million in accordance with the Local Infrastructure Renewal Scheme Round Two subsidy assistance program.
2. Authorises the Chief Executive Officer to accept the lowest quote received and execute the loan agreement.
3. Authorises the Mayor and Chief Executive Officer to sign the Local Infrastructure Renewal Scheme Round Two agreement for provision of car parking in the Liverpool CBD.
4. Authorises the Common Seal of Council to be affixed to the Local infrastructure Renewal Scheme Funding Agreement.
5. Thanks Melanie Gibbons, MP for her support.

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 and Clr Waller requested that their names be recorded as voting against the motion.

Mayor Mannoun, Clr Balloot, Clr Ristevski requested that their names be recorded as voting for the motion.

STRATEGY AND EXECUTIVE REPORT

GMSE 01

ITEM NO: GMSE 01
FILE NO: 2013/0468
SUBJECT: CONSTITUTIONAL RECOGNITION OF LOCAL GOVERNMENT

RECOMMENDATION

That Council:

1. Notes that the Prime Minister announced that a general election will be held on 7 September 2013 and due to the timing of the general election, the referendum on the financial recognition of local government will not go ahead at this time.
2. Note that direct mail to support the 'yes' case from the Mayor to all residents in the first two weeks of September 2013 will not go ahead at this time.
3. Allocates to the Council Reserve the surplus of \$10,636 that was provided in the 2013/14 adopted budget for an instalment towards the special levy for the national campaign for constitutional recognition of local government.
4. Notes that the decision previously made by council not to directly fund the campaign at this time as sought by LGNSW was both prudent and resulted in savings to ratepayers.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Waller**

That Council:

1. Notes that the Prime Minister announced that a general election will be held on 7 September 2013 and due to the timing of the general election, the referendum on the financial recognition of local government will not go ahead at this time.
2. Notes that direct mail to support the 'yes' case from the Mayor to all residents in the first two weeks of September 2013 will not go ahead at this time.
3. Allocates to the Council Reserve the surplus of \$10,636 that was provided in the 2013/14 adopted budget for an instalment towards the special levy for the national campaign for constitutional recognition of local government.

4. Notes that the decision previously made by council not to directly fund the campaign at this time as sought by LGNSW was both prudent and resulted in savings to ratepayers.
5. Writes to the Prime Minister expressing Council's disappointment that the referendum on the financial recognition of local government will not go ahead at this time.

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

GMSE 02

ITEM NO: GMSE 02
FILE NO: 2011/5837
SUBJECT: FINAL PROGRESS REPORT ON THE GROWING LIVERPOOL 2021
DELIVERY PROGRAM 2011-2015 AND DELIVERY PROGRAM 2012-
2013: JANUARY TO JUNE

RECOMMENDATION

That Council:

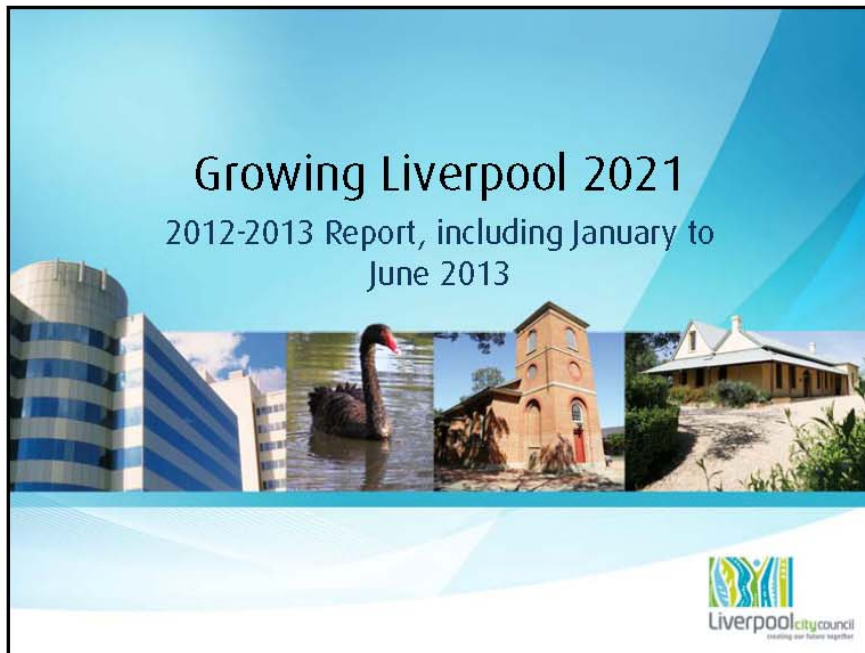
1. Allows the Chief Executive Officer to make a presentation on progress on the Delivery Program 2011-2015 and Operational Plan 2012-2013 for January to June 2013.
2. Receives and notes this report, including a copy of the Chief Executive Officer's presentation which will form part of the minutes of the meeting.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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



Footpaths and Cycleways

New footpath in Chappel Avenue, Green Valley

More than 4 kms of footpaths and cycleways were constructed.



Before *After*



Liverpoolcitycouncil
creating our future together

Footpaths and Cycleways

New board walk across Glenfield Creek in Throsby Park



Before *After*

Hinchinbrook Cycleway



Before *After*

Stormwater Management

More than 2kms of drainage pipes were repaired and strengthened.



Erosion site



With protection works

Protection works on Brickmakers Creek, Amalfi Park



Access Improvements



BEFORE



AFTER

Access ramps in Bigge Street, Liverpool



Landscaping and beautification works

Anjou Circuit Cecil Hills



Before



After



Facilities Upgrades



**Voyager Point
Community
Centre**



Facilities Upgrades

Durrant Oval Change Rooms, Toilet facilities and Club House

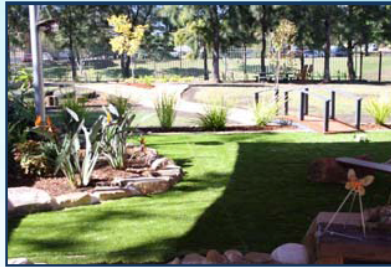


Refurbishments include new tiling, benches and lighting.



Facilities Upgrades

Casula Pre-school Outdoor Area Improvements



Creation of a natural outdoor area with landscaping and gardening





Economic Development

- Economic Development Strategy developed.
- Industry workshop held to target job creation in Liverpool.








City Centre Revitalisation Project

- Establishment of City Centre Revitalisation Committee
- Appointment of Ed Blakely as an advisor to the committee
- Sustainable Cities Study Tour undertaken
- Scope of Works developed for:
 - Medical Precinct/Bigge Park
 - Southern City 'Eat Street'
 - Macquarie Mall
 - City Gateways
 - Georges River/links



Examples from Portland USA- Cable car connecting the city to the river and bicycle parking.

CCTV in the city centre



- Invitation for tenders released
- includes the provision of Wi-Fi in the city centre
- \$300,000 in funding approved through National Crime Prevention Fund



Environmental Initiatives



Tree giveaway stall on World Environment Day

More than 4,000 trees were given away in the year.



Bush Regeneration

Murragan Park Area 2



Before



After

More than 80 bush regeneration sites are being maintained by Council



Community Tree Planting



Australis Park, Wattle Grove



Overett Park, Kemps Creek



Illegal Dumping

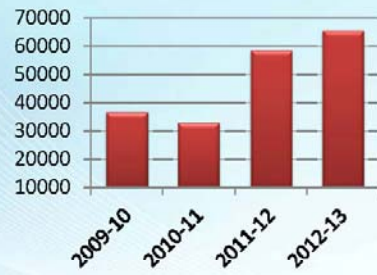


The RID squad takes to the air to spot illegal dumping sites



Casula Powerhouse Arts Centre exhibitions and events

Visits



School Holiday Workshops



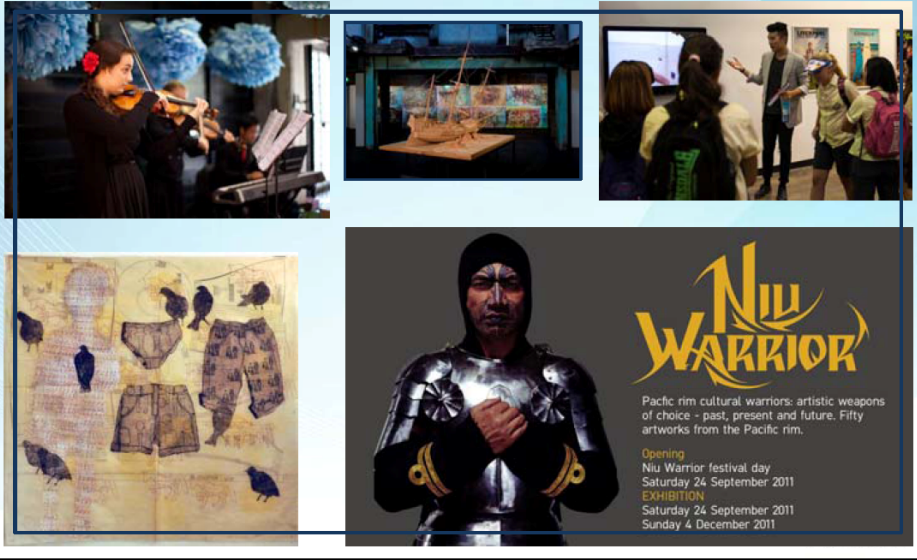
Casula Powerhouse Arts Centre Awards

CPAC won the following awards:

- Artshub Awards - National Winner - People's Choice Awards for *'No Added Sugar'* - *Australian Muslim Women's Arts Project*.
- Local Government Cultural Awards:
 - Young People and Arts Award for *Casula for Kids*.
 - Developing Arts and Culture for *Niu Warrior*.



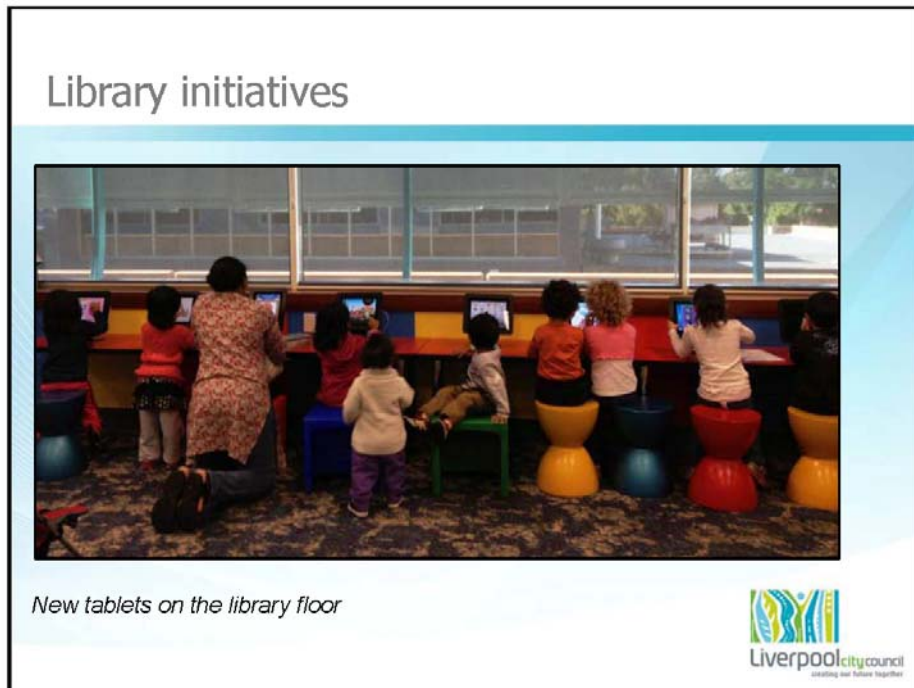
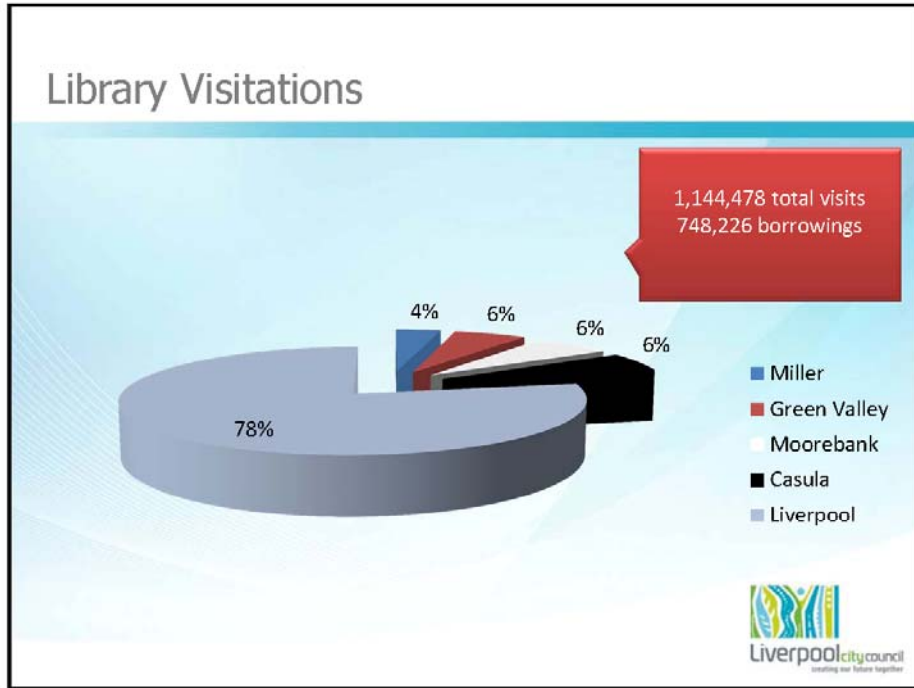
Casula Powerhouse Arts Centre exhibitions and events



Governor General visits Casula Powerhouse Arts Centre







Donations and Sponsorships



Community Donations Ceremony – 21 May 2013

- \$86,898 in community donations
- \$46,425 corporate sponsorship
- \$16,200 sports donations
- \$5,000 international donations
- \$2,200 youth and school donations

Child Care

Council's Children's Centres... excel in Quality Care

Liverpool City Council's Hinchinbrook and Wattle Grove Children's Centres have blitzed the first National Quality Standards assessment as part of new child care quality improvement legislation and regulations implemented across all centres in Australia.

These new guidelines ensure quality education and care is provided for children in care. The Children's Centres have achieved a rating of 'exceeding National Quality Standards' by the NSW Department of Education and Communities.

Liverpool City Mayor, Ned Mannoun said the result reflects highly on Council's child care services and reinforces the high quality service our centres provide families and their children.

"This is great news for Hinchinbrook and Wattle Grove Children's Centre and reassures parents and families that their child will benefit from the quality and professional child care services provided at Council's children's centres.

"This is an outstanding achievement, not only did The Children's Centres exceed the standards, it exceeded services and staff put in to Mannoun.

Liverpool City Council provides high-quality child care services.

- Each centre and practice children's learning and development
- Curriculum Early Years Learning Framework
- High staff wellbeing of staff

In 2012-13, 415 local children were in enrolled in Council's child care centres.




Programs for young people



Photos of:

- Engaging Schools Forum – 22 May 2013
- Street Legacy III Dance Event – 6 April 2013



New Years Eve



More than 5,000 people attended.



Australia Day 2013

Approximately 20,000 people attended.

liverpoolcitycouncil
future together

Corporate Strategy

Our Principles

- Leadership
- Excellence
- Partnership
- Innovation
- Equity
- Sustainability

Community Vision
Liverpool,
the vibrant regional city
of opportunity, prosperity
and diversity.

Our Directions

- Direction 1: Vibrant Prosperous City
- Direction 2: Liveable Safe City
- Direction 3: Healthy Inclusive City
- Direction 4: Proud Engaged City
- Direction 5: Natural Sustainable City
- Direction 6: Accessible Connected City
- Direction 7: Leading Proactive Council

More than 3,000 people contributed to the development of the new Community Strategic Plan.

Media and communications

293 Updates in 2012/13

1143 Twitter Followers

562 Facebook Fans with a reach of 135,000 (friends of fans)

Media and communications

Master of work opportunity

HARDWARE COMPETITION TO PUT CUSTOMERS IN BOX SEAT

Master's

More than 25,000 products

and offers increased choice for existing and future residents.

"Liverpool has a bright future as the regional city of extensive investment opportunities, and this retail development supports our strategy to become the location for business in Sydney's southwest."

Master's Home Improvement chief executive officer Don Collins said Master's is already providing many customers across the state with a unique home improvement shopping option.

"Master's customers

Planting for healthy future

POTS OF USEFUL INFO IN FREE VEGGIE GARDENING WORKSHOP

Local residents

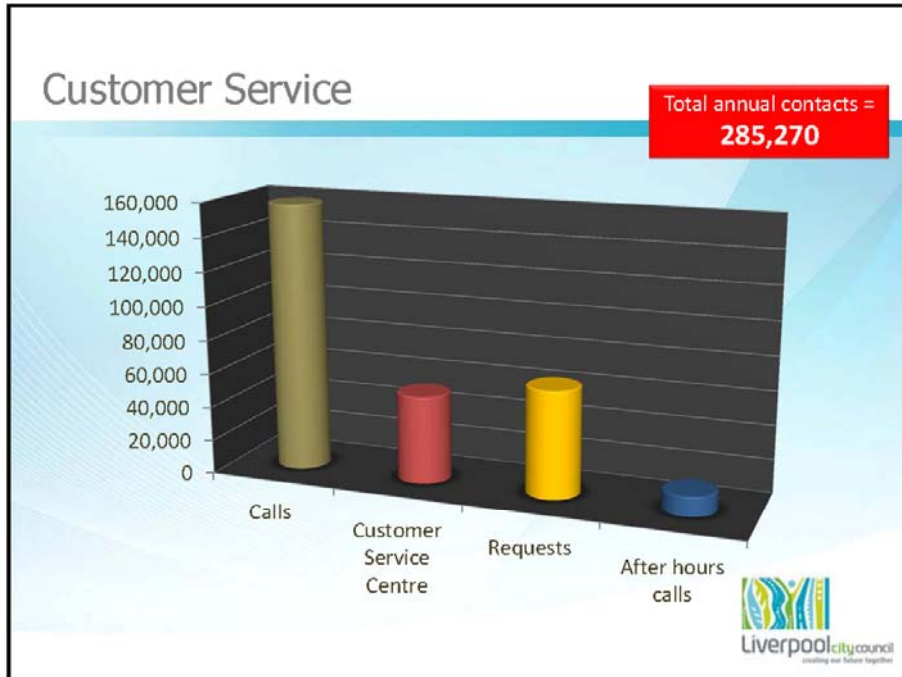
Residents don't have to be the experts for a life in the city to be an excellent one for their family.

Liverpool Council is helping residents to reduce their water consumption with a free vegetable gardening workshop on Saturday 24th August from 10am to 12pm.

The free workshop will be held at the Liverpool City Council Community Learning Centre, 1000 South Street, Liverpool. The workshop will be held in the community room of the centre.

The workshop will be held in the community room of the centre.

The workshop will be held in the community room of the centre.



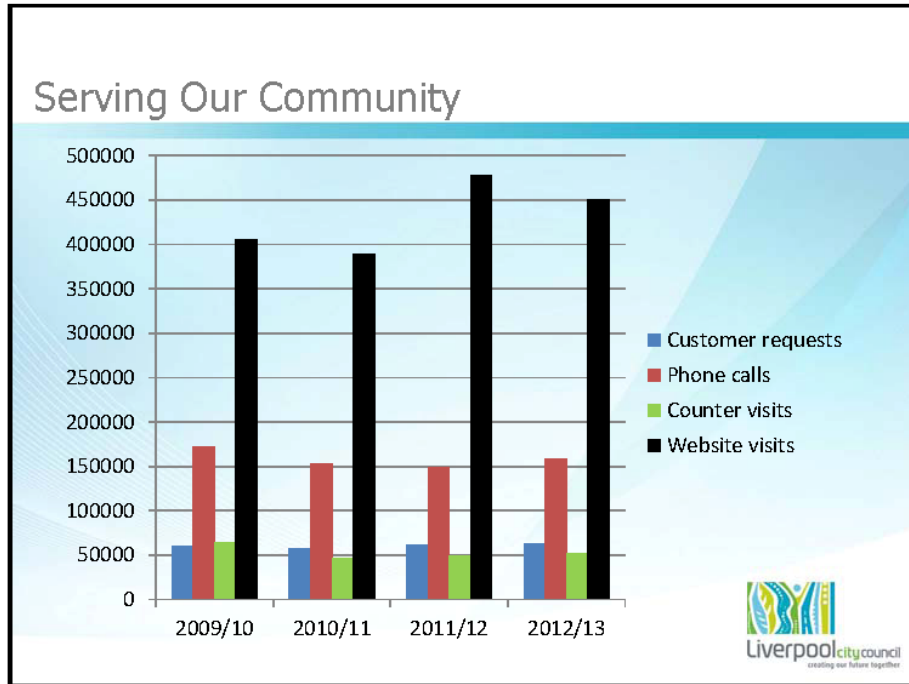
Council Website

450,742 visits to Council's website

Over 1.2 million page views

95,039 visits from mobile devices

Liverpool city council
creating our future together



BUSINESS EXCELLENCE REPORT

GMBE 01

ITEM NO: GMBE 01
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT JULY 2013

RECOMMENDATION

That Council receives and notes 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.

ECONOMY AND ENGAGEMENT REPORT

GMEE 01

ITEM NO: GMEE 01

FILE NO:

SUBJECT: ADVERTISING COSTS FOR MAYOR/DEPUTY MAYOR COLUMN IN SERBIAN NEWSPAPER

RECOMMENDATION

That Council notes the costs of advertising the Mayor/Deputy Mayor column in the Serbian newspaper Vesti.

COUNCIL DECISION

Motion: **Moved: Cllr Ballot** **Seconded: Cllr Ristevski**

That Council approves the advertising of Mayor/Deputy Mayor column in various multicultural publications as outlined in the report funded by budget savings in advertising and marketing budget.

Foreshadowed Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council discontinues all further investigations into running a Mayoral and Deputy Mayoral column in the ethnic press and further that such columns shall be replaced solely by a 'Councillor' column, consisting of not more than 700 words, to be run in the two Local papers on a rotational monthly basis between those Councillors and the Mayor who wish to participate.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

GMEE 02

ITEM NO: GMEE 02
FILE NO: 2013/2009
SUBJECT: CORPORATE SPONSORSHIP POLICY

RECOMMENDATION

That Council adopts the attached Corporate Sponsorship Policy with the following change to point 5.2, deletion of:

“Support would not be given to:

- *Overtly religious activities that could be perceived as benefiting a particular religious group within the community.”*

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That Council adopts the attached Corporate Sponsorship report with the following amendments:-

1. At **5.2** Delete
“Support would not be given to:
 - Overtly religious activities that could be perceived as benefiting a particular religious group within the community.”
2. At **5.6** change 6 months to 3 months
3. Delete **5:11**
4. Change **5:12** to read:

A list of long-standing recipients is to be developed and approved by the Financial Contributions Panel and Council. These events should be reviewed annually by way of report (after the event) to Council officers to ensure value for Council’s sponsorship dollar and continued relevance, and due diligence with Council’s financial contributions. Recipients of the long standing list are required to submit requests for continued funding for events each 3 years to ensure their events still link with Council’s strategic plan and goals for the community.

Amendment:**Moved: Cllr Hadchiti****Seconded: Cllr Ristevski**

That Council adopts the attached Corporate Sponsorship report with the following amendments:

1. At **5.2** Delete
 "Support would not be given to:
 - Overtly religious activities that could be perceived as benefiting a particular religious group within the community."
2. At **5.6** change 6 months to 3 months
3. Change **5:12** to read:

A list of long-standing recipients is to be developed and approved by the Financial Contributions Panel and Council. These events should be reviewed annually by way of report (after the event) to Council officers to ensure value for Council's sponsorship dollar and continued relevance, and due diligence with Council's financial contributions. Recipients of the long standing list are required to submit requests for continued funding for events each 3 years to ensure their events still link with Council's strategic plan and goals for the community.

On being put to the meeting the amendment became the MOTION and the motion was declared CARRIED.

The amendment becomes the motion and the motion was CARRIED.

Motion:**Moved: Mayor****Seconded: Cllr Hadid**

That Council have a 15 minute recess at 8:01pm.

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

Council meeting resumed at 8:21pm.

PLANNING AND GROWTH REPORT

GMPG 01

ITEM NO: GMPG 01
FILE NO: RZ-2/2012
SUBJECT: DRAFT AMENDMENT NO.27 TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008 ELIZABETH HILLS REZONING AND ANOMALIES

RECOMMENDATION

That Council:

1. Proceeds with the making of Draft Amendment No. 27 to Liverpool Local Environmental Plan 2008 with changes outlined above.
2. Forwards the updated Planning Proposal to the Department of Planning and Infrastructure and Parliamentary Counsel requesting making of the amendment.

COUNCIL DECISION

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

That Council:

1. Proceeds with the making of Draft Amendment No. 27 to Liverpool Local Environmental Plan 2008 with the deferment of:
 - a. changes relating to floodplain prone maps in the Prestons Industrial Area;
 - b. changes relating to reducing density in Middleton Grange; and
 - c. amendment to Lot 4221, Wilson Road, Green Valley.
2. Forwards the updated Planning Proposal to the Department of Planning and Infrastructure and Parliamentary Counsel requesting making of the amendment.
3. Review the controls for restricted premises to further discourage this business activity from operating in the B3 Commercial Zone and Liverpool CBD in a separate planning amendment.

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

For: Mayor Mannoun, Clr Balloot, Clr Hadchiti, Clr Shelton, Clr Waller, Clr Karnib, Clr Harle, Clr Hadid, Clr Ristevski.

Against: Clr Stanley

GMPG 02

ITEM NO: GMPG 02
FILE NO: rz-3/2013
SUBJECT: DRAFT AMENDMENT TO LIVERPOOL LOCAL ENVIRONMENTAL
PLAN 2008 - REZONING OF LOT 101 CAMDEN VALLEY WAY,
EDMONDSON PARK

RECOMMENDATION

That Council:

1. Submits the Planning Proposal to the Department of Planning and Infrastructure for Gateway Determination in accordance with Section 56 of the Environmental Planning and Assessment Act 1979.
2. Refers the proposal to Roads and Maritime Services to review the potential traffic impacts on the adjoining and nearby State Roads prior to any public exhibition of the Planning Proposal.
3. Amends the Edmondson Park controls in Liverpool Development Control Plan 2008 to be consistent with the changes to zoning and development standards proposed in the Planning Proposal.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Ristevski**

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

Councillors voted unanimously for this motion.

GMPG 04

ITEM NO: GMPG 04
FILE NO: DA-834/2008/B
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT NO. 834/2008

RECOMMENDATION

That Council approves Modification Application No. DA-834/2008/B involving modification to conditions, subject to the draft Notice of Determination attached.

COUNCIL DECISION

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

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

Councillors voted unanimously for this motion.

GMEE 04

ITEM NO: GMEE 04
FILE NO: 2013/2582
SUBJECT: MEMBERSHIP OF WESTERN SYDNEY FIRST PROGRAM

RECOMMENDATION

That Council notes the benefits of becoming member of the Western Sydney First Program and agrees to allocate \$12,000 (plus GST) for the 2013/2014 financial year to become a member of the organisation.

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.

GMEE 05

ITEM NO: GMEE 05
FILE NO: 2013/1896
SUBJECT: MIDNIGHT BASKETBALL PROGRAM - UPDATE

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council receives and notes this report and acknowledges the work of Council Officers: Michael Cullen, Anita Hanna, Emmy Phongphila and Derek Tweed.

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

Mayor Mannoun left the chambers at 8.57pm and vacated the Chair.

Deputy Mayor Clr Hadid accepted the Chair at 8:57pm.

GMGO 02

ITEM NO: GMGO 02
FILE NO: 2013/2400
SUBJECT: PROPOSED DRAINAGE EASEMENT OVER LOT 166 DP 789756, 147 LEACOCKS LANE, CASULA KNOWN AS GLEN REGENT RESERVE

RECOMMENDATION

That Council:

1. Grants an easement to drain water over Lot 166 DP 789756, 147 Leacocks Lane, Casula, on the terms outlined in the confidential attachment;
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 formalisation of the easement to be executed under Power of Attorney by Council's delegated officer; and
4. Transfers the compensation amount detailed in the confidential attachment to the Property Development Reserve.

COUNCIL DECISION

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

That Council:

1. Notes the declarations of interest from the councillors in relation to GMGO 02 noting that they are declaring a less than significant non pecuniary interest.
2. Notes that the declaration will result in an absence of quorum on item GMGO 02.
3. Resolves to delegate the consideration of item GMGO 02 to the CEO for determination.
4. Notes the advice of Council Officers.

Deputy Mayor Clr Hadid left the Chair and the chambers at 8.58pm and vacated the Chair.

Clr Hadchiti, Clr Balloot and Clr Ristevski left the chambers at 8.58pm.

As the quorum for a meeting of Council is a majority of the Councillors who hold office, a quorum was not present.

In the absence of a quorum, the MOTION moved by Clr Shelton lapsed.

In the absence of a quorum and a chairperson and in accordance with clause 9 (2) (b) of the Code of Meeting Practice, the majority of councillors present adjourned the meeting for two minutes at 9.13pm.

Deputy Mayor Clr Hadid returned to the room and accepted the chair at 9:14pm.

Clr Hadchiti, Clr Balloot and Clr Ristevski returned to the room at 9:14pm.

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

That Council notes that Councillors who have declared an interest in this matter may apply in writing to the Chief Executive of the Division of Local Government to be exempted from complying with a requirement relating to the management of a non-pecuniary conflict of interest.

Foreshadowed Motion: Moved: Clr Hadchiti

That Council:

1. Notes the declarations of interest from the councillors in relation to GMGO 02 noting that they are declaring a less than significant non pecuniary interest.
2. Notes that the declaration will result in an absence of quorum on item GMGO 02.
3. Resolves to delegate the consideration of item GMGO 02 to the CEO for determination.
4. Notes the advice of Council Officers.

On being put to the meeting the motion moved by Clr Stanley was declared CARRIED and the foreshadowed motion lapsed.

Mayor Mannoun returned to the Chambers at 9:23pm.

GMIE 02

ITEM NO: GMIE 02
FILE NO: 2009/0769
SUBJECT: SIGNATORY TO FLUOROCYCLE SCHEME

RECOMMENDATION

That Council:

1. Becomes a signatory to the National FluoroCycle Scheme as a Facilitator.
2. Authorises the Chief Executive Officer (CEO) to sign the Commitment to become a Facilitator under the FluoroCycle Scheme.
3. Prepares an Action Plan to demonstrate its commitment to the Scheme as a Facilitator.
4. Commits to Annual Reporting as required by the National FluoroCycle Scheme.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

GMIE 03

ITEM NO: GMIE 03
FILE NO: 2012/3165
SUBJECT: WT2253 ROADS AND DRAINAGE WORKS - BADGERYS CREEK AND DEVONSHIRE ROADS

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Waller**

That the recommendation be adopted.

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

Councillors voted unanimously for this motion.

GMIE 04

ITEM NO: GMIE 04
FILE NO: 2013/0341
SUBJECT: YORK STREET, CASULA - PAVEMENT IMPROVEMENT OPTIONS

RECOMMENDATION

That Council programs the pavement strengthening and resurfacing of York Street following completion of the house construction works that are currently underway.

COUNCIL DECISION

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

That Council receives and notes the report.

Amendment: **Moved: Clr Stanley** **Seconded: Clr Shelton**

That Council programs the pavement strengthening and resurfacing of York Street following completion of the house construction works that are currently underway.

On being put to the meeting the amendment was declared LOST, the motion moved by Clr Hadchiti was declared CARRIED.

Division called:

Vote For: Mayor Mannoun, Clr Hadid, Clr Hadchiti, Clr Balloot, Clr Ristevski.

Vote Against: Clr Harle, Clr Karnib, Clr Waller, Clr Stanley, Clr Shelton.

The Mayor used his casting vote to vote for the MOTION.

COMM 10

ITEM NO: COMM 10

FILE NO:

SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Tourism and Events Committee meeting held on 7 August 2013

COUNCIL DECISION

Motion:

Moved: Cllr Waller

Seconded: Cllr Shelton

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0329
SUBJECT: QUESTION WITH NOTICE CLR SHELTON

RECOMMENDATION

With respect to:

- i. the land on which the Casula Powerhouse is located,**
- ii. any parcel of land that forms part of the curtilage thereto, and**
- iii. any parcel of land forming part of the land known as the George's River Corridor between the Liverpool Weir and the Casula Powerhouse in which Liverpool Council has an interest,**

Please advise the following:

- 1. Has Council received a notice or notices under sections 11 or 19 of the Land Acquisition (Just Terms Compensation) Act, 1991 (NSW) or under sections 9 or 48 of the Lands Acquisition Act 1989 (Cth.)?**
- 2. In the event the answer to the foregoing is in the affirmative please advise the date or dates of such notice or notices.**

QWNO 02

ITEM NO: QWNO 02
FILE NO: 2013/0329
SUBJECT: QUESTION WITH NOTICE CLR STANLEY

RECOMMENDATION

In August 2010 Council lost its Administration centre to fire. At the time Councillors were assured that there had been minimal loss of documents due to the back up of computer records and scanning of documents. As time has gone on it seems that there may have been more significant losses than first anticipated.

1. Has it been possible to ascertain what documents were lost during the fire?

Yes, the paper files allocated to staff at 1 Hoxton Park Rd at the time of the fire have been marked in the computer system as "Physical Files Burnt destroyed by fire 15/8/10". Since 2001 the use of scanning and an Electronic Records Document Management System (RDMS) meant that records in paper files since that date can be reproduced in full or part.

Every physical paper file recovered from the Records Storage Section in the undercover car park level was moved to offsite storage and was checked to Councils RDMS. Therefore the accuracy of this data is extremely high.

2. Were all computer records able to be retrieved?

For most Corporate Systems only the data for 13 August 2010 was not recovered.

3. Is a record being kept when it becomes apparent that Council's records are now incomplete?

As mentioned in point 1 above when a record cannot be found, after checking by Records staff it is marked either as "Physical Files Burnt destroyed by fire 15/8/10" , or "Missing" if it is determined that it was not lost in the fire.

4. Does Council have the ability to rebuild records from other sources if required?

At the time of the fire Council largely relied upon backup tape technology although a Project has started to introduce additional technologies.

We now have the ability to rebuild records from the following technologies:

- Backup to tape (daily)
- Backup to Disc (daily)

- Replication of data to an off site location (daily)
- The copying of systems and servers at a point in time (weekly)

5. What processes are now in place for the storage and saving of documents?

The Records Section scan inwards correspondence daily and allocates to staff officers for actioning. In some sections paper working files are used in addition to the RDMS and when completed they are stored on site for 2 years and then moved to off site storage.

Correspondence outwards is the responsibility of each Responsible Officer and is stored in the RDMS. There are other systems in place to supplement the RDMS such as the Financial and Rates and Regulatory Systems.

There is ongoing training of staff by Records, especially new staff and there are random checks by Records to ensure staff are following Records procedures.

Correspondence reports are sent to staff and senior management on a regular basis.

Over 80 % of Council's paper files are stored and managed off site.

6. Are regular audits in place to ensure that processes in (5) above are being followed?

Regular audits are carried out and include the following actions:

- Barcode audits by Records and Planning staff of paper files.
- Review of radio frequency identification (RFID) information by Records staff. This is a rudimentary electronic system that records the movement of paper files around 33 Moore St.
- Training of staff by Records, especially new staff and random checks by Records to ensure staff are following Records procedures.

COUNCIL DECISION

Motion:

Moved: Cllr Hadchiti

Seconded: Cllr Stanley

That Council:

1. Notes the answers to questions with notice.
2. Directs the senior executive team to undertake an external independent detailed review of council's record management, data base and related IT systems. The report will address the following issues:
 - a. What senior staff or divisions have been or are responsible for records management systems in council since the fire in 2010?
 - b. Since the fire in 2010 what records management systems has council utilised?

- c. Since the fire in 2010 how many audits of council records systems, policy and procedures have been undertaken?
- d. In relation to point (b) above; what were the results of the audits and what recommendations for improvement were undertaken and implemented by the organisation and by senior staff?
- e. How does council's records management systems, policy and procedures processes compare to industry best practice?
- f. It is understood that council uses Trim and Pathways IT data base systems. Is council fully utilising the functions of council's IT records management systems including Trim and Pathways?
- g. If council is not utilising the full functions of systems, what steps are in place to ensure council's systems are effectively utilised?
- h. What training has been provided to council staff since the fire of 2010 and what is the current training program for council staff in the effective management of data base and records management systems?'
- i. What training is provided to new staff regarding council's records management systems during induction processes?
- j. Is council's records management, data base and IT systems processes aligned and functioning to effectively provide high quality business support to councils business units.

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

QWNO 03

ITEM NO: QWNO 03
FILE NO: 2013/0329
SUBJECT: QUESTION WITH NOTICE CLR STANLEY NO 2

RECOMMENDATION

- 1. How many cars are included in Council fleet?**
There are a total of 109 passenger vehicles in Council's fleet.
- 2. How is this managed? Inhouse or by a company?**
Council owns and manages all fleet cars used by staff.
- 3. What sort of cars make up this fleet, what are they used for?**
Council's passenger fleet cars are as follows:

Make:	Models
Hyundai	i30, i35, i45 & Santa Fe
Kia	Sportage, Sorrento
Holden	Commodore, Captiva & Cruise
VW	Jetta
Toyota	Camry and Corolla

- 4. How often are cars changed over?**
Passenger vehicles are renewed every 75,000km or three years. This is in line with the current industry standard and ensures that cars are changed over at the optimum point for re-sale.
- 5. What influences this decision? Who makes this decision?**
The selection of passenger vehicles is influenced by the following factors:
 - Cost of vehicle
 - Running costs
 - Functionality of vehicle for business needs
 - Re-sale performance
 - Vehicle performance and specification
 - Fuel type e.g. Petrol/diesel
- 6. Is this subject of a Council Policy? Can this be provided?**
Council has a motor vehicle policy that covers the operations of all fleet passenger vehicles. This policy will be placed on the Councillor intranet.

7. Do different departments have different relevant policies for cars?

There is only one motor vehicle policy that applies to all staff/departments across the organisation.

GMBE 02

ITEM NO: GMBE 02
FILE NO: 2007/0300
SUBJECT: 2012/2013 JUNE QUARTER BUDGET REVIEW AND CARRYOVER REQUESTS

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Approves the works and services with funding, as listed in Attachment 3 to be carried over to 2013/2014.
3. Allocates funds to the following reserves and purchase of plant and equipment:
 - a. \$50k purchase large winged mower
 - b. \$500k to the Property Development Reserve
 - c. \$662.7k to an Organisational Reform Reserve

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Ristevski**

That the recommendation be adopted.

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

GMEE 07

ITEM NO: GMEE 07
FILE NO: 2013/2009
SUBJECT: CORPORATE SPONSORSHIP - LIVERPOOL CUP MATCH AND LIVERPOOL SHIELD MATCH

RECOMMENDATION

That Council endorses the Financial Contribution Panel's recommendation for the provision of \$5,000 through the Corporate Sponsorship Program to the Southern District's Soccer Football Association (SDSFA) for the Liverpool Cup Match and Liverpool Shield Match.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Ristevski**

That the recommendation be adopted.

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

GMGO 03

ITEM NO: GMGO 03

FILE NO:

SUBJECT: AMENDMENTS TO PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO MAYOR AND COUNCILLORS

RECOMMENDATION

That Council:

1. Provides public notice of 28 days for the making of public submissions of Council's intention to amend the Payment of Expenses and Provision of Facilities to mayor and Councillors Policy as attached to this report; and
2. Be provided with a further report at its meeting on 30 October 2013, following the receipt and review of any public submissions.

COUNCIL DECISION

Motion:

Moved: Clr Hadchiti

Seconded: Clr Ballot

That Council:

1. Provides public notice of 28 days for the making of public submissions of Council's intention to amend the Payment of Expenses and Provision of Facilities to mayor and Councillors Policy as attached to this report; and
2. Be provided with a further report at its meeting on 30 October 2013, following the receipt and review of any public submissions.
3. Changes 'Senior Policy Advisor' to 'senior advisor'.

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

Clr Stanley and Clr Waller requested that their names be recorded as voting against the motion.

THE MEETING CLOSED AT 9:30 PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 25 September 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 28 August 2013. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.



MINUTES OF THE EXTRAORDINARY MEETING HELD ON 12 SEPTEMBER 2013

PRESENT:

Deputy Mayor Hadid
 Councillor Hadchiti
 Councillor Harle
 Councillor Karnib
 Councillor Mamone
 Councillor Shelton
 Councillor Stanley
 Councillor Waller
 Ms Julie Hatley, Acting Chief Executive Officer
 Ms Billie Sankovic, Group Manager Strategy and Executive
 Mr Mathew Walker, Group Manager Business Excellence
 Ms Kiersten Fishburn, Group Manager Community and Culture
 Mr Gino Belsito, Group Manager City Presentation
 Ms Nadia Napoletano, Group Manager Governance
 Mr Michael Cullen, Group Manager Economy and Engagement
 Mr Raj Autar, Group Manager Infrastructure and Environment
 Ms Toni Averay, Group Manager Planning and Growth

The meeting commenced at 5:00 pm with the Deputy Mayor presiding

OPENING	5:00pm
PRAYER	The prayer of Council was read by Alyson Infanti, Civic Officer from Liverpool City Council.
APOLOGIES	Mayor Mannoun, Clr Ristevski and Clr Balloot
Motion:	Moved: Clr Karnib Seconded: Clr Hadchiti
CONDOLENCES	Nil
CONFIRMATION OF MINUTES	Nil

That Council moves into Closed Session to consider items GMCP 01 and GMCC 01.

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Harle**

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

The public, media representatives and Council officers departed the Chambers.

Council moved into Closed Session at 5:11pm

The Deputy Mayor used his casting vote to vote for the MOTION.

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

Vote For: Clr Harle, Clr Mamone, Clr Hadchiti, Clr Hadid.

Vote Against: Clr Stanley, Clr Shelton, Clr Waller, Clr Karnib.

Note: Mayor Mannoun, Clr Balloot and Clr Ristevski were absent from the meeting when this was voted on.

COMMUNITY AND CULTURE REPORT

ITEM NO: GMCC 01
FILE NO: 2013/1924
SUBJECT: TENDER ST2272 - MANAGEMENT OF LEISURE AND AQUATIC CENTRES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Moves that the tender for the Wendon Centre be awarded to Belgravia Leisure Pty Ltd to maintain the status quo and community activities on that site.
2. That the tender for the Whitlam Leisure Centre be awarded to the YMCA conditional that the community activities happening on that site be maintained and negotiations take place regarding the cost of management of the centre.
7. Makes public its decision regarding tender ST2272 – Management of Leisure and Aquatic Centre.
8. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance for the tender, giving it contractual effect, in accordance with delegated authority.
9. 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.

Vote For: Clr Stanley, Clr Shelton, Clr Waller, Clr Karnib.

Vote Against: Deputy Mayor Hadid, Clr Mamone, Clr Hadchiti, Clr Harle.

The Deputy Mayor used his casting vote to vote against the MOTION.

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

That Council:

1. Accepts the tender from Young Men’s Christian Association of Sydney (YMCA) for ST2272 – Management of Leisure and Aquatic Centre for an initial period of two (2) years with the option of extending two x 24 month periods at the GST inclusive price of \$730,000 GST inclusive per annum.
2. Makes public its decision regarding tender ST2272 – Management of Leisure and Aquatic Centre.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

Vote For: Deputy Mayor Hadid, Clr Hadchiti, Clr Harle, Clr Mamone,
Clr Shelton.

Vote Against: Clr Karnib, Clr Stanley, Clr Waller.

On being put to the meeting the motion was declared LOST, and the Foreshadowed Motion was declared CARRIED.

Note: Mayor Mannoun, Clr Balloot and Clr Ristevski were absent from the meeting when this was voted on.

Motion:

Moved: Clr Hadchiti

Seconded: Clr Mamone

Open Council resumed at 5:44pm

On re-opening the meeting to the public, the resolution for GMCP 01 and GMCC 01 Council was read by the Chairperson.

THE MEETING CLOSED AT 5:53 PM

[Signature]

Name: Ned Mannoun

Title: Mayor

Date: 25 September 2013

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 12 September 2013. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.



MINUTES OF THE ORDINARY MEETING HELD ON 25 SEPTEMBER 2013

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 Farooq Portelli, Chief Executive Officer
 Ms Julie Hatley, Executive Director
 Ms Toni Averay, Acting Executive Director
 Ms Billie Sankovic, Group Manager Strategy and Executive
 Mr Mathew Walker, Group Manager Business Excellence
 Ms Kiersten Fishburn, Group Manager Community and Culture
 Mr Gino Belsito, Group Manager City Presentation
 Ms Nadia Napoletano, Group Manager Governance
 Mr Michael Cullen, Group Manager Economy and Engagement
 Mr Raj Autar, Group Manager Infrastructure and Environment

The meeting commenced at 6:08pm

OPENING	6:08pm
PRAYER	The prayer of the Council will be read by Pastor Valevatu from Liverpool City Church.
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 28 August 2013 and Extraordinary Council Meeting held on 12 September 2013 be confirmed as a true record of that meeting.

Motion: **Moved: Clr Mamone** **Seconded: Clr Shelton**

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

DECLARATIONS OF INTEREST

Clr Stanley declared a less than significant, non-pecuniary interest on the following item:

Item GMGO 02 PROPOSED RECLASSIFICATION AND
DISPOSAL OF SURPLUS COUNCIL LAND

Reason: Close to a property in which I have an interest.

Clr Stanley will leave the Chambers for the duration of this item.

Clr Ristevski declared a less than significant, non-pecuniary interest on the following item:

Item GMGO 05 TENDER LS2279 LEASING OF 306
MACQUARIE STREET

Reason: The applicant is a client and friend of mine.

Clr Ristevski will leave the Chambers for the duration of this item.

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

Item GMPG 06 VOLUNTARY PLANNING AGREEMENT

Reason: Relates to a fund raising Time for Kids event in
which I was involved and the applicant made a
donation.

Mayor Mannoun will not leave the Chambers for the duration of this item.

PUBLIC FORUM**(Presentation – items not on agenda)** Nil**(Representation – items on agenda)**

Ms Melissa Darke addressed Council on the following item:

Item – IHAP 01	Modification to development consent DA646/2011
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Motion: **Moved: Clr Hadchiti** **Seconded: Clr Hadid**

That a three minute extension of time be given to Ms Melissa Darke.

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

Ms Angela Penklis addressed Council on the following item:

Item – IHAP 01	Modification to development consent DA646/2011
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Motion: **Moved: Clr Harle** **Seconded: Clr Hadchiti**

That a three minute extension of time be given to Ms Angela Penklis.

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

Mr Doug McMillan addressed Council on the following item:

Item – IHAP 01	Modification to development consent DA646/2011
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Mr Ted Trainer addressed Council on the following item:

Item – GMGO 03	Request for access Licence over Lot 6 DP 803038, Sirius Rd, Voyager Point by adjoining owner of Lot 68 Sirius Rd, Voyager Point
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Motion: **Moved: Clr Harle** **Seconded: Clr Mamone**

That a three minute extension of time be given to Mr Ted Trainer.

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

MAYORAL MINUTE

Subject: Sydney's Second Airport Liverpool Community Consultation

Report:

The biggest issue facing Liverpool today is a lack of jobs. The community of Liverpool has for over two decades lived with the uncertainty of the potential location of the second airport for Sydney at Commonwealth owned land at Badgerys Creek. This uncertainty is hampering business growth, affecting property prices, and stymying the economic development plans for the region. Liverpool Council like many other councils has called upon the Federal government of the day to end the uncertainty over the future of Badgerys Creek so that Council and the community can plan with more certainty.

On August 11 the then Opposition Leader Tony Abbott committed to making a decision on the site for a second Sydney Airport within his first term of government. The Labor party made a similar commitment. As a result Council needs to be in a well-informed position to respond to any announcement.

A recent report commissioned by the NSW Business Chamber on the economic impact of a Western Sydney Airport by Deloitte Access Economics found that up to 28,000 jobs would be created in Western Sydney by building an airport at Badgerys Creek. This is positive news for Liverpool, with the report estimating nearly 21,000 of the new jobs would be created in the Liverpool local government area. The economic impact on the Western Sydney economy over thirty years was estimated at between \$9.2 billion and \$15.6 billion, a significant amount of which would be economic growth in the Liverpool region in areas of air transport, business services, communications, finance and investment and manufacturing sectors. Small and medium sized businesses would also see significant growth. The report is a very important development and gives rise to this mayoral Minute.

Last week at the launch of Growing Liverpool 2023 I spoke about Liverpool as Sydney's south west regional city and that we are earmarked by the State government for significant growth. Our population is set to double by 2036, creating a city the size of Canberra at our door step. Liverpool currently has 22,000 jobs with a need to create another 10,000 by 2031 in order to keep pace with our growing population.

Currently nearly 60% of our workforce travel outside the local government area each day to work. With such huge demand now and in the future for local jobs a responsible Council cannot ignore the opportunities that a second airport can potentially deliver for Liverpool.

Council should not assume to know what the community's attitude to an issue as complex and significant as an airport in Western Sydney is. There are other issues to be considered such as local impacts upon housing, traffic and the environment. For this reason Council should engage in a thorough round of consultation and research regarding the Liverpool community's attitude to a second airport at Badgerys Creek. Once Council has a solid understanding of current attitudes towards a second airport, we will be in an informed position to represent Liverpool in future announcements relating to the airport at Badgerys Creek

Recommendation:

That Council:

1. Welcomes the findings of the NSW Business Chamber report 'Economic Impact of a Western Sydney Airport' by Deloitte Access Economics.
2. Immediately commences community consultation through surveys, focus groups and other communication tools based on the information in the report and gauge community attitudes to an airport located at Badgerys Creek.
3. Reports back on the findings to Council by the December meeting.
4. Allocates the resources from the Councillor Reserve to finance the community consultation.

Motion: Moved: Mayor

That the recommendation be adopted.

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

MAYORAL MINUTE

Subject: Starry Sari Night Bollywood Film Festival in Liverpool

Report:

Councillors may recall my Mayoral Minute to establish a Bollywood film event in Liverpool. The concept quickly evolved into the highly successful Starry Sari Night held on Saturday 31st August in George Street Liverpool. Starry Sari Night was organised by Council event staff within the Economic Development Group.

For those Councillors who attended - many of us getting into the occasion by dressing in traditional Sherwani costumes, it was an unforgettable street festival. The evening was highly praised by the Indian Consul General who was one of the guest speakers and other event partners such as SBS Hindi Radio.

More than 3000 people crowded onto George Street to see entertainment and of course the Bollywood film 'Om Shanti Om'. Over 30 street stall holders reported brisk trade in food and other goods. Feedback from shopkeepers post the event was also positive with many shopkeepers reporting strong sales on the day and expressing a desire to grow the event in future years.

Starry Sari Night helped to positively profile Liverpool as a successful multicultural community. Media coverage was extensive and extremely positive both before and after the evening. There was strong local coverage across all newspapers including a special promotional wrap in the Leader and coverage in neighbouring newspapers including the Fairfield Advance as well as coverage in both the metropolitan Sydney Morning Herald and the Daily Telegraph. Both local radio and SBS Hindi Radio also had extensive coverage. I am advised that news coverage was worth in excess of \$60,000 in advertising.

As stated in the Mayoral Minute, Council is rethinking our approach to community events and festivals. Our aim is to strengthen the many events and diversity on offer. The objective is that there is something exciting happening in Liverpool every weekend. To build upon the great success of Starry Sari Night I propose that Council run this event for the next two years and incorporate the planning and resourcing in the advance budgets.

Recommendation:

That Council:

1. Notes the success of Starry Sari Night and congratulates Liverpool's Indian communities for their strong support and enthusiasm and all Council staff involved for producing the successful event.
2. Produces the event in the first Saturday of September for the next two years and incorporates the planning and resourcing in the advance budgets.

Motion: Moved: Mayor

That the recommendation be adopted.

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

MAYORAL MINUTE

Subject: Moorebank Freight Terminal (Intermodal)

Report:

On Sunday 1 September Council facilitated a community rally against the proposed Freight Intermodal Terminal at Moorebank. The rally was attended by approximately 500 people from all walks of life and differing political outlooks. However they all shared one united voice when it came to the location of the Federal Government's Intermodal Freight Terminal at Moorebank. At that rally, the Liberal Member for Hughes Craig Kelly MP and other candidates strongly voiced their concerns about the proposal.

Liverpool City Council and the community is concerned by the significant lack of consultation undertaken to date by the Commonwealth Government regarding the proposal. There is community concern about the local impacts of the project such as increased traffic, diesel pollution, noise, two massive spur bridges and most significantly the negative impacts on the adjoining Council owned Casula Powerhouse Arts Centre.

While Liverpool City Council understands the need for infrastructure such as the Moorebank Intermodal and we appreciate the additional modest levels of employment it will create, the Council does not believe a national transport project such as this can be developed in isolation of local community needs.

In response to the community's campaign the incoming Minister for Infrastructure and Regional Development and Deputy Prime Minister the Hon. Warren Truss made a public comments that regarding the Moorebank Intermodal where he highlighted a need to "pause for consultation" and for the community "to be allowed to express their views".

Liverpool City Council is currently in dialogue with Kerry Schott from the Moorebank Intermodal Company on these matters. However, I have also taken the opportunity to write to Minister Truss and highlight his comments and seek his support to pause the project for better community consultation.

Better communication and consultation by the new Federal Government will assist greatly in addressing the community's concerns regarding the proposal.

Recommendation:

That Council

1. Endorses the Mayor Minute and correspondence to Minister for Infrastructure and Regional Development and Deputy Prime Minister the Hon. Warren Truss.
2. Continues to support the community campaign to get a fair go for Liverpool from the Intermodal.

Motion: Moved: Mayor

That the recommendation be adopted.

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

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MAYORAL REPORT

MAYR 01

ITEM NO: MAYR 01
FILE NO: 2012/4177
SUBJECT: PROPOSED HOUSING CODE AMENDMENT - LIVERPOOL
COMPYING DEVELOPMENT STANDARDS

RECOMMENDATION

That Council:

1. Writes to the Minister requesting that the State Environmental Planning Policy (Exempt and Complying Codes) 2008 be amended to include a further sub-part to the Housing Code (Part 3) which applies to the Liverpool local government area and will contain simplified and improved controls.
2. Requests that the amendment be advertised for a minimum of 14 days prior to final implementation of the revised State Environmental Planning Policy (Exempt and Complying Codes) 2008.

COUNCIL DECISION

Motion: **Moved: Mayor**

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

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

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Ballot**

That Council bring forward item GMSE 01 Election of Deputy Mayor and places Item GSME 02 Appointment of Councillors to Committees and Affiliated Bodies at the end of the Council agenda.

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

NOTICES OF MOTION

NOMO 01

ITEM NO: NOMO 01
FILE NO: 2013/034
SUBJECT: PLANTING IN THE CBD

RECOMMENDATION

That Council:

1. Plans to include plantings of herbs and edible plants as part of the City revitalisation.
2. Plans to include planting of herbs, edible plants and indigenous species when redeveloping public areas of Liverpool Local Government areas.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

IHAP 01

ITEM NO: IHAP 01
FILE NO: DA-646/2011/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT NO. DA-646/2011

RECOMMENDATION

That Council:

1. Approves modification application DA-646/2011/A subject to the modification to conditions as detailed in Table 1 of this report.
2. Investigates the continued use of the site in order to ensure that the use ceases to operate until development consent has been activated and conditions of consent complied with.
3. Notifies the persons who made a submission with regard to the proposed development in writing of Council's decision.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Mamone**

That Council:

1. Approves modification application DA-646/2011/A subject to the modification to conditions as detailed in Table 1 of this report with the following amendments:

(a) Condition 1.2 to be amended to the following:

The applicant must design an on-site detention system on the Site in accordance with the Hydraulic Services Stormwater Concept Plan prepared by SEMF, and known as Drawing No 3738.001 – H01, Revision B, dated 26 November 2011 (“**the Stormwater Concept Plan**”)

(b) Condition 1.9 to be amended to the following:

Containers should be stored a suitable distance from all boundaries and adjacent structures so as to not impose any additional structural load on these structures. A report must be prepared by a suitably qualified and practising structural engineer and agreed to by Council engineers recommending a suitable minimum distance for the storage of the containers and must also include a maximum stacking height of the containers in this area.

The report shall also provide a recommendation and include detailed drawings showing how the additional fill material that has been placed in the vicinity of the south western corner (generally above the RLs shown in the Council-approved Structural Engineering Plans prepared by Michael Ell and Associates, dated January 1990), will be retained (or removed) without placing any additional load or strain on the existing tilt up panel building on the adjoining property to the south. Generally any additional fill material in this rear corner must be retained or removed. Details should be included with the amended stormwater concept and on-site detention plan.

(c) New condition be inserted within the Notice of Determination to require:

The applicant to construct the on-site detention system in accordance with the design approved as part of Condition 1.2 of the deferred commencement schedule by 31 March 2014.

(d) Condition 1.4 to be deleted.

2. Monitors the proposed use of the site to ensure compliance with conditions of consent.
3. Notifies all submitters of Council's decision.

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

Councillors voted unanimously for this motion.

IHAP 02

ITEM NO: IHAP 02
FILE NO: DA-467/2013
SUBJECT: DEVELOPMENT APPLICATION DA-467/2013: STAGED INTEGRATED HOUSING DEVELOPMENT

RECOMMENDATION

That Council:

1. Approves Development Application DA 467/2013 for a staged integrated housing development comprising Torrens and Strata title residential subdivision, construction of attached and detached dwellings, and studio dwellings at proposed Lots 6086 and 6087 in a plan of subdivision of Lot 106 DP 1162114, Stirling Street, Vidal Avenue and Antrim Drive, Elizabeth Hills subject to conditions of consent.
2. Notifies all interested parties of Council's decision.

COUNCIL DECISION

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

That Council defers Development Application DA 467/2013 to allow more consultation to be undertaken regarding density with the local community and developers.

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

Councillors voted unanimously for this motion.

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Hadchiti**

That Council have a 10 minute recess at 8:00pm.

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

Council meeting resumed at 8:15pm.

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Balloot**

That items CEOR 01 US Studies Centre Report be dealt with at the end of the meeting.

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

CHIEF EXECUTIVE OFFICER REPORT

CEOR 02

ITEM NO: CEOR 02

FILE NO:

SUBJECT: PROPOSED CLOSURE OF COUNCIL OVER THE CHRISTMAS PERIOD

RECOMMENDATION

That Council:

1. Adopts the draft policy "Closure of Council Offices between Christmas and New Year".
2. Provides public notice of the intended closure in local newspapers, Council's web site, and signage at the Administration Building and all libraries.

COUNCIL DECISION

Motion:

Moved: Cllr Stanley

Seconded: Cllr Hadchiti

That the recommendation be adopted.

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

BUSINESS EXCELLENCE REPORT

GMBE 01

ITEM NO: GMBE 01
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT AUGUST 2013

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

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ECONOMY AND ENGAGEMENT REPORT

GMEE 01

ITEM NO: GMEE 01
FILE NO: 2013/2057
SUBJECT: COMMUNITY ENGAGEMENT - LIVERPOOL VOICE

RECOMMENDATION

That Council:

1. Endorses the proposed community panel model for Liverpool Voice as outlined in this report and agree to pilot this model for a period of 12 months.
2. Allocates \$30,000 from the Special Projects Reserve for the cost of a 12 month subscription to Bang the Table costs, associated with a marketing campaign and incentives to reward panel members for their involvement.
3. Receives a report prior to the end of the 12 month pilot that details the outcome of the piloting of this engagement method and a recommendation as to whether or not it should be continued.

COUNCIL DECISION

Motion: **Moved: Cllr Balloot** **Seconded: Cllr Ristevski**

That Council:

1. Endorses the proposed community panel model for Liverpool Voice as outlined in this report and agree to pilot this model for a period of 12 months.
2. Allocates \$30,000 from the Special Projects Reserve for the cost of a 12 month subscription to Bang the Table, costs associated with a marketing campaign and incentives to reward panel members for their involvement.
3. Receives a report prior to the end of the 12 month pilot that details the outcome of the piloting of this engagement method and a recommendation as to whether or not it should be continued.
4. Renames the project to Liverpool Council Listens.
5. Approves for all questions and surveys for Liverpool Council Listens must be approved by the Mayor.
6. Trials for a 12 month period, quarterly automated voice telephone information messages from the Mayor to the community, the budget for which will be allocated from the Council surplus.

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

Minutes of the Ordinary Council Meeting held on Wednesday, 25 September 2013 and confirmed on 30 October 2013

.....
Chairperson

GMEE 02

ITEM NO: GMEE 02
FILE NO: 2013/2494
SUBJECT: DONATIONS AND SPONSORSHIP

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendations for the provision of \$700 under the Sporting Donations Program as summarised in the table below:

Applicant Name	Amount
Hayden Teixeira	\$200
Ellesse Carini	\$500

2. Endorses the Financial Contribution Panel's recommendations for the provision of \$1,400 under the School Donations Program as summarised in the table below:

Applicant Name	Amount
Al Amanah College	\$100
All Saints Senior College	\$100
Ashcroft High School (Cheque payable to Jake Armstrong)	\$100
Casula High School (Cheque payable to Annabelle Murdoch)	\$100
Cecil Hills High School (Cheque payable to Ellen Tat)	\$100
Christadelphian Heritage College	\$100
Holsworthy High School	\$100
Hoxton Park High School (Cheque payable to Thea Hayday-King)	\$100
James Busby High School	\$100
John Edmondson High School (Cheque payable to Jackson Rysko)	\$100
Lawrence Hargrave School	\$100
Liverpool Girls High School	\$100
Miller Technology High School	\$100
Moorebank High School (Cheque payable to Mavis Mohaia)	\$100

3. Endorses the Financial Contributions Panel's recommendations for the provision of \$3,000 under the Corporate Sponsorship Program, subject to provision of all necessary event application documentation as summarised in the table below:

Applicant Name	Amount
Desi Media Group	\$3,000

GMEE 03

ITEM NO: GMEE 03
FILE NO: 2012/1332
SUBJECT: LIVERPOOL CRIME PREVENTION PLAN 2014-2016

RECOMMENDATION

That Council:

1. Notes that the Crime Prevention Plan 2014 - 2016 prepared for the Department of Attorney General and Justice is drawn from and consistent with the Liverpool Community Safety and Crime Prevention Strategy 2013 - 2017 which was adopted by Council on 31 July 2013.
2. Places the draft Crime Prevention Plan 2014 - 2016 on public exhibition for a period of 28 days inviting public submissions.
3. Receives a further report on the Crime Prevention Plan 2014 - 2016 following the public exhibition period, incorporating public feedback.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council:

1. Rejects the proposed Crime Prevention Plan 2014 – 2016.
2. Directs that a further draft be prepared for the next Council meeting which incorporates:
 - a) a detailed description of the intended role for, and expectations of, the CCTV system to be installed in the Liverpool CBD and;
 - b) the extent to which the Crime Prevention Plan 2014 - 2016 envisages further a rollout of CCTV in other parts of the Liverpool LGA.

Foreshadowed Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council

1. Notes that the Crime Prevention Plan 2014 - 2016 prepared for the Department of Attorney General and Justice is drawn from and consistent with the Liverpool Community Safety and Crime Prevention Strategy 2013 - 2017 which was adopted by Council on 31 July 2013.

2. Places the draft Crime Prevention Plan 2014 - 2016 on public exhibition, which is to include reference to CCTV if deemed appropriate after discussion with Department Attorney General and Justice.
3. Receives a further report on the Crime Prevention Plan 2014 - 2016 following the public exhibition period, incorporating public feedback.

On being put to the meeting the motion moved by Clr Shelton was declared LOST, the foreshadowed motion moved by Clr Hadchiti became the motion and was declared CARRIED.

GMEE 04

ITEM NO: GMEE 04
FILE NO:
SUBJECT: POTENTIAL MEN'S SHED SITES

RECOMMENDATION

That Council:

1. Receives and notes the information contained in this report.
2. Undertakes an expression of interest (EOI) process for use of 31 Shepherd Street, Liverpool as a men's shed, with a 12 month fee-free period from the time of occupation.
3. Receives a further report advising of the outcomes of this expression of interest (EOI) process.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

GOVERNANCE REPORT

GMGO 01

ITEM NO: GMGO 01
FILE NO: 2012/3573
SUBJECT: REVIEW OF DELEGATIONS

RECOMMENDATION

That Council:

1. Delegates to the Chief Executive Officer the delegations set out in the Delegations to the Chief Executive Officer in Attachment 1 to this report.
2. Confirms Council's Mayoral delegations as per the policies noted in the report and as set out in the previous Council resolutions from 5 November 2012 and 26 June 2013 and noted in Attachment 2.
3. Confirms Council's delegation to the Liverpool City Centre Revitalisation Committee as set out in Council's decision on 24 April 2013 and noted in Attachment 2.
4. Confirms Council's delegations for any functions or powers conferred or imposed on Council by or under any act or law in accordance with section 22 of the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Hadid**

That Council defers this item.

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

Clr Stanley left the chambers at 8:40pm.

GMGO 02

ITEM NO: GMGO 02
FILE NO: 2012/1668
SUBJECT: PROPOSED RECLASSIFICATION AND DISPOSAL OF SURPLUS
COUNCIL LAND

RECOMMENDATION

That Council:

1. Agrees to commence the process of reclassification and rezoning through an amendment to the Liverpool Local Environmental Plan 2008.
2. Receives a further report following the reclassification process with a recommendation as to which properties should be reclassified and rezoned.

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 Mamone, Clr Ristevski

Vote Against: Clr Shelton, Clr Karnib, Clr Waller

Note: Clr Stanley was absent from the chambers when this was voted on.

Clr Stanley returned to the Chambers at 8:42pm.

GMGO 03

ITEM NO: GMGO 03
FILE NO: 2007/0442
SUBJECT: REQUEST FOR ACCESS LICENCE OVER LOT 6 DP 803038, SIRIUS ROAD, VOYAGER POINT BY THE ADJOINING OWNER OF LOT 68 DP 752034, SIRIUS ROAD, VOYAGER POINT

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Keeps confidential the attachment supplied under separate cover noting the options available to Mr Trainer to remedy the situation.

COUNCIL DECISION

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

That Council moves into closed session at the end of the meeting to discuss this item and legal advice as per the confidential report.

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

GMGO 04

ITEM NO: GMGO 04
FILE NO: 2013/2253
SUBJECT: TENDER LS2278 - LEASING OF 110 MEMORIAL AVENUE

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Accepts the tender from Inspire Community Services for LS2278 Leasing of 110 Memorial Avenue, Liverpool for an annual rental return of \$6,500 GST exclusive, pending successful negotiation of the following points:
 - Agree to an initial term and extension option(s) of lease agreement;
 - Confirm a project plan and budget for obtaining building compliance in accordance with the Building Code of Australia; and
 - Agree to conditions around approval for joint venture, partnership or similar arrangements with other entities.
2. Makes public its decision regarding tender LS2278 - Leasing of 110 Memorial Avenue, Liverpool.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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 Karnib,
 Clr Mamone, Clr Ristevski, Clr Shelton, Clr Waller,

Vote Against: Clr Harle, Clr Stanley

Clr Ristevski left the chambers at 8:46pm.

GMGO 05

ITEM NO: GMGO 05
FILE NO: 2013/2254
SUBJECT: TENDER LS2279 LEASING OF 306 MACQUARIE STREET

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Rejects all tenders in relation to LS2278 Leasing of 306 Macquarie Street, Liverpool.
2. Readvertises the EOI for 306 Macquarie Street at an appropriate time once construction commences in the neighbouring development site.
3. Makes public its decision regarding tender LS2278 Leasing of 306 Macquarie Steet, Liverpool.
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.

Note: Clr Ristevski was absent from the chambers when this item was voted on.

Clr Ristevski returned to the Chambers at 8:59pm.

GMGO 06

ITEM NO: GMGO 06
FILE NO: 2011/3974
SUBJECT: PROPOSED EASEMENT FOR ACCESS OVER LOT 29 DP 827444,
NUWARRA ROAD, MOOREBANK

RECOMMENDATION

That Council:

1. Approves the acquisition of an approximately 40 metre wide easement for access from the Roads and Maritime Services over Lot 29 DP 827444, Nuwarra Road, Moorebank on the terms outlined in the confidential attachment.
2. Keeps confidential the attachment supplied under separate cover containing the easement details 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 documents, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Waller**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

GMPG 01

ITEM NO: GMPG 01
FILE NO: 2012/3187
SUBJECT: DEVELOPMENT ASSESSMENT PROCESS INITIATIVE AND RELATED DEVELOPMENT CONTROL PLAN AMENDMENT 10 - NOTIFICATION AND ANOMALIES

RECOMMENDATION

That Council:

1. Publically exhibits Amendment 10 to Liverpool Development Control Plan 2008 in accordance with Section 74C of the Environmental Planning and Assessment Act 1979 to facilitate the changes outlined in this report.
2. Receives a further report following the public exhibition period.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That Council defers this item for further consultation with Councillors.

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

Councillors voted unanimously for this motion.

GMPG 02

ITEM NO: GMPG 02
FILE NO: 2013/1076
SUBJECT: DRAFT AMENDMENT NO. 32 TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008 MINOR REZONINGS AND ANOMALIES AND DRAFT AMENDMENT 11 TO LIVERPOOL DEVELOPMENT CONTROL PLAN

RECOMMENDATION

That Council:

1. Resolves to prepare and exhibit Draft Amendment No. 32 to the Liverpool Local Environmental Plan 2008.
2. Resolves to prepare and exhibit Draft Amendment to the Liverpool Development Control Plan 2008
3. Forwards a copy of the Planning Proposal to the Department of Planning and Infrastructure seeking a Gateway determination and following that proceed with public authority consultation and public exhibition.
4. Considers further reports that outline the results of the public authority consultation and public exhibition.

COUNCIL DECISION

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

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

GMPG 03

ITEM NO: GMPG 03

FILE NO:

SUBJECT: DRAFT SWIMMING POOL INSPECTION PROGRAM

RECOMMENDATION

That Council:

1. Endorses the proposed swimming pool inspection and community education program.
2. Approves the proposed community consultation schedule.

COUNCIL DECISION

Motion:

Moved: Cllr Waller

Seconded: Cllr Shelton

That the recommendation be adopted.

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

GMPG 04

ITEM NO: GMPG 04
FILE NO: 2013/2622
SUBJECT: HERITAGE LISTING OF THE DEFENCE NATIONAL STORAGE AND
DISTRIBUTION CENTRE SITE

RECOMMENDATION

That Council:

1. Forwards the Planning Proposal to add the Defence National Storage and Distribution Centre to the Liverpool Local Environmental Plan 2008 as a heritage item to the Department of Planning and Infrastructure for a Gateway determination.
2. Writes to the Office of Environment and Heritage and encourage them to list the site on the State Heritage Register.

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.

GMPG 05

ITEM NO: GMPG 05
FILE NO: 2007/0300
SUBJECT: UPDATE ON DEVELOPMENT ASSESSMENTS

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Receives a further report concerning development assessment reform.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

GMPG 06

ITEM NO: GMPG 06
FILE NO:
SUBJECT: VOLUNTARY PLANNING AGREEMENT

RECOMMENDATION

That Council:

1. Accepts the offer of the Voluntary Planning Agreement and endorses the draft Voluntary Planning Agreement in its current form.
2. Publicly exhibits the Draft Voluntary Planning Agreement between Liverpool City Council and Gazcorp Pty Ltd for a period of 28 days.
3. Receives a further report following the outcome of the exhibition period.

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 Hadid, Clr Hadchiti, Clr Harle, Clr Karnib, Clr Mamone, Clr Ristevski, Clr Shelton, Clr Waller,

Vote Against: Clr Stanley

COMMITTEE REPORTS

COMM 01

ITEM NO: COMM 01
FILE NO: 2013/0743
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Budget and Finance Committee meeting held on 4 September 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 02

ITEM NO: COMM 02
FILE NO: 2013/1879
SUBJECT: CITY CENTRE REVITALISATION COMMITTEE MINUTES FOR MEETING HELD 4 SEPTEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Liverpool City Centre Revitalisation Committee meeting held on 4 September 2013.
2. Approve funds of up to \$120,000 from the Town Improvement Fund to engage the preferred communications organisation selected through a tender process.

COUNCIL DECISION

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

That Council:

1. Receives and notes the minutes of the Liverpool City Centre Revitalisation Committee meeting held on 4 September 2013.
2. Expressively does not approve funds of up to \$120,000 from the Town Improvement Fund to engage the preferred communications organisation selected through a tender process.

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

That the recommendation be adopted.

On being put to the meeting the motion moved by Clr Shelton was declared LOST, the foreshadowed motion moved by Clr Hadchiti became the motion and was declared CARRIED.

COMM 03

ITEM NO: COMM 03
FILE NO: 2012/3789
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES OF MEETING
HELD 4 SEPTEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Economic Development Committee meeting held on 4 September 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 04

ITEM NO: COMM 04

FILE NO:

SUBJECT: ETHICS AND AUDIT COMMITTEE MEETING HELD ON 13 AUGUST
2013

RECOMMENDATION

That Council receives and notes the minutes of the Ethics and Audit Committee meeting held on 13 August 2013.

COUNCIL DECISION

Motion:

Moved: Cllr Waller

Seconded: Cllr Karnib

That the recommendation be adopted.

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

COMM 05

ITEM NO: COMM 05
FILE NO: 2009/1298
SUBJECT: HERITAGE ADVISORY COMMITTEE MINUTES OF MEETING 5
AUGUST 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Heritage Advisory Committee meeting held on 5 August 2013.
2. Amends the Heritage Advisory Committee Charter to open to the public in terms of participation with voting rights maintained to only those appointed to the committee.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 06

ITEM NO: COMM 06
FILE NO: 2013/0223
SUBJECT: LIVERPOOL ACCESS COMMITTEE MINUTES OF THE MEETING
HELD ON 8 AUGUST 2013

RECOMMENDATION

That Council

1. Receives and notes the minutes of the Liverpool Access Committee held on 8 August 2013.
2. Investigate mobility access to level 2, 33 Moore St, with the suggested option of widening the door into the customer service area.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 07

ITEM NO: COMM 07
FILE NO: 2011/6251
SUBJECT: LIVERPOOL YOUTH COUNCIL MINUTES OF THE MEETING HELD
ON 13 AUGUST 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Youth Council meeting held on 13 August 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 08

ITEM NO: COMM 08
FILE NO: 2012/2112
SUBJECT: NO INTERMODAL COMMITTEE MEETING MINUTES OF 4
SEPTEMBER 2013

RECOMMENDATION

That Council notes the Minutes of the No Intermodal Committee meeting held on 4 September 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

COMM 09

ITEM NO: COMM 09

FILE NO:

SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Tourism and Events Committee meeting held on 4 September 2013.

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.

CORRESPONDENCE REPORTS

CORR 01

ITEM NO: CORR 01
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

QWNO 01

ITEM NO: QWNO 01
FILE NO: 2013/0329
SUBJECT: QUESTION WITH NOTICE CLR SHELTON

RECOMMENDATION

With respect to:

- i. the land on which the Casula Powerhouse is located,**
- ii. any parcel of land that forms part of the curtilage thereto, and**
- iii. any parcel of land forming part of the land known as the George's River Corridor between the Liverpool Weir and the Casula Powerhouse in which Liverpool Council has an interest,**

Please advise the following:

- 1. Has Council received a notice or notices under sections 11 or 19 of the Land Acquisition (Just Terms Compensation) Act, 1991 (NSW) or under sections 9 or 48 of the Lands Acquisition Act 1989 (Cth.)?**

Council has not received any notices pursuant to those sections. The Commonwealth Government through the First Assistant Secretary of the Department of Finance and Deregulation has indicated the Commonwealth is *proposing* to acquire the parcels of land as identified in the attached map.

Further attached is a brochure as provided by the Commonwealth that details the acquisition process that will apply in the event of the acquisition proceeding. Please note that Lot 10 (Mill Park/ Northern Powerhouse land) is "community Land", and NSW State Government must consent to the acquisition process.

- 2. In the event the answer to the foregoing is in the affirmative please advise the date or dates of such notice or notices.**

Not applicable

QWNO 02

ITEM NO: QWNO 02
FILE NO: 2013/0331
SUBJECT: QUESTION WITH NOTICE - CLR STANLEY

RECOMMENDATION

Please advise the following:

- 1. Can I be advised the costs of the extraordinary meeting of council of the following dates:**
 - a. 1/5/2013**
 - b. 23/5/2013**
 - c. 12/9/2013**

- 2. Please itemise all costs:**
 - a. venue hire**
 - b. utilities, electricity etc**
 - c. catering**
 - d. printing**
 - e. advertising**
 - f. unplanned and planned overtime for staff**

- 3. Have there been sufficient funds in the budget to cover these meetings and where are such expenses allocated?**

Further questions arising from answers published in Council meeting minutes of 28/8/2013.

- 1. Does Council have any other cars which were not included in the answers on notices asked at the August 2013.**

- 2. If so, what are the arrangements for these vehicles as per the previous questions?**

QWNO 03

ITEM NO: QWNO 03
FILE NO: 2013/0331
SUBJECT: QUESTION WITH NOTICE CLR SHELTON NO. 2

RECOMMENDATION

Given the following:

1. Close to a year ago Council called for tenders for the supply and installation of Closed Circuit Television Cameras.
2. By resolution passed during Council's ordinary general meeting of 29 May 2012 it was decided to '(r)ect all tenders', and '(r)eissue the tender for CCTV in the City Centre with enhanced WI-FI capability'.
3. By resolution passed on 12 September 2013 Council decided to proceed with the tenderer named therein, at a cost greater than originally provisioned for (ordinary business papers, p10), and to make provision for possible revenues from a 'premium' WI-FI service.

Please advise:

1. **Whether at any stage a business plan has been formulated for the commercial aspects of this venture. If so, when, by whom, and is it available for inspection? If not, then why not?**
2. **Are there any projections or modellings as to the revenue which it is thought this venture will yield? If yes, when and by whom were such modellings and projections compiled.**
3. **Since in fact 'FREE WI-FI' has already been promoted to the community how is it to be determined what proportion of the provision of WI-FI will be genuinely 'free' and what proportion will be charged for, and could these proportions be altered over time?**

STRATEGY AND EXECUTIVE REPORT

GMSE 02

ITEM NO: GMSE 02
FILE NO: 2012/4149
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 2014:
 - a. Aboriginal Consultative Committee
 - b. Budget and Finance Committee
 - c. Casula Powerhouse Arts Centre Board
 - d. City Centre Revitalisation Committee
 - e. Economic Development Committee
 - f. Environment Advisory Committee
 - g. Ethics and Audit Committee
 - h. Floodplain Management Committee
 - i. Heritage Advisory Committee
 - j. Liverpool Access Committee
 - k. Liverpool Sports Committee
 - l. Multicultural Advisory Committee
 - m. No Intermodal Committee
 - n. Order of Liverpool Awards Committee
 - o. Street Naming Committee
 - p. Tourism and Events Committee
 - q. Warwick Farm Racing Precinct Steering Committee
 - r. 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 2014:
 - a. Westpool
 - b. Western Sydney Regional Organisation of Councils
 - c. Liverpool Migrant Resource Centre
 - d. Macarthur/Liverpool Community Relations Commission Regional Advisory Council
 - e. Georges River Combined Councils Committee
 - f. The South West Sydney Academy of Sport
 - g. Joint Regional Planning Panel
 - h. Liverpool Traffic Committee

- i. Macarthur Bushfire Management Committee
- j. Macarthur Zone Bushfire Liaison Committee
- k. NSW Metropolitan Public Libraries Association
- l. Floodplain Management Association

COUNCIL DECISION

Motion: **Moved: C/r Ballot** **Seconded: C/r Mamone**

That Council:

1. Adopts the following appointments and changes to External and Internal Committees and Affiliated Bodies:

External and Affiliated Bodies:

- **Westpool** - The Mayor or delegate
- **Western Sydney Regional Organisation of Councils (WSROC)** – Councillor Hadchiti and Councillor Mamone
- **Liverpool Migrant Resource Centre** – Councillor Ristevski
- **Macarthur/Liverpool Community Relations Commission Regional Advisory Council** – Councillor Hadid
- **Georges River Combined Councils Committee** – reduced from three to one councillor representative – Councillor Ballot
- **The South West Sydney Academy of Sport** – Councillor Ristevski
- **Joint Regional Planning Panel** – Councillor Hadid and Councillor Hadchiti. Councillor Harle as alternate.
- **Traffic Committee** – The Mayor or delegate
- **Macarthur Bushfire Management Committee** – Councillor Harle
- **Macarthur Zone Bushfire Liaison Committee** – Councillor Harle
- **NSW Metropolitan Public Libraries Association** -Councillor Mamone
- **Floodplain Management Association** - Councillor Harle

Council Committees:

- **Aboriginal Consultative Committee** – Councillor Ristevski and Councillor Hadchiti as alternate. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Budget and Finance Committee** – reduce membership from Mayor or delegate, Deputy Mayor or delegate and six councillors to Mayor or delegate, Deputy Mayor or delegate and four councillors being Councillors Ristevski, Mamone, Ballot and Harle. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Casula Powerhouse Arts Centre Board** – reduce from three Councillors to one being Councillor Mamone. And notes that all

Councillors are entitled to attend, speak and participate in committee deliberations if they choose.

- **City Centre Revitalisation Committee** – change from Mayor and four Councillors to Mayor, Deputy Mayor and one Councillor being Councillor Mamone and Councillor Ballot as an alternate. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Economic Development Committee** – change from Mayor or delegate and six Councillors to Mayor or Delegate, Deputy Mayor and three Councillors being Councillors Harle, Ballot and Mamone. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Environmental Advisory Committee** – merge committee and charter with the Heritage Advisory Committee. The merged committee to meet quarterly and with membership of the Mayor or delegate and one Councillor being Councillor Harle. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Ethic and Audit Committee** – change from Deputy Mayor and three Councillors to Deputy Mayor and one Councillor being Councillor Ristevski with Councillor Harle as alternate. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Floodplain Management Committee** – Mayor or delegate and one Councillor being Councillor Harle And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Liverpool Access Committee** – Mayor or delegate being Councillor Mamone. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Liverpool Sports Committee** – Change from Mayor or delegate to Mayor or delegate being Councillor Hadid and one Councillor being Councillor Ristevski. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Multicultural Advisory Committee** – Change from Mayor or delegate and four Councillors to Mayor or delegate and one Councillor. The delegate being Councillor Ristevski and additional Councillor being Councillor Ballot. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **No Intermodal Committee** – amend meetings from monthly to bi-monthly. Change membership from Mayor and three Councillors to Mayor or delegate and two Councillors. The Councillors being Councillor Hadchiti and Councillor Harle. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
- **Order of Liverpool Committee** – Mayor or delegate, Deputy Mayor or delegate and Councillor Harle And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.

- **Street Naming Committee** – Mayor or delegate and Councillor Ballot And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
 - **Tourism and Events Committee** – Change from Mayor or delegate and seven Councillors to Mayor or delegate, Deputy Mayor and two Councillors being Councillor Mamone and Councillor Harle. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
 - **Warwick Farm Racing Precinct Steering Committee** – Change from Mayor or delegate to Mayor or delegate and one Councillor. Councillor Hadchitti as delegate and Councillor Harle as Councillor. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
 - **Youth Council** – Change from Mayor or delegate and two Councillors to Mayor or delegate being Councillor Mamone. And notes that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.
2. Amends the Committee charters to reflect the above changes.
 3. Adds to each charter that the respective Committee Chairperson approves meeting dates and time for each committee meeting.
 4. Notes that for internal Council committees, all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.

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

CHIEF EXECUTIVE OFFICER REPORT

CEOR 01

ITEM NO: CEOR 01
FILE NO: 2013/2859
SUBJECT: US STUDIES CENTRE REPORT

RECOMMENDATION

That Council:

1. Receive and note the report.
2. Allow the Mayor and CEO to present a slideshow that summarises the highlights of the US Study Tour.

COUNCIL DECISION

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

That Council defers this item to the next meeting.

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

GOVERNANCE REPORT

GMGO 03

ITEM NO: GMGO 03

FILE NO: 2007/0442

SUBJECT: REQUEST FOR ACCESS LICENCE OVER LOT 6 DP 803038, SIRIUS ROAD, VOYAGER POINT BY THE ADJOINING OWNER OF LOT 68 DP 752034, SIRIUS ROAD, VOYAGER POINT

RECOMMENDATION

That Council:

3. Receives and notes this report.
4. Keeps confidential the attachment supplied under separate cover noting the options available to Mr Trainer to remedy the situation.

COUNCIL DECISION

Motion:

Moved: Clr Hadid

Seconded: Clr Hadchiti

That Council defers this item to the next meeting.

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

THE MEETING CLOSED AT 9:30 PM

30 OCTOBER 2013

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 Farooq Portelli, Chief Executive Officer
Ms Julie Hately, Executive Director
Mr Toni Averay, A/Executive Director
Ms Billie Sankovic, Group Manager Strategy and Executive
Mr Mathew Walker, Group Manager Business Excellence
Ms Kiersten Fishburn, Group Manager Community and Culture
Mr Gino Belsito, Group Manager City Presentation
Ms Nadia Napoletano, Group Manager Governance
Mr Michael Cullen, Group Manager Economy and Engagement
Mr Raj Autar, Group Manager Infrastructure and Environment
Ms Carole Todd, A/Group Manager Planning and Growth

The meeting commenced at 6:07pm

OPENING	6.07pm
PRAYER	The prayer of the Council was read by: Reverend Anne Hibbard from Liverpool Uniting Church.
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

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

That the minutes of the Ordinary Council meeting held on 25 September 2013 be confirmed as a true record of that meeting with the following clause to be added to Item IHAP 01 on page 16:

(d) *Condition 1.4 to be deleted.*

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

DECLARATIONS OF INTEREST

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

Item IHAP 01	DA525/2013 – CONSTRUCTION OF A HOTEL AND COMMERCIAL BUILDING WITH TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED SIGNAGE
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Reason:	Actively advocating for a hotel or serviced apartments in the CBD. A conflict of interest may be perceived.
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Mayor Mannoun will not leave the Chambers for the duration of this item.

PUBLIC FORUM

Presentation (Items not on the agenda)

1. Mr Michael Lloyd-White addressed Council in relation to declaration of support for World Kindness Australia's endeavours and appointment of Council Goodwill Ambassadors.

Representation (Items on the Agenda)

1. Mr James Ley addressed Council on the following item:

Item – QWNO 07 Question with Notice - Clr Harle

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

That a two minute extension of time be given to Mr James Ley

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

2. Mr Wayne Gersbach addressed Council on the following item:

Item – GMPG 03 Proposed rezoning of 607 - 611 Hume Hwy Casula

Motion: **Moved: Clr Hadchiti** **Seconded: Clr Karnib**

That a two minute extension of time be given to Mr Wayne Gersbach.

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

3. Ms Sharon Hughes addressed Council on the following item:

Item – GMPG 03 Proposed rezoning of 607 - 611 Hume Hwy Casula

MAYORAL MINUTE

Subject: Support for the Victims of the New South Wales Bushfires 2013

Report:

We have all been shocked and saddened by the destruction caused by the recent New South Wales bushfires. The fire destruction lapped the boundaries of our local government area with many families and workers in Liverpool affected both directly and indirectly by the fires.

I would like to extend Council's sympathies to those who lost loved ones associated with the firefighting efforts across the state as well as to the many communities who have lost homes and livelihoods. I particularly acknowledge the impact of the fires upon nearby communities in the Blue Mountains and Macarthur region and their local Councils.

I extend my appreciation to the fire fighters, volunteers and other emergency services officers who are working around the clock to manage the fire situations. I particularly acknowledge those that come from the Liverpool area.

As a result of the fires and destruction we have all witnessed I would like the Council to donate \$10,000 at this time to the Australian Red Cross NSW Disaster Relief and Recovery Appeal and to I particularly want to encourage staff and Councillors to donate as well. I propose that Council also match staff and Councillor contributions made via the payroll system to the Red Cross Appeal.

Our support will help the Red Cross relief and recovery efforts and support individuals and communities affected by the fires.

In addition Council has a small caretaker's apartment in the Casula Power House Arts Centre that is suitable for short term emergency accommodation and I propose that Council offer this facility via the Red Cross to assist people in the short term who are temporarily homeless as a result of the fires.

Recommendation:

That Council:

1. Donate \$10,000 to the Australian Red Cross NSW Disaster Relief and Recovery Appeal from Councillors reserves.
2. Establishes a program to match staff and Councillor contributions to the Australian Red Cross NSW Disaster Relief and Recovery Appeal until 31 December 2013, on a dollar for dollar basis, with the Chief Executive Officer to monitor and report back to Council on the level of contribution: and
3. The caretaker's apartment in the Casula Power House Arts Centre be made available to the Australian Red Cross for short term emergency accommodation to assist people who are temporarily homeless as a result of the fires.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

Subject: Review of the current controls for the Liverpool City Centre

Report:

Liverpool is the nominated Regional City for south western Sydney. Population projections for the region predict that Liverpool is set to almost double in size by 2036. During this period 35,000 new jobs are required just to keep up with this anticipated population growth and this equates to 9,000 new jobs by 2031 in the city centre alone.

To achieve this ambitious jobs target, there must be substantial private and public sector investment in the Liverpool city centre. Council has established a CBD revitalisation strategy to identify opportunities and encourage investment within the city centre. The revitalisation strategy aim to build a vibrant 24 hour city centre which will create jobs, build a stronger economy, and as well provide entertainment, amenity and community benefits.

Development must be supported by appropriate, contemporary planning controls. Liverpool Council has continued to support amendments to refresh the LLEP 2008 throughout its implementation. Council is currently progressing the 35th amendment to the LLEP. These amendments have responded to the needs of the development industry and the community to capitalise on growth opportunities, and have responded to State legislative changes. As such, generally the LLEP 2008 has maintained currency, relevance, and consistency with broader State legislation.

The NSW Government has presented the new planning legislation before Parliament. This legislation is proposed to bring broad-ranging changes to planning controls and planning instruments. It would be appropriate to undertake the preparation of a new local plan once the framework of the new planning legislation is known. However, in the interim, a review of the current controls can be undertaken outlining opportunities to encourage investment and development. It is also noted that the planning controls for the city centre have not been reviewed since 2008.

It is therefore proposed to review the LEP and DCP controls as they apply to the city centre with a view to supporting the CBD revitalisation strategy to encourage growth and promote mixed use development that will rejuvenate our city centre.

It is recommended that to support a comprehensive review of the city centre controls, a market needs analysis should be undertaken. This study should outline the various opportunities for increasing development uptake in the city centre, and the pros and cons of these approaches (for example, vertical separation of uses in a mixed use approach could be included as an option). The review should include the potential to introduce mixed use controls in the city centre encouraging apartment developments as evident in other city centres. This work would be the basis for a new set of planning controls for the city centre to deliver a balanced approach to city centre development, supporting new investment and job growth.

Recommendation:

That Council:

1. Allocates a budget of \$50,000 from the LEP & DCP Reserve to commission a review of the current controls for the Liverpool city centre to inform a future amendment to the relevant planning documents.
2. Specifically investigates introducing mixed use residential development controls to the city centre
3. Report back to Council at the November meeting on a timeline to deliver the review.

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 Hadchiti
 Clr Hadid
 Clr Harle
 Clr Mamone
 Clr Ristevski

Against: Clr Karnib
 Clr Shelton
 Clr Stanley
 Clr Waller

MAYORAL MINUTE

Subject: IHAP Delegations

Report:

The newly Council elected has set two priorities, encourage growth in Liverpool to create a vibrant, diverse and prosperous city, and to increase transparency. Liverpool Council was one of the first councils in NSW to establish an Independent Hearing and Assessment Panel (IHAP) as a way of providing more transparency, confidence and scrutiny to planning decisions. This has now been acknowledged as industry best practice. This motion is seeking for Council to continue to lead the way by providing IHAP with delegations to determine applications within the CBD. This will also result in applications being determined more efficiently and therefore encouraging growth.

Recommendation:

That Council:

1. Delegates authority to the CEO to determine all applications regarding developments in the CBD referred to IHAP, subject to the following conditions;
 - a. That all Councillors be notified in writing of the determinations of the IHAP meeting within 24 hours of the meeting.
 - b. That Councillors have 72 hours from the time of the IHAP meeting to request that the matter be resolved by Council if three or more Councillors notify the CEO in writing if they deem it to be in the community interest to do so.
2. Amends the IHAP charter to reflect the above delegated authority
3. Delegate to the CEO to determine applications in the CBD that are not referred to IHAP where no objections have been received and design excellence has been achieved as per the IHAP charter subject to the following conditions;
 - a. That all Councillors be notified in writing of the CEO's intention to determine the application with 48 hours notice.
 - b. Councillors can within that period request that the matter be resolved by Council if three or more Councillors notify the CEO in writing if they deem it to be in the community interest to do so.
4. For the purposes of this motion, the CBD shall be defined by and generally bound by the train line to the east, Hume Highway/Copeland Street to the north and west, and Atkinson Street to the South.

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 Hadchiti
 Clr Hadid
 Clr Harle
 Clr Mamone
 Clr Ristevski

Against: Clr Karnib
 Clr Shelton
 Clr Stanley
 Clr Waller

MAYORAL MINUTE

Subject: Master Planning Key Sites

Report:

The Local Government Act 1993 sec 232 states the role of a Councillor is:
“to participate in the optimum allocation of the council’s resources for the benefit of the area.”

Council owns or has care and control of many key sites in the local government area. Council’s key sites are often held alongside those of other critical levels of Government such as transport, health and education. It is important that the use of the sites is optimised to benefit the community. In addition from time to time, grants and other funding become available for ‘shovel ready projects’ which help the projects become a reality and provide a significant benefit for the community. A recent example is The Ingham Institute which received a \$47 Million grant from the Federal Government to build a world leading facility in Liverpool.

The purpose of this motion is to position Council in the future to benefit from similar opportunities and to provide leadership to the community by optimising community assets.

Recommendation:

That Council:

1. Establish the Key Site Master Planning Steering Committee consisting, the Mayor, Deputy Mayor, Councillor Tony Hadchitti and the CEO.
2. Develop master plans for the following sites (however not limited to):
 - Chipping Norton Lakes
 - Northumberland Street Car Park
 - Bathurst Street Car Park
 - 52 Scott Street Liverpool
 - Liverpool bus interchange, adjacent vacant land on Bigge Street and the Southern section of Bigge Park
 - 33 Moore Street Liverpool
 - Woodward Park Precinct
3. The committee is to meet on an as ‘required basis’ as determined by the Mayor.
4. The Mayor shall approve agenda items.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

Councillors Shelton, Stanley and Waller requested that their name be recorded as voting against the motion.

NOTICES OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 2012/4149
SUBJECT: APPOINTMENT OF COUNCILLORS TO COMMITTEES AND AFFILIATED BODIES

RECOMMENDATION

That Council rescinds the following motion as passed for GMSE 02 at its meeting of 25 September 2013 regarding the Appointment of Councillors to Committees and Affiliated Bodies.

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.

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

That Council moves:

1. The following appointments and changes to External and Internal Committees and Affiliated Bodies.
2. Amends Committee charters to reflect the changes.
3. Adds to each charter that the respective Committee Chairperson approves meeting dates and time for each committee meeting.
4. For internal Council committees note that all Councillors are entitled to attend, speak and participate in committee deliberations if they choose.

External and affiliated Bodies:

Westpool - The Mayor or delegate

Western Sydney Regional Organisation of Councils (WSROC) – Councillor Tony Hadchiti and Councillor Sabrina Mamone

Liverpool Migrant Resource Centre – Councillor Gus Balloot and Councillor Ali Karnib

Macarthur/Liverpool Community Relations Commission Regional Advisory Council – Councillor Mazhar Hadid

Georges River Combined Councils Committee – reduced from three to one councillor representative being Councillor Peter Ristevski

The South West Sydney Academy of Sport – Councillor Peter Ristevski

Joint Regional Planning Panel – Councillor Mazhar Hadid and Councillor Tony Hadchiti. Councillor Peter Harle as alternate.

Traffic Committee – The Mayor or delegate

Macarthur Bushfire Management Committee – Councillor Peter Harle

Macarthur Zone Bushfire Liaison Committee – Councillor Peter Harle

NSW Metropolitan Public Libraries Association – Councillor Tony Hadchiti

Floodplain Management Association - Councillor Peter Harle

Council Committees:

Aboriginal Consultative Committee – Councillor Peter Ristevski and Councillor Tony Hadchiti as alternate and additional member Councillor Wendy Waller.

Budget and Finance Committee – reduce membership from Mayor or delegate, Deputy Mayor or delegate and six councillors to the Mayor or delegate, Deputy Mayor or delegate and four councillors being Councillors Peter Ristevski, Sabrina Mamone, Gus Balloot and Peter Harle.

Casula Powerhouse Arts Centre Board – reduce from three Councillors to two being Deputy Mayor and Councillor Wendy Waller.

City Centre Revitalisation Committee – change from Mayor and four Councillors to the Mayor, Deputy Mayor and one Councillor being Councillor Sabrina Mamone and Councillor Gus Balloot as an alternate.

Economic Development Committee – change from Mayor or delegate and six Councillors to the Mayor or Delegate, Deputy Mayor and three Councillors being Councillors Peter Harle, Gus Balloot and Sabrina Mamone.

Environmental Advisory Committee – Membership of the Mayor or delegate and one Councillor being Councillor Peter Harle.

Heritage Advisory Committee – Membership of the Mayor or delegate and one Councillor being Councillor Mazhar Hadid.

Ethic and Audit Committee – change from Deputy Mayor and three Councillors to Deputy Mayor and two Councillors being Councillor Peter Ristevski with Councillor Peter Harle.

Floodplain Management Committee – Mayor or delegate and one Councillor being Councillor Peter Harle

Liverpool Access Committee – Mayor or delegate and additional member Councillor Wendy Waller.

Liverpool Sports Committee – Change from Mayor or delegate to Deputy Mayor and Councillor Peter Ristevski.

Multicultural Advisory Committee – Change from Mayor or delegate and four Councillors to the Mayor or delegate and one Councillor. The delegate being Councillor Peter Ristevski and additional Councillor being Councillor Gus Balloot.

No Intermodal Committee – Change membership from Mayor and three Councillors to Mayor or delegate and two Councillors. The Councillors being Councillor Tony Hadchiti and Councillor Peter Harle.

Order of Liverpool Committee – Mayor or delegate, Deputy Mayor or delegate and Councillor Peter Harle

Street Naming Committee – Mayor or delegate and Councillor Gus Balloot.

Tourism and Events Committee – Change from Mayor or delegate and seven Councillors to the Mayor or delegate, Deputy Mayor and three Councillors being Councillors Sabrina Mamone, Peter Harle and Ali Karnib.

Warwick Farm Racing Precinct Steering Committee – Mayor or delegate to Mayor or delegate being Councillor Tony Hadchitti.

Youth Council – Change from Mayor or delegate and two Councillors to Mayor or delegate being Councillor Sabrina Mamone and additional member Councillor Wendy Waller.

On being put to the meeting the motion moved by Cllr Stanley was declared LOST, the foreshadowed motion moved by Cllr Balloot became the motion and was declared CARRIED.

Councillors Shelton and Stanley requested that their name be recorded as voting against the motion.

NOTICES OF MOTION

ITEM NO: NOMO 01
FILE NO: 2013/0343
SUBJECT: AN OFFICIAL CHOIR FOR LIVERPOOL COUNCIL

RECOMMENDATION

That Council:

1. Accepts it should have an official choir.
2. Designates the group currently known as the 'Casula Singers' as its official choir to be known as the 'The Liverpool Singers' when it performs in this capacity.
3. Encourages, when performing as 'The Liverpool Singers', ongoing growth of this choir by the recruitment over time of talented individuals from all backgrounds, all walks of life and all parts of the Liverpool LGA.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

ITEM NO: NOMO 02
FILE NO: 2012/4149
SUBJECT: COUNCIL COMMITTEES

RECOMMENDATION

That Council:

1. Include the Councillors noted below to the following Council Committees for the next 12 months with full voting and participation rights:

Councillor Ali Karnib	a. Tourism and Events Committee
Councillor Geoff Shelton	a. Budget and Finance Committee b. Economic Development c. Ethics and Audit d. Environment c. City Revitalisation
Councillor Wendy Waller	a. Access Committee b. Youth Committee c. Casula Powerhouse d. Aboriginal Consultative Committee

2. Nominate Councillors to the following affiliated committees: Councillor Ali Karnib to the Migrant Resource Committee and Councillor Anne Stanley to South West Sydney Academy of Sport.

COUNCIL DECISION

This matter was dealt with under the Motion of Rescission NOMR 01 – Appointment of Councillors to Committees and Affiliated Bodies.

ITEM NO: NOMO 03
FILE NO: 2013/0342
SUBJECT: MAYORAL AND COUNCILLOR CHARITY DINNER

RECOMMENDATION

That Council:

1. Council hold an annual Mayor and Councillor Ball to be held in the Liverpool Local Government Area on the last Friday in May.
2. The proceeds of the Ball from ticket sales, raffles, auctions and sponsorship to go to a different charity each year. Council will be the facilitator of ticket sales and leading organiser of the event.
3. 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.
4. The recipient of the 2013 Ball proceeds to go to Liverpool Hospital.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Ballot**

That Council:

1. Holds an annual Mayoral and Councillor Charity Dinner to be held in the Liverpool Local Government Area in June.
2. Forms a steering group comprising the Mayor and two Councillors being Councillors Peter Ristevski and Sabrina Mamone to work with Council staff on the event.
3. Allocates a budget of \$5,000 from the Councillor Reserve to cover costs for the event.
4. Donate all proceeds from the sale of tickets, raffles, auctions and sponsorships to a local cause each year. The 2014 beneficiary will be Liverpool Hospital and Young Adult Disability Association (YADA).

Foreshadowed Motion: Moved: Clr Waller

Seconded: Clr Karnib

That Council:

1. Donate \$20,000 to Liverpool Hospital in lieu of a Mayoral Ball for 2014.
2. Funds to be allocated from Councillor Reserve.
3. Provide a report to Council in May 2014 detailing options for an event that would raise money for a charity of Council choosing.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Division called:

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

Against: Clr Karnib
Clr Shelton
Clr Stanley
Clr Waller

ITEM NO: NOMO 04
FILE NO: 2013/0344
SUBJECT: DISPOSITION OF OPERATING SURPLUSES

RECOMMENDATION

That Council writes to the New South Wales Treasury Corporation, with a copy to the Division of Local Government, pointing out that historically it has not to date acted in accordance with the (alleged) commitment referred to in this notice of motion (page sixteen of the Treasury Corporation Review), and that it does not propose to do so or consider itself bound to do so in the future.

COUNCIL DECISION

That this motion is withdrawn from the agenda and minutes.

Clr Hadchiti left the Chambers at 7:18pm.

ITEM NO: NOMO 05
FILE NO: 2013/0344
SUBJECT: CONVERSION OF PLASTIC CONTAINERS TO OIL

RECOMMENDATION

That Council:

1. Enter into discussions with waste processing contractors with a view of introducing the technology that will convert plastics into oil.
2. Together with the waste processing contractor, approach the Environment Protection Authority (EPA) for grant funding for this project under the "Waste Less Recycle More" program.
3. Allow the showing of a short five minute video from the United Nations University regarding conversion of plastic containers to oil.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Clr Hadchiti was absent from the chambers when this motion was voted on.

*Mayor Mannoun left the chambers at 7:19pm and vacated the Chair.
Clr Balloot left the Chambers at 7.19pm.
Clr Hadid left the Chambers at 7.22pm
Mayor Mannoun returned to the Chambers at 7.20pm and resumed the Chair.
Clr Balloot returned to the Chambers at 7:22pm.*

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: DA-525/2013
SUBJECT: CONSTRUCTION OF A HOTEL AND COMMERCIAL BUILDING WITH TWO LEVELS OF BASEMENT CAR PARKING AND ASSOCIATED SIGNAGE

RECOMMENDATION

That Council:

1. Approve Development Application DA-525/2013 for the construction of a hotel and commercial building with two levels of basement car parking at 39 Scott Street, Liverpool subject to the revised conditions of consent.
2. Notifies all interested parties of Council's decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Vote For: Clr Balloot
 Clr Hadid
 Clr Harle
 Clr Karnib
 Clr Mamone
 Clr Ristevski
 Clr Shelton
 Clr Waller

Against: Clr Stanley

Mayor Mannoun and Councillor Hadchiti were absent from the chambers when this motion was voted on.

Clr Hadid returned to the Chambers at 7.27pm.

Mayor Mannoun left the Chambers at 7.27pm. The Deputy Mayor took the chair.

ITEM NO: IHAP 02
FILE NO: DA-467/2013
SUBJECT: DEVELOPMENT APPLICATION DA-467/2013: STAGED INTEGRATED HOUSING DEVELOPMENT

RECOMMENDATION

That Council:

1. Approves Development Application DA 467/2013 for a staged integrated housing development comprising Torrens and Strata title residential subdivision, construction of attached and detached dwellings, and studio dwellings at proposed Lots 6086 and 6087 in a plan of subdivision of Lot 106 DP 1162114, Stirling Street, Vidal Avenue and Antrim Drive, Elizabeth Hills subject to conditions of consent.
2. Notifies all interested parties of Council's decision.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Vote For: Clr Balloot
 Clr Harle
 Clr Karnib
 Clr Shelton
 Clr Stanley
 Clr Waller

Against: Clr Hadid
 Clr Mamone
 Clr Ristevski

Mayor Mannoun and Councillor Hadchiti were absent from the chambers when this motion was voted on.

ITEM NO: IHAP 03
FILE NO: DA-582/2013
SUBJECT: SUBDIVISION OF ONE LOT TO CREATE TWO TORRENS TITLE ALLOTMENTS

RECOMMENDATION

That Council:

1. Approves DA-583/2013 for the subdivision of one lot to create two Torrens title lots at Lot 15 Section B DP 7633, 15 Canberra Avenue Casula, subject to the recommended conditions of consent.
2. Supports variation to the Liverpool Local Environmental Plan 2008, Clause 7.13, made pursuant to Clause 4.6.

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.

Vote For: Mayor Mannoun
 Clr Balloot
 Clr Harle
 Clr Karnib
 Clr Mamone
 Clr Ristevski
 Clr Shelton
 Clr Stanley
 Clr Waller

Against: Clr Hadid

Councillor Hadchiti was absent from the chambers when this motion was voted on.

*Mayor Mannoun returned to the Chambers at 7:34pm and resumed the Chair.
Clr Hadchiti returned to the Chambers at 7:35pm.*

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEOR 01
FILE NO: 2013/2859
SUBJECT: US STUDIES CENTRE REPORT

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Allows the Mayor and CEO to present a slideshow that summarises the highlights of the US Study Tour.
3. Allocates \$3,950 from the Councillor Reserve for the US Study Tour.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Ristevski**

That Council:

1. Receives and notes the report.
2. Allows the Mayor and CEO to present a slideshow that summarises the urban planning highlights of the US Study Tour at a future Councillor briefing or training session.
3. Incorporates the presentation into the Council minutes.
4. Allocates \$3,950 from the Councillor reserve for the US Study Tour.

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

Downtown LA - Arrival



Hilton Checkers Accommodation



Pershing Square, Park, underground car park, arts, fruit trees, artefacts etc



Pershing Square - Signage



Pershing Square – Statue, gun, gardens, pet area at rear



Pershing Square - Art



Pershing Square - Art



Pershing Square - Art



Pershing Square – Historical Story



Grande Hope Park

Nestled in commercial high density development



Water features



Walking tour – bike track



Walking Tour – Host, Alexander Kalamaros with Downtown map



Historical renovated building



Lunch at Grand Central Market



Shortest tram ride up to California Plaza via Angels' Flight



LA Watercourt surrounded by LA high-rise



Walt Disney Concert Hall



Museum of Contemporary Art



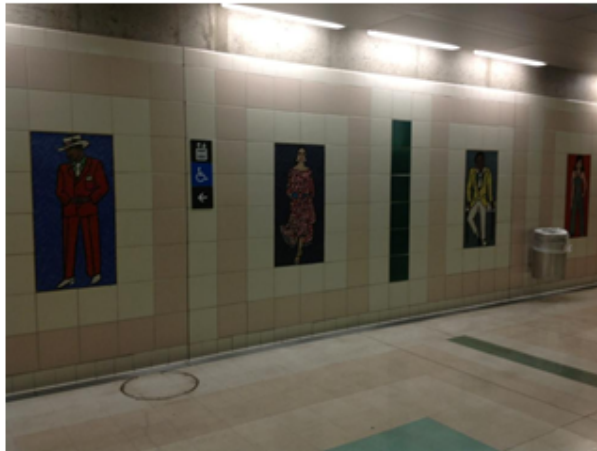
Music Centre



New LA Grand Park to City Hall



Railway Station Art



Escalators



Train travel quick, efficient, economical
- heading to South Pasadena



South Pasadena – Old parking lot → garage,
commercial, residential development near rail line



New housing – Urbanist revitalisation
project



New Californian housing



Courtyard housing



Courtyard housing – Michael Dean Land Developer



Courtyard housing



Courtyard housing



Existing Californian style single story homes



Del Mar Station –
A grade light rail station



Downtown Old Pasadena rail station



Presentation at Café Bizou –
Mr Ali Sahabi land owner and host



Looking back at LA from Historic Park
and Metabolic Studio



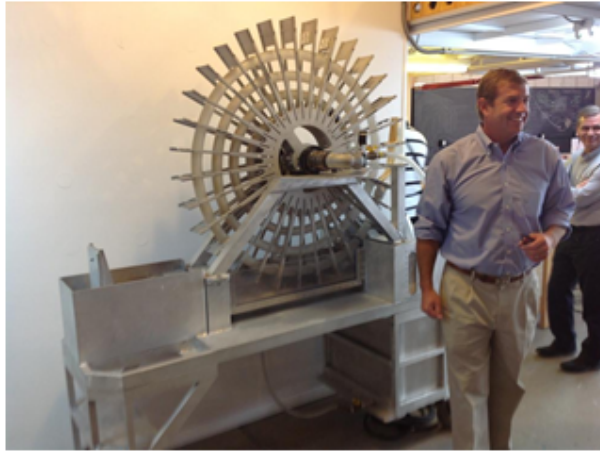
Escorted by Tree People – Environmental non-profit organisation – nature based solutions



Road viaduct over the LA River



Model Water Wheel



The metabolic studio – old warehouse that have become an eco think tank



The metabolic studio sculpture



Vista Hermosa Park



Green roofs and eco friendly concepts



Tour group at the park with hosts Lisa Sogar and Amy Leveridge



Mayors and Councillors



Elmer Avenue, Sun Valley



Underground drainage enhancement



Natural bio-swales



Sun Valley drain and infiltration system



Illustration of treatment plants and parkland



Santa Monica



Santa Monica natural Resource Defence Council – Drip system



Solar array



Internal spaces designed for natural light and ventilation



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



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Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Mall



Santa Monica Beach Park



Santa Monica Fun Park



Tour Group – presentation of the Santa Monica Sustainability Plan



Gross Pollutant trap



Inside the Gross Pollutant trap



Santa Monica water recycling system



Recycled water



Tour Group



Rodeo Drive, Beverly Hills



Beverly Hills



Beverly Hills



Beverly Hills



Beverly Hills



Beverly Hills



Beverly Hills



Beverly Hills



Group Photo with Andy Lipkis (President of Tree People) and Ed Blakely



Portland Oregon – Population 584,000



Community projects in public spaces



Pioneer Square



Max transit – Portland street car



Max transit – Portland street car



On the beat



A game of chess



Park loo – with a history of development



Road/rail share



Good signage – Downtown Portland



Portland Aerial tram to Oregon Health and Science University



Portland Cultural Centre



Joanne Lilley Grand Staircase



Sam Adams, Ed Blakely and Tour Group



Max Street car to Hillsboro City - Population 92,000



Switch to Tram



Hillsboro Civic Centre



Presentation by Mayor Jerry Willey



Magnificent trees outside the Civic Centre



Electric Car anybody??



New “shop top” housing in downtown Hillsboro



Hillsboro Central – a team on the move



Debbie Radar – project manage Planning Department



New developments at the Orenco
railway station



New developments at the Orenco
railway station



Orenco Station Master plan – 209 Acres



Guided walking tour of plan in development



Close up – mixed use development



Central Park



Central Park



Group Meeting



Picture with hosts



Tour discussions



Shared paths and walkways



Mixed use development



Signage



New pedestrian bridge over railway



New mixed use development near Denver rail station



Existing recent developments



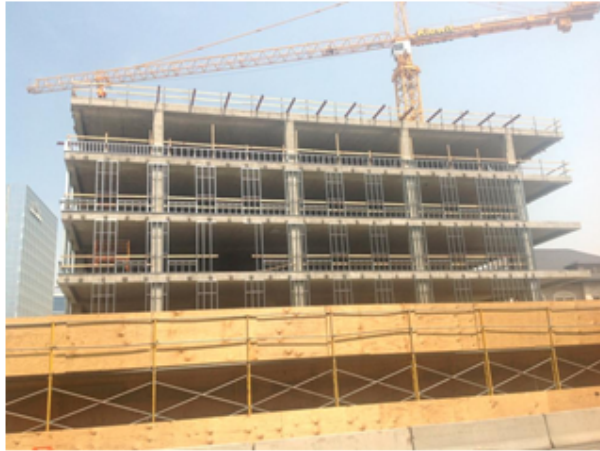
Existing recent developments



Tour group briefing by host Michael Lecces, Urban Land Institute



Massive growth and new developments
ahead of demand (high risk)



Bank conversion to Hotel



Maintenance of arts and history



Bank conversion to Hotel



Bank conversion to Hotel



16th Street Mall, Denver



Light rail - Mall



Denver Mall



Denver Mall



Denver Mall



Denver Mall



Denver Mall



Denver Mall



Group Presentation



Group presentation



Walking tour to public transport



Walking tour to public transport



Walking tour to public transport



Walking tour to public transport



Walking tour to public transport



On the bus to Boulder, Colorado



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Heading for Boulder Creek/Tea House



Boulder Creek



Adopt a Park



Flash Floods



Friendly boys in Blue



Tea House



Mayoral Robes



Mayoral Robes an artefacts



Boulder Tea House Rose garden



Boulder Tea House Rose garden



Boulder Tea House Rose garden



Boulder Centre for Resource conservation



A wide variety of household goods are recycled



A wide variety of household goods are recycled



Tool Library



Boulder County Recycling Centre



Boulder County Recycling Centre



Boulder County Recycling Centre



Boulder County Recycling Centre



Boulder County Recycling Centre



Charm Centre – Boulder Hard-to-Recycle-Materials facility



Charm Centre – Boulder Hard-to-Recycle-Materials facility



Charm Centre – Boulder Hard-to-Recycle-Materials facility



Charm Centre – Boulder Hard-to-Recycle-Materials facility



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Charm Centre – Boulder Hard-to-Recycle-Materials facility



Charm Centre – Boulder Hard-to-Recycle-Materials facility



Charm Centre – Boulder Hard-to-Recycle-Materials facility



Fort Collins – population 144,000



Fort Collins road/rail



Group Meeting



Street Landscape



Fort Collins Museum of Discovery



Solar Power



Solar Power



Powerhouse Energy Institute



Energy Laboratory



Group Briefing



Advanced Cook Stoves



Advanced outdoor burners/stoves



Advanced outdoor burners/stoves



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Boulder Mall and surrounds



Home....



EXECUTIVE DIRECTOR REPORT

ITEM NO: DIRS 01
FILE NO: 213/2673
SUBJECT: APPLICATION FOR A SPECIAL RATE VARIATION 2014-15

RECOMMENDATION

That Council:

1. Reaffirms its support for the nine per cent variation to notional income.
2. Undertakes community consultation with regard to the continuation of the approved nine per cent variation.
3. Undertakes community consultation seeking feedback on the proposal for an additional increase to Council's notional income.
4. Notifies IPART of its intention to lodge an application for a special rate variation.
5. Receives a further report following the consultation process.

COUNCIL DECISION

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

That Council:

1. Reaffirms its support for the existing nine per cent variation to notional income.
2. Undertakes community consultation with regard to the continuation of the approved nine per cent variation.
3. Undertakes community consultation seeking feedback on the proposal for an additional increase to Council's notional income of 2.5 per cent per annum in 2014/15 and 2015/16
4. Exhibits the 2014/2017 Delivery Program incorporating the proposed rate variations.
5. Notifies IPART of its intention to lodge an application for a special rate variation.
6. Receives a further report following the consultation and exhibition process.

Foreshadowed Motion: Moved: Cllr Waller

Seconded: Cllr Stanley

That Council:

1. Undertakes community consultation with regard to the continuation of the approved nine per cent variation.
2. Undertakes community consultation seeking feedback on the proposal for an additional increase to Council's notional income.
3. Notifies IPART of its intention to lodge an application for a special rate variation.
4. Receives a further report following the consultation process.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Councillors Shelton, Stanley and Waller requested that their name be recorded as voting against the motion

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

That Council have a ten minute recess at 8:09pm.

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

Council meeting resumed at 8:24pm.

ITEM NO: DIRS 02
FILE NO: 2013/3436
SUBJECT: PROPOSED DEVELOPMENT ASSESSMENT REFORM PROJECT

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Endorses the proposed projects discussed in this report.
3. Approves the allocation of additional funds from the Organisational Reform Reserve as detailed in the confidential attachment forwarded under separate cover.
4. Keeps confidential the attachment supplied under separate cover containing budgeted amounts for proposed projects 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.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Ballot**

That Council:

1. Receives and notes this report.
2. Endorses the proposed projects discussed in this report.
3. Approves the allocation of additional funds from the Organisational Reform Reserve as detailed in the confidential attachment forwarded under separate cover.
4. Keeps confidential the attachment supplied under separate cover containing budgeted amounts for proposed projects 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.
5. Approves the appointment of ten temporary planning officers for a period of twelve weeks to process DA's outstanding and be funded from working funds.

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

Councillors voted unanimously for this motion.

STRATEGY AND EXECUTIVE REPORT

ITEM NO: GMSE 01
FILE NO: 2008/0302
SUBJECT: COUNCIL MEETING DATES - JANUARY TO DECEMBER 201

RECOMMENDATION

That Council:

1. Confirms the Council meeting time as 6.00pm and Council meeting dates for the 2014 calendar year as follows:
 - Wednesday 5 February 2014
 - Wednesday 26 February 2014
 - Wednesday 26 March 2014
 - Wednesday 30 April 2014
 - Wednesday 28 May 2014
 - Wednesday 25 June 2014
 - Wednesday 30 July 2014
 - Wednesday 27 August 2014
 - Wednesday 24 September 2014
 - Wednesday 29 October 2014
 - Wednesday 26 November 2014
 - Wednesday 17 December 2014
2. Places appropriate notices in the local newspapers advising the community of the dates and commencing times of Council meetings for the 2014 calendar year.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Balloot**

That the recommendation be adopted.

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

ITEM NO: GMSE 02
FILE NO: 2013/0341
SUBJECT: ELECTED LEADERS FORUM

RECOMMENDATION

That Council:

1. Renames the Elected Leaders Forum to Elected Leaders Community Forum.
2. Holds the Elected Leaders Community Forum in the North and South Ward on a rotating basis.
3. Rotates the position of the Chair between members of the Elected Leaders Community Forum.
4. Follows the Code of Meeting Practice whilst governing the Elected Leaders Community Forum.
5. Discontinues voting on Motions raised at the Elected Leaders Community Forum.
6. Sets a time limit for the Elected Leaders Community Forum that includes time for community participation, to be determined at the next Elected Leaders Community Forum meeting.
7. Expands advertising of the Elected Leaders Community Forum to improve community awareness.
8. Writes to all Members of Parliament advising of the outcome.
9. Notes the next meeting of the Elected Leaders Community Forum is Thursday 5 December 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

BUSINESS EXCELLENCE REPORT

ITEM NO: GMBE 01
FILE NO: 2005/2473
SUBJECT: REFERRAL OF COUNCIL'S 2012/2013 FINANCIAL REPORTS TO
AUDIT

RECOMMENDATION

That Council refer the draft 2012/2013 financial reports to audit and that the Mayor, Deputy Mayor, Chief Executive Officer and Responsible Accounting Officer sign the statements as required by Section 413(2) of the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

ITEM NO: GMBE 02
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT SEPTEMBER 2013

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Karnib**

That the recommendation be adopted.

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

CITY PRESENTATION REPORT

ITEM NO: GMCP 01
FILE NO: 2013/1640
SUBJECT: TENDER WR01-11/12 GENERAL HARDWARE PRODUCTS

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Accept the tender from J Blackwood & Son Ltd (also trading as A. E. Baker & Co Pty Ltd) be accepted for all General Hardware products on the basis of a unit price standing offer agreement for a period of 3 years with an option to extend the arrangements for a further 2x1 year periods.
2. Accept the tender from Complete Office Supplies Pty Ltd for the provision of Paper Janitorial Products (20 items) be accepted on the basis of a unit price standing offer agreement for a period of 3 years with an option to extend the arrangements for a further 2x1 year periods.
3. Makes public its decision regarding tender WR01-11/12 General Hardware Products.
4. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

Councillors voted unanimously for this motion.

ITEM NO: GMCP 02
FILE NO: 2013/1639
SUBJECT: TENDER WR06-12/13 PAVEMENT MARKING

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council:

1. Accept the following companies to be included onto a “panel of approved” contractors on the basis of a unit price standing offer agreement for a period of three (3) years with an option to extend the arrangements for a further 2 x 12 month periods subject to satisfactory performance and with provision for rise & fall and that these are ranked in order of preference shown below;
 - i) Complete Linemarking Services Pty Ltd
 - ii) Combined Traffic Management Pty Ltd
 - iii) Allstate Linemarking Services Pty Ltd
 - iv) Gumbay Holdings Pty Ltd t/a Avante Linemarking
2. Makes public its decision regarding tender WR06-12/13 for the provision of pavement marking.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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: GMCP 03
FILE NO: 2013/1638
SUBJECT: TENDER WR02-12/13 - HANDLING AND TREATMENT OF
HAZARDOUS WASTE SERVICES

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Harle**

That Council:

1. Accept the following companies for tender WR02-12/13 for the handling and treatment of hazardous waste services be included onto a panel of approved contractors on the basis of a unit price standing offer agreement for a period of three (3) years with an option to extend the arrangements for a further two (2) x 12 month periods subject to satisfactory performance:
 - RMA Contracting Pty Ltd t/a RMA Group (asbestos handling only)
 - Affective Services Australia Pty Limited (asbestos handling and chemical handling)
 - Dolomatrix Trading as Toxfree Pty Ltd (asbestos handling only)
 - Beasy Pty Ltd (asbestos handling only)
2. Makes public its decision regarding tender WR02 – 12/13 Handling and treatment of hazardous waste services.
3. Notes that the Executive Director will finalise all details and sign the Letter of Acceptance 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.

COMMUNITY AND CULTURE REPORT

ITEM NO: GMCC 01
FILE NO: 2005/167
SUBJECT: PROPOSED NEW FEES AND CHARGES FROM YMCA FOR
WHITLAM AND WENDEN AQUATIC AND LEISURE CENTRES

RECOMMENDATION

That Council approves placing the new proposed fees and charges for the Whitlam and Wenden Aquatic and Leisure Centres on public exhibition for a period of 28 days.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That Council:

1. Defers the request for changes to fees for the Whitlam and Wenden centres until a report is provided to Council which compares current fees approved in the 2013/2014 budget and this report.
2. Ensures that consideration is given in any fee changes to different catchments of the Whitlam and Wenden Centres. This methodology should be explained to Councillors by way of written report.
3. Ensures the implication of the line item Sports Competition per team/per game (Adult and Juniors) be explained to Councillors and whether this will affect current hirers.
4. Sends this report to the relevant Council Committees such as the Sport and Access Committees for discussion and comment before implementation.

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, the foreshadowed motion moved by Clr Hadchiti became the motion and was declared CARRIED.

Councillors Stanley and Waller requested that their name be recorded as voting against the motion.

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: GMEE 01
FILE NO: 2013/1338
SUBJECT: STADIUM PRELIMINARY FEASIBILITY STUDY

RECOMMENDATION

That Council:

1. Receives and notes the Preliminary Feasibility Study and its recommendations
2. Allocates \$13,500 from the Professional Engagement Reserve to complete a professional prospectus document to assist in engagement with key external stakeholders to leverage support for a stadium in Liverpool
3. Makes representations to the NSW Premier and NSW Minister for Sports and Recreation in addition to Office of Communities senior staff on the merits of Liverpool as the location for a stadium development.
4. Engages in further discussions with the NRL and A-League with regards to supporting a stadium development in Liverpool with a view to securing a commitment of content from these sporting codes.
5. Allocates up to \$60,000 from the Professional Engagement Reserve for the purpose of preparing a master plan for an entertainment precinct that would encompass the preferred stadium site

COUNCIL DECISION

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

That Council move into closed session at the end of the meeting to discuss GMEE 01.

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

Councillors Stanley and Waller requested that their name be recorded as voting against the motion.

ITEM NO: GMEE 02
FILE NO: 2012/3692
SUBJECT: AUSTRALIA DAY AWARDS POLICY AMENDMENT

RECOMMENDATION

That Council adopts the amended Australia Day Award Recipient Policy, which includes 'Health Research Award'.

COUNCIL DECISION

Motion: **Moved: Cllr Balloot** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: GMEE 03
FILE NO: 2009/1154
SUBJECT: DRAFT YOUTH STRATEGY ACTION PLAN 2013-2017 AND REVIEW

RECOMMENDATION

That Council:

1. Places the draft Action Plan 2013-2017 on public exhibition for a period of 28 days inviting public submissions.
2. Receives a further report on the Action Plan 2013-2017, following the public exhibition period, incorporating public feedback.

COUNCIL DECISION

Motion: **Moved: Cllr Ballot** **Seconded: Cllr Hadid**

That the recommendation be adopted.

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

ITEM NO: GME 04
FILE NO: 2007/2928
SUBJECT: DRAFT LEAPS MULTICULTURAL ACTION PLAN 2013-2014 AND
REVIEW OF ACTION PLAN 2012-2013

RECOMMENDATION

That Council

1. Places the draft LEAPS Multicultural Action Plan 2013-2014 on public exhibition for a period of 28 days inviting public submissions.
2. Receives a further report on the LEAPS Multicultural Action Plan 2013-2014 following the public exhibition period, incorporating public feedback.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Waller**

That the recommendation be adopted.

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

ITEM NO: GME 05
FILE NO: 2009/1761
SUBJECT: DRAFT DISABILITY STRATEGY ACTION PLAN 2013-2017 AND
REVIEW OF ACTION PLAN 2012-2013

RECOMMENDATION

That Council:

1. Places the draft Action Plan 2013-2017 on public exhibition for a period of 28 days inviting public submissions.
2. Receives a further report on the Action Plan 2013-2017, following the public exhibition period, incorporating public feedback.
3. Allocates \$20,000 towards 3-4 access audits in 2013-2014.

COUNCIL DECISION

Motion: **Moved: Cllr Ballot** **Seconded: Cllr Hadid**

That the recommendation be adopted.

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

ITEM NO: GME 06
FILE NO: 2013/2494
SUBJECT: CORPORATE SPONSORSHIP REPORT

RECOMMENDATION

That Council endorses the Financial Contributions Panel's recommendations for the provision of \$6,500 under the Corporate Sponsorship Program, as summarised in the table below:

Applicant Name	Amount
Ingham Institute	\$5,000
Luddenham Progress Association	\$1,500

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

GOVERNANCE REPORT

ITEM NO: GMGO 01
FILE NO: 2012/3568
SUBJECT: GENERAL POWER OF ATTORNEY

RECOMMENDATION

That Council:

1. Appoints the persons for the time being holding the position of Chief Executive Officer, Executive Director, Group Manager Governance and Public Officer, to be its attorneys, severally to exercise, subject to any conditions and limitations specified below, the authority conferred on them by section 43 of the Powers of Attorney Act 2003, to do on the Council's behalf, anything it may lawfully authorise its attorney to do. The power of attorney is limited to the execution of documents, dealings and instruments relating to the following matters:
 - The creation (whether by acquisition or other means), disposal or extinguishment of an interest in land;
 - The creation, disposal or extinguishment of a right, obligation or interest other than in land; and
 - Contracts for works services and supply of goods.
2. Revokes the previous power of attorney granted by Council, being Registered Book 4233 Number 559.
3. Authorises the Seal of Council to be affixed to the power of attorney and to the revocation of the previous power of attorney.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Balloot**

That the recommendation be adopted.

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

ITEM NO: GMGO 02
FILE NO: 2007/0442
SUBJECT: REQUEST FOR ACCESS LICENCE OVER LOT 6 DP 803038, SIRIUS ROAD, VOYAGER POINT BY THE ADJOINING OWNER OF LOT 68 DP 752034, SIRIUS ROAD, VOYAGER POINT

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Keeps confidential the attachment supplied under separate cover noting the options available to Mr Trainer to address the situation.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Stanley**

That Council:

1. Authorise the CEO or his delegate to negotiate with the owner of Lot 68 a possible resolution to the access matter.
2. Delegate to the CEO or his delegate the authority to take all necessary action required to give effect to any negotiated access resolution that may be agreed between the parties.
3. Notes that any negotiated outcome be reported by the CEO to councillors via memo and without the requirement of a further council report.

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

Councillors voted unanimously for this motion.

ITEM NO: GMGO 03
FILE NO: 2012/3573
SUBJECT: PAYMENT OF EXPENSES AND PROVISION OF FACILITIES TO
MAYOR AND COUNCILLORS POLICY

RECOMMENDATION

That Council adopts the Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy as exhibited and as attached to this report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Balloot**

That the recommendation be adopted.

Amendment: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That Council:

1. Adopts the Payment of Expenses and Provision of Facilities to Mayor and Councillors Policy as exhibited and as attached to this report.
2. Ensures all expenditure and reimbursements made to the Mayor are reported to Council quarterly.

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

ITEM NO: GMGO 04
FILE NO: 2008/0362
SUBJECT: PROPOSED ROAD CLOSURE OF THE LANEWAY BETWEEN 25 AND 27 LYNDLEY STREET, BUSBY AND PROPOSED DISPOSAL OF THE LANEWAY TO THE ADJOINING OWNER

RECOMMENDATION

That Council:

1. Agrees to commence the process of closing the laneway between 25 and 27 Lyndley Street, Busby, in accordance with the Roads Act 1993.
2. Upon approval of the road closure, agrees to classify the land as 'Operational' land.
3. Approves the disposal of the laneway between 25 and 27 Lyndley Street, Busby, to the adjoining owner of 25 Lyndley Street, Busby, for the price and terms outlined in the confidential attachment; subject to the outcome of point 1 and 2 above.
4. 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.
5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.
6. Transfers the net proceeds from the sale into the Property Development Reserve.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That Council:

1. Approves the closure of the laneway between 25 and 27 Lyndley Street, Busby.
2. Approves the disposal of the laneway between 25 and 27 Lyndley Street, Busby, as agreed to with the adjoining owner of 25 Lyndley Street, Busby.
3. Upon approval of the road closure, agrees to classify the land as 'Operational' land.
4. 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.

5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.
6. Transfers the net proceeds from the sale into the Property Development Reserve.

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

ITEM NO: GMGO 05
FILE NO: 2012/3737
SUBJECT: PROPOSED RECLASSIFICATION, REZONING AND DISPOSAL OF
PART OF LOT 104 DP 876128, 4 MARULAN WAY, PRESTONS
KNOWN AS 'PASQUALE MINNICI PARK'

RECOMMENDATION

That Council:

1. Agrees to commence the process of reclassification and rezoning of part of Lot 104 DP 876128, 4 Marulan Way, Prestons through an amendment to the Liverpool Local Environmental Plan 2008.
2. Receives a further report following the conclusion of the public exhibition period recommending whether or not Council should proceed with the reclassification/rezoning.
3. Approves 'in principle' the disposal of part of Lot 104 DP 876128, 4 Marulan Way, Prestons, for the price and terms outlined in the confidential attachment subject to the outcome of the public exhibition process in accordance with an amendment to the Liverpool Local Environmental Plan 2008.
4. 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.
5. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.
6. Transfers the net proceeds from the sale back into the relevant Section 94 Contribution Fund.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Balloot**

That Council:

1. Approves the reclassification, rezoning and disposal of part of Lot 104 DP 876128, 4 Marulan Way, Prestons.
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 Fund.

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

Against: Clr Stanley

ITEM NO: GMGO 06
FILE NO: 2012/3137
SUBJECT: CODE OF CONDUCT COMPLAINTS REPORT

RECOMMENDATION

That Council receives and notes this report and the attached Code of Conduct Complaints Statistics Report prepared for the Division of Local Government.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: GMGO 07
FILE NO: 2013/1948
SUBJECT: ANNUAL PECUNIARY INTEREST RETURNS

RECOMMENDATION

That Council notes the annual pecuniary interest returns of Councillors and designated persons, holding office or occupying positions, as at 30 June 2013, are tabled before Council under section 450A of the Local Government Act 1993.

COUNCIL DECISION

Motion: **Moved: Cllr Ballot** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

INFRASTRUCTURE AND ENVIRONMENT REPORT

ITEM NO: GMIE 01
FILE NO: 2011/5071
SUBJECT: NORTHUMBERLAND STREET CAR PARK - FEASIBILITY OF A BOOM
GATE PARKING MANAGEMENT SYSTEM

RECOMMENDATION

That Council receives and notes the contents of the report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Balloot**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: GMPG 01
FILE NO: 2013/2409
SUBJECT: CEMETERIES AND CREMATORIA - DRAFT AMENDMENT TO LIVERPOOL DEVELOPMENT CONTROL PLAN 2008 AND DRAFT AMENDMENTS TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008

RECOMMENDATION

That Council:

1. Forwards the Planning Proposal (Attachment 1) to the Department of Planning and Infrastructure for Gateway determination.
2. Endorses the Draft Liverpool Control Plan 2008 amendments "Cemetery and Crematoria" (Attachment 2) for public exhibition.
3. Removes Section 9.13 in Part 5 of Liverpool Development Control Plan 2008 on adoption of the draft amendments.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr 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: GMPG 02
FILE NO: 2012/3187
SUBJECT: DEVELOPMENT ASSESSMENT PROCESS INITIATIVE AND
RELATED DEVELOPMENT CONTROL PLAN AMENDMENT 10 -
NOTIFICATION AND ANOMALIES

RECOMMENDATION

That Council:

1. Publically exhibits Amendment 10 to Liverpool Development Control Plan 2008 in accordance with section 74C of the Environmental Planning and Assessment Act 1979 to facilitate the changes outlined in this report.
2. Receives a further report following the public exhibition period.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr 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: GMPG 03
FILE NO: 202656.2013
SUBJECT: DRAFT LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008
(AMENDMENT 30) - PROPOSED REZONING OF 607-611 (LOTS 5-7
DP 15667) HUME HIGHWAY CASULA

RECOMMENDATION

That Council:

1. Resolves to proceed with the making of Draft Liverpool Local Environmental Plan 2008 (Amendment 30).
2. Writes to the applicant and the Department of Planning and Infrastructure outlining Council's resolution in this regard.

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 Harle
 Clr Mamone
 Clr Ristevski

Against: Clr Hadid
 Clr Karnib
 Clr Shelton
 Clr Stanley
 Clr Waller

ITEM NO: GMPG 04
FILE NO: 2006/0399
SUBJECT: HOUSING DIVERSITY IN SYDNEY'S GROWTH CENTRES

RECOMMENDATION

That Council forwards a copy of the attached submission to the Department of Planning and Infrastructure in response to the Housing Diversity Package

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: GMPG 06
FILE NO: 2013/1897
SUBJECT: MOOREBANK EAST PRECINCT ZONING INVESTIGATION -
GATEWAY DETERMINATION

RECOMMENDATION

That Council writes to the Department of Planning and Infrastructure advising that Council will not proceed with the proposed amendment to the Liverpool Local Environmental Plan 2008, which relates to land at Lot 6, DP 1065574.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr 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: COMM 01
FILE NO: 2013/0743
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES

RECOMMENDATION

That Council receives and notes the minutes of the Budget and Finance Committee meeting held on 9 October 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 02
FILE NO: 2012/3777
SUBJECT: CASULA POWERHOUSE ARTS CENTRE BOARD MINUTES 16
SEPTEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Casula Powerhouse Arts Centre Board meeting held on 16 September 2013.
2. Offers a community representative position on the Casula Powerhouse Arts Centre Board to the applicant specified in the Casula Powerhouse Arts Centre Board minutes from the meeting held on 16 September 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 03
FILE NO: 2012/3789
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES FOR THE MEETING HELD 9 OCTOBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Economic Development Committee meeting held on 9 October 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 04
FILE NO: 2012/4147
SUBJECT: ENVIRONMENT ADVISORY COMMITTEE MEETING MINUTES OF 12 AUGUST 2013

RECOMMENDATION

That Council:

1. Notes the reports and minutes from the Environment Advisory Committee Meeting held on 12 August 2013.
2. Endorses the following sites for the 2013/2014 Environment Restoration Plan works:
 - Fassifern Park (Area 3), Cartwright
 - Hammondville Park (Area 1), Hammondville
 - Lieutenant Cantello Reserve (Area 4), Hammondville
 - River Walk (Area 3), Voyager Point
 - Riverside Park (Area 2), Chipping Norton
 - Tepper Park (Area 2), Liverpool
 - Throsby Park (Area 1), Casula
 - Voyager Point Bushland (Area 1), Voyager Point

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Harle**

That the recommendation be adopted with an amendment to the attached Minutes stating Arvind Lal was an apology.

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

ITEM NO: COMM 05
FILE NO: 2013/0223
SUBJECT: LIVERPOOL ACCESS COMMITTEE MINUTES OF THE MEETING
HELD ON 13 SEPTEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Access Committee meeting held on 13 September 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 06
FILE NO: 2013/1879
SUBJECT: LIVERPOOL CITY CENTRE REVITALISATION COMMITTEE MINUTES
OF MEETING HELD 9 OCTOBER 2013

RECOMMENDATION

That Council:

1. Approves funds of up to \$35,000 from the Town Improvement Fund for the commencement of the Cultural Diversity Banner program.
2. Notes that Council staff will investigate recruitment of a consulting engineer to provide advice on the proposed urban designs, as a mechanism to ensure Council obtains the best value from construction expenditure relevant to city centre revitalisation projects.
3. Receives and notes the minutes of the Liverpool City Centre Revitalisation Committee meeting held on 9 October 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 07
FILE NO: 2005/0603
SUBJECT: LOCAL TRAFFIC COMMITTEE MINUTES OF MEETING HELD ON 18
SEPTEMBER 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the LTC meeting held on 18 September 2013.
2. Adopts the following recommendations of the LTC meeting held on 18 September 2013:

- a. Item 1 Balanada Avenue, Chipping Norton - Traffic Management Scheme

It is recommended that:

- i. The traffic management plan be amended to include BB lines in Carcoola Avenue at its intersection with Balanada Avenue and the Give Way signs at this intersection be removed (Attachment 1).
- ii. The amended scheme be submitted to the voting members for their review prior to implementation.
- iii. The stakeholders be advised of the outcome.

- b. Item 2 Carmichael Drive, West Hoxton - Request for a Combined Children's Crossing

It is recommended that:

- iv. The existing Marked Foot Crossing on Carmichael Drive be upgraded to a Combined Children's Crossing (Attachment 2).
- v. Clancy Catholic College be notified of the upgrade and that the School Principal be required to sign the Children's Crossing Flags agreement.

- c. Item 3 Kurrajong Road, Casula - Proposed Pedestrian Crossing Facilities

It is recommended that:

- vi. The following traffic management changes be implemented along the section of Kurrajong Road fronting the Casula Mall Shopping Centre:
 - Installation of a marked foot crossing with associated signs and line marking, on a raised threshold in accordance with RMS guidelines; and

- Removal of the redundant pedestrian refuges and the installation of pedestrian fencing as shown on the attached plan (Attachment 3).
- d. Item 4 Whitford Road, Hinchinbrook - Festival Parade

It is recommended that:

- vii. The Committee classify the street parade as a Class 4 event from 2013-2017.
- viii. The traffic impact to be managed by Green Valley Police.
- ix. That the annual event be approved to be held on first Sunday of December 2013-2017.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 08
FILE NO: 2012/2112
SUBJECT: NO INTERMODAL COMMITTEE MEETING MINUTES OF 9 OCTOBER 2013

RECOMMENDATION

That Council notes the Minutes of the No Intermodal Committee meeting held on 9 October 2013.

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: COMM 09
FILE NO: 2013/0134
SUBJECT: WARWICK FARM RACING PRECINCT STEERING COMMITTEE
MINUTES FROM MEETING OF 17 SEPTEMBER 2013

RECOMMENDATION

That Council notes the Minutes of the Warwick Farm Racing Precinct Steering Committee meeting held on 17 September 2013.

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: COMM 10
FILE NO: 2006/0983
SUBJECT: LIVERPOOL SPORTS COMMITTEE MINUTES OF MEETING 1
AUGUST 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Sports Committee meeting held on 1 August 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 11
FILE NO: 2009/1515
SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MEETING MINUTES
HELD ON 4 SEPTEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Aboriginal Consultation Committee meeting held on 4 September 2013.

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: COMM 12
FILE NO: 2013/0009
SUBJECT: ORDER OF LIVERPOOL AWARDS

RECOMMENDATION

That Council:

1. Adopts the following policy amendments:
 - a. That only one medal is awarded in each category - Gold (CLO), Silver (OLO) and Bronze (MLO).
 - b. Removes the Group Award category and only allows individual nominations for 2014 and onwards.
2. Invites the winner of each category to major Council events held in that year as a dignitary and be acknowledged by the Mayor.
3. Adopts the award recipients as recommended by the 2013 Order of Liverpool Advisory Committee as set out in the confidential attachment.
4. Announces the recipients of the Order of Liverpool on the morning of the 7 November and presents the awards on Australia Day.
5. Keeps confidential the report supplied under separate cover containing the recommended award recipients pursuant to the provisions of section 10A (2) (a) of the Local Government Act 1993, until they are officially announced on 7 November 2013.

COUNCIL DECISION

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

That an emergency Council meeting is held prior to 7 November, 2013 to enable the nominations and awards to be settled using the existing policy prior to the announcement of recipients on 7 November, 2013.

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

That the recommendation be adopted.

On being put to the meeting the motion moved by Clr Waller was declared LOST, the foreshadowed motion moved by Clr Hadchiti became the motion and was declared CARRIED.

ITEM NO: COMM 13
FILE NO: 2012/4154
SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING MINUTES

RECOMMENDATION

That Council notes the minutes of the Tourism and Events Committee meetings held 9 October 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That all outstanding items remaining on the Council agenda be deferred to the next Council meeting.

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

THE MEETING CLOSED AT 9:30 PM



MINUTES OF THE EXTRAORDINARY MEETING HELD ON 14 November 2013

PRESENT:

Mayor Ned Mannoun
 Clr Hadchiti
 Clr Hadid
 Clr Harle
 Clr Karnib
 Clr Mamone
 Clr Shelton
 Clr Stanley
 Mr Farooq Portelli, Chief Executive Officer
 Ms Toni Averay, A/Executive Director
 Ms Billie Sankovic, Group Manager Strategy and Executive
 Ms Kiersten Fishburn, Group Manager Community and Culture
 Ms Nadia Napoletano, Group Manager Governance
 Mr Michael Cullen, Group Manager Economy and Engagement
 Mr Raj Autar, Group Manager Infrastructure and Environment

The meeting commenced at 5:41 pm

OPENING	5:41 pm
PRAYER	The prayer of the Council was read by: Council Officer, Alyson Infanti
APOLOGIES	Clr Waller, Clr Balloot and Clr Ristevski
CONDOLENCES	Nil
DECLARATIONS OF INTEREST	Nil

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: GMEE 01
FILE NO: 2013/2845
SUBJECT: TENDER ST2297 - URBAN DESIGN FOR LIVERPOOL CITY CENTRE
 REVITALISATION

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Shelton**

That Council:

1. Defer this matter to allow a comprehensive briefing to Councillors at the next briefing session.
2. Notes that a delay of this determination will not detrimentally impact the project and will allow for Councillors to make a better and well informed decision.
3. Notes and commends the efforts of Council staff to bring the report to this point within such a tight timeframe.
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.

Cllr Mamone arrived at the meeting at 5.46pm.

Foreshadowed Motion: **Moved: Cllr Mamone** **Seconded: Cllr Hadid**

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

On being put to the meeting the motion moved by Cllr Hadchiti was declared LOST, the foreshadowed motion moved by Cllr Mamone became the motion and was declared CARRIED.

Vote For: Mayor Mannoun
Clr Hadid
Clr Karnib
Clr Mamone

Against: Clr Hadchiti
Clr Harle
Clr Shelton
Clr Stanley

The Mayor used his casting vote for the MOTION moved by Clr Mamone.

THE MEETING CLOSED AT 5.58 PM



MINUTES OF THE ORDINARY MEETING HELD ON 27 NOVEMBER 2013

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 Farooq Portelli, Chief Executive Officer
 Ms Julie Hatley, Executive Director
 Ms Toni Averay, Acting Executive Director
 Ms Billie Sankovic, Group Manager Strategy and Executive
 Mr Mathew Walker, Group Manager Business Excellence
 Ms Kiersten Fishburn, Group Manager Community and Culture
 Mr Gino Belsito, Group Manager City Presentation
 Ms Nadia Napoletano, Group Manager Governance
 Mr Michael Cullen, Group Manager Economy and Engagement
 Mr Raj Autar, Group Manager Infrastructure and Environment
 Ms Carole Todd, Acting Group Manager Planning and Growth

The meeting commenced at 6:05pm.

OPENING	6.05pm
PRAYER	The prayer of the Council was read by: Pastor Keane from Combined Churches.
APOLOGIES	Nil
CONDOLENCES	Nil

CONFIRMATION OF MINUTES

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the minutes of the Ordinary Council meeting held on 30 October, 2013 and Extraordinary Council meeting held on 14 November, 2013 be confirmed as a true record of that meeting with the following amendments:

1. On page 2 of the Ordinary Council Meeting Minutes held on 30 October, 2013 a notation be added to the Minutes to specify part (d) was an omission and not an amendment to the Council Resolution.
2. On page 15 of the Ordinary Council Meeting Minutes held on 30 October, 2013 it is recorded that Councillor Stanley seconded the Notice of Motion – An Official Choir for Liverpool Council, however Councillor Hadid seconded this motion.

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

DECLARATIONS OF INTEREST

Councillor Waller declared a less than significant, non-pecuniary interest on the following item:

Item GMEE 02

DONATIONS AND COMMUNITY GRANTS

Reason:

Joined the Management of Meals on Wheels

Councillor Waller will not leave the Chambers for the duration of this item.

PUBLIC FORUM

Presentation (Items not on agenda)

1. Ms Jane Fleming addressed the Council in relation Surf Live Active a free community health and fitness initiative.

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Shelton**

That a three minute extension of time be given to Ms Jane Fleming.

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

Representation (Items on agenda)

1. Mr Jeff Gough addressed Council on the following item:

Item – IHAP 02 Modification of development consent DA586/2006 pursuant to section 96(1A) of the environmental planning and assessment act 1979.

Motion: Moved: Clr Hadchiti Seconded: Clr Hadid

That a three minute extension of time be given to Mr Jeff Gough.

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

2. Mr Gerard Turrisi addressed Council on the following item:

Item – IHAP 02 Modification of development consent DA586/2006 pursuant to section 96(1A) of the environmental planning and assessment act 1979.

Motion: Moved: Clr Hadchiti Seconded: Clr Mamone

That a three minute extension of time be given to Mr Gerard Turrisi.

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

3. Ms Rosa Pangallo addressed Council on the following item:

Item – IHAP 02 Modification of development consent DA586/2006 pursuant to section 96(1A) of the environmental planning and assessment act 1979

4. Ms Michelle Doan addressed Council on the following item:

Item – IHAP 02 Modification of development consent DA586/2006 pursuant to section 96(1A) of the environmental planning and assessment act 1979.

5. Ms Trina Di Giusto addressed Council on the following item:

Item – IHAP 03 & 04 Demolition of existing dwelling and outbuilding and construction of residential flat buildings (DA623/2013 and DA642/2013).

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

That a three minute extension of time be given to Ms Trina Di Giusto.

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

Clr Hadid left the Chambers at 6:41pm.

6. Mr Gerard Turrisi addressed Council on the following item:

Item – GMPG 07 Development application DA1024/2013 alterations and additions to the existing dwelling.

Clr Hadid returned to the Chambers at 6:43pm.

7. Kendra Strudwick addressed Council on the following item:

Item – IHAP 02 Modification of development consent DA586/2006 pursuant to section 96(1A) of the environmental planning and assessment act 1979.

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

That a three minute extension of time be given to Ms Trina Di Giusto.

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

NOTICES OF MOTION OF RESCISSION

ITEM NO: NOMR 01
FILE NO: 2013/2845
SUBJECT: TENDER ST2297 - URBAN DESIGN FOR LIVERPOOL CITY CENTRE REVITALISATION

RECOMMENDATION

That Council rescind the motion as carried at its extraordinary meeting of 14 November 2013 regarding GMEE 01 Tender ST 2297 - Urban Design for Liverpool City Centre Revitalisation.

COUNCIL DECISION

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

That Council:

1. Accept the Offer from Urbis Pty Ltd for ST2297 - Urban design for Liverpool City Centre revitalisation – Macquarie Mall for a period of twelve (12) months at the GST inclusive price of \$183,816.
2. Accept the Offer from Urbis Pty Ltd for ST2297 - Urban design for Liverpool City Centre revitalisation – Bigge Park Precinct for a period of twelve (12) months at the GST inclusive price of \$183,816.
3. Accept the offer from SJB Architecture for ST2297 - Urban design for Liverpool City Centre revitalisation – Eat Street for a period of twelve (12) months at the GST inclusive price of \$96,800.
4. Accept the Offer from Architectus Group Pty Ltd for ST2297 - Urban design for Liverpool City Centre revitalisation – Gateways to the City and Linkages to Georges River for a period of twelve (12) months at the GST inclusive price of \$109,159.
5. Makes public its decision regarding tender ST2297 - Urban design for Liverpool City Centre revitalisation.
6. 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.
7. 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.

8. Ensure any master plans that Council currently has which relate to the specific area being designed are made available during any briefings.
9. Afford the opportunity to the symposium students to be part of the process.

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

NOTICES OF MOTION

ITEM NO: NOMO 01
FILE NO: 2013/0345
SUBJECT: CONFIDENTIALITY AGREEMENT 1-3 HOXTON PARK ROAD

RECOMMENDATION

That Council:

1. Requests the CEO takes all reasonable steps available to obtain a release on behalf of those staff who signed the agreement from the tendering party with the respect to the duty of confidentiality created in favour of the purchaser of 1-3 Hoxton Park, Liverpool.
2. Communicates to the purchasing party the reasons for the request; especially Councillors wish to discuss with the community its decisions.
3. Reports to Council at the earliest opportunity; but by no later than its first meeting in February 2014 the results of these representations.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Karnib**

That Council:

1. Requests the Chief Executive Officer takes all reasonable steps available to obtain a release on behalf of those staff who signed the agreement from the tendering party with the respect to the duty of confidentiality created in favour of the purchaser of 1-3 Hoxton Park, Liverpool.
2. Communicates to the purchasing party the reasons for the request; especially Councillors wish to discuss with the community its decisions.
3. Reports to Council at the earliest opportunity; but by no later than its first meeting in February 2014 the results of these representations.
4. Notes the Chief Executive Officer's comments regarding the references during the tender discussions to the 'Sydney Infrastructure Reform Strategy – Business Case Health Infrastructure/Ambulance Service of NSW'; and subsequent research that indicates eight key ambulance hub stations are proposed and requires land acquisitions in Liverpool.

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

ITEM NO: NOMO 02
FILE NO: 2013/0345
SUBJECT: CODE OF MEETING PRACTICE – MAYORAL MINUTES

RECOMMENDATION

That Council:

1. In accordance with s.361 and cognate provisions of the *Local Government Act 1993* endorses and places on public exhibition for a period of 28 days two amendments to the Code of Meeting Practice having the effect of restoring the position concerning the role of Mayoral minutes prevailing prior to the April 2013 general meeting, namely:

a) the reinsertion of a clause 18(1), with corresponding renumbering, as Follows:

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.

and;

b) by deleting the full stop at the end of clause 18(4) and appending the following:

and/or Councillors. Such changes should be avoided where they will introduce, without notice, matters which need research or a lot of consideration by the Councillors before coming to a decision.

COUNCIL DECISION

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

That Council defers this matter and directs the Chief Executive Officer to obtain advice from the Division of Local Government with respect to the legality of the resolution passed by council to amend the Code of Meeting Practice to remove Clause 18 (1) and 18 (2).

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

ITEM NO: NOMO 03
FILE NO: 2013/0345
SUBJECT: COUNCIL FINANCES

RECOMMENDATION

That Council provide a report for its 5 February 2014 meeting listing all of council's internal reserves and the plans currently in place for each reserve.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That the recommendation be adopted.

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

ITEM NO: NOMO 04
FILE NO: 2013/0345
SUBJECT: CODE OF MEETING PRACTICE – COUNCIL FINISHING TIME

RECOMMENDATION

That Council:

1. Amend clause 5 the Code of Meeting Practice (the Code), to extend the finishing time of an ordinary Council Meeting to 10.30 pm.
2. Notes that pursuant to s362 (2) of the *Local Government Act 1993* this amendment to the adopted Code in not substantial and will not have any adverse impact on the community.
3. Immediately implement the commencement of this revised council finishing time.

COUNCIL DECISION

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

That Council:

1. Amends clause 5 the Code of Meeting Practice (the Code) to extend the finishing time of an ordinary Council Meeting by 30 minute increments to a maximum time of 10.30pm.
2. Notes that pursuant to s362 (2) of the *Local Government Act 1993* this amendment to the adopted Code in not substantial and will not have any adverse impact on the community.
3. Immediately implement the commencement of this revised council finishing time.

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

ITEM NO: NOMO 05
FILE NO: 2013/0345
SUBJECT: IHAP CHARTER

RECOMMENDATION

That Council:

1. Delegates authority to the CEO to determine all applications regarding developments in the CBD referred to IHAP, subject to the following conditions;
 - a. That all Councillors be notified in writing by Executive Director 2 or their authorised representative of the determination of the IHAP meeting the next business day following the IHAP meeting .
 - b. That Councillors have 2 clear working days from the date of notification of the IHAP determination provided by the Executive Director, or their authorised representative, to request the matter be resolved by Council if three or more Councillors notify the CEO in writing of their intention to request Council determine the matter.
2. Amends the IHAP charter to reflect the above delegated authority.
3. Delegate to the CEO to determine applications in the CBD that are not referred to IHAP where no objections have been received and design excellence has been achieved as per the IHAP charter subject to the following conditions;
 - a. That all Councillors be notified in writing by Executive Director 2 or their authorised representative of the CEO's intention to determine the application with 1 working day of that notification (notification working day).
 - b. Councillors can by close of business of that notification working day request that the matter be resolved by Council if three or more Councillors notify the CEO in writing of their intention to request Council determine the matter.
4. For the purposes of this motion, the CBD shall be defined by and generally bound by the train line to the east, Hume Highway/Copeland Street to the north and west, and Atkinson Street to the South.
5. The CEO delegation incorporate these amendments.

COUNCIL DECISION**Motion:****Moved: Cllr Stanley****Seconded: Cllr Hadchiti**

That Council:

1. Delegates authority to the CEO to determine or refer to Council all applications regarding developments in the CBD referred to IHAP, subject to the following conditions;
 - a. That all Councillors be notified in writing by the Executive Director or their authorised representative of the determination of the IHAP meeting the next business day following the IHAP meeting .
 - b. That Councillors have three clear working days from the date of notification of the IHAP determination provided by Executive Director 2, or their authorised representative, to request the matter be resolved by Council if three or more Councillors notify the CEO in writing of their intention to request Council determine the matter.
2. Amends the IHAP charter to reflect the above delegated authority.
3. Delegate to the CEO to determine or refer to Council;
 - a. That all Councillors be notified in writing by Executive Director 2 or their authorised representative of the CEO's intention to determine the application with 1 working day of that notification (notification working day).
 - b. Councillors can within three days request that the matter be resolved by Council if three or more Councillors notify the CEO in writing of their intention to request Council determine the matter.
4. For the purposes of this motion, the CBD shall be defined by and generally bound by the train line to the east, Hume Highway/Copeland Street to the north and west, and Atkinson Street to the South.
5. The CEO delegation incorporate these amendments.
6. Amends the IHAP Charter to allow speakers 5 minutes to speak in relation items that are being presented to CEO to determine.

Foreshadowed Motion: Moved: Clr Waller Seconded: Clr Karnib

That Council reverts to the original IHAP Charter surrounding applications in the CBD and speakers have the ability to speak for 10 minutes on CBD matters at IHAP meetings.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion 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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: DA-607/2013
SUBJECT: FIT OUT AND USE OF PREMISES AS AN ANYTIME FITNESS GYM
AND ERECTION OF SIGNAGE

RECOMMENDATION

That Council:

1. Approves DA-607/2013 for the fit out and use of premises as an anytime fitness at 19/7 Mckay Avenue, Moorebank, Lot 19 SP 33676, subject to the revised conditions of consent.
2. Notifies interested parties of Councils 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.

Councillors voted unanimously for this motion.

Mayor Mannoun left the Chambers at 7.27pm.
The Deputy Mayor took the chair.
Mayor Mannoun returned to the Chambers at 7.29pm and resumed the Chair.

ITEM NO: IHAP 02
FILE NO: DA-586/2006/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA 586/2006
PURSUANT TO SECTION 96(1A) OF THE ENVIRONMENTAL
PLANNING AND ASSESSMENT ACT 1979

RECOMMENDATION

That Council:

1. Approves modification to Development Consent DA-586/2008 (as amended) subject to the revised conditions of consent.
2. Advises interested parties of Council decision.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Waller**

That Council defers this item until further information is provided to Councillors that has not been received as yet.

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

Councillors voted unanimously for this motion.

Motion: **Moved: Cllr Waller** **Seconded: Cllr Stanley**

That Council bring forward items IHAP 03 and IHAP 04 included in the addendum.

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

ITEM NO: IHAP 03
FILE NO: DA-623/2013
SUBJECT: DEVELOPMENT APPLICATION DA-623/2013: DEMOLITION OF EXISTING DWELLINGS AND OUTBUILDINGS AND CONSTRUCTION OF A RESIDENTIAL FLAT BUILDING

RECOMMENDATION

That Council:

1. Approves DA-623/2013 which seeks consent for the demolition of existing dwellings and outbuildings and the construction of a residential flat building at Lot 24 DP 35110 and Lot 1 DP 35110, 24 Hume Highway and 2 Bigge Street Warwick Farm subject to the revised conditions of consent.
2. Notifies interested parties of Councils decision.

COUNCIL DECISION

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

That Council

1. Approves DA-623/2013 which seeks consent for the demolition of existing dwellings and outbuildings and the construction of a residential flat building at Lot 24 DP 35110 and Lot 1 DP 35110, 24 Hume Highway and 2 Bigge Street Warwick Farm subject to the revised conditions of consent.
 - a. Condition 112 be amended to delete the wording “adjoining buildings”
2. Notifies interested parties of Councils decision.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 04
FILE NO: DA-642/2013
SUBJECT: DEVELOPMENT APPLICATION DA-642/2013: DEMOLITION OF EXISTING DWELLINGS AND OUTBUILDINGS AND THE CONSTRUCTION OF A RESIDENTIAL FLAT BUILDING

RECOMMENDATION

That Council:

1. Approves DA-642/2013 which seeks consent for the demolition of existing dwellings and outbuildings and the construction of a residential flat building at Lots 4, 5 and 6 in DP 35110, 16 and 18 Hume Highway and 1 Goulburn Street, Warwick Farm subject to the revised conditions of consent.
2. Notifies interested parties of Councils decision.

COUNCIL DECISION

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

That Council:

1. Approves DA-642/2013 which seeks consent for the demolition of existing dwellings and outbuildings and the construction of a residential flat building at Lots 4, 5 and 6 in DP 35110, 16 and 18 Hume Highway and 1 Goulburn Street, Warwick Farm subject to the revised conditions of consent with the following amendments:
 - a. Condition 3 to be deleted.
 - b. Condition 107 to be deleted.
 - c. Condition 114 the wording "adjoining building" only be deleted.
2. Notifies interested parties of Councils decision.

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

Vote Against: Clr Karnib
 Clr Shelton
 Clr Stanley
 Clr Waller

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

That Council have a ten minute recess at 8:05pm.

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

Council meeting resumed at 8:18pm.

Motion: **Moved: Cllr Balloot** **Seconded: Cllr Ristevski**

That Council bring forward items GMPG 06 and GMPG 07 included in the addendum.

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

ITEM NO: GMPG 06
FILE NO: DA-802/2013
SUBJECT: DEVELOPMENT APPLICATION DA-802/2013: DEMOLITION OF EXISTING DWELLING AND OUTBUILDINGS AND CONSTRUCTION OF A MIXED USE DEVELOPMENT

RECOMMENDATION

That Council:

1. Approves Development Application DA-802/2013 which seeks consent for a mixed use development at Lots 7, 8 to 9 DP 747411 being 69A, 71 and 73 Elizabeth Street, Liverpool.
2. Delegates the imposition of conditions of consent to the Chief Executive Officer.

COUNCIL DECISION

Motion: **Moved: Clr Hadid** **Seconded: Clr Mamone**

That Council:

1. Refer this item to the CEO for determination.
2. Delegates the imposition of conditions of consent to the Chief Executive Officer.

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

That Council:

1. Approves Development Application DA-802/2013 which seeks consent for a mixed use development at Lots 7, 8 to 9 DP 747411 being 69A, 71 and 73 Elizabeth Street, Liverpool.
2. Delegates the imposition of conditions of consent to the Chief Executive Officer.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

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: GMPG 07
FILE NO: DA-1024/2013
SUBJECT: DEVELOPMENT APPLICATION DA-1024/2013: ALTERATIONS AND ADDITIONS TO EXISTING DWELLING

RECOMMENDATION

That Council:

1. Refuse Development Application DA-1024/2013 for the following reasons:
 - a. The subject seawall is inconsistent with Clause 5.9 (preservation of trees) of Liverpool Local Environmental Plan 2008 in so far as the construction necessitated the removal of pre-existing foreshore vegetation.
 - b. The subject seawall and associated tree removal and filling are inconsistent with Clause 7.6(a) to (e) (Environmentally Significant Land) of Liverpool Local Environmental Plan 2008.
 - c. The subject building additions and front fence are inconsistent with Clause 7.6(d) and (e) (Environmentally Significant Land) of Liverpool Local Environmental Plan 2008.
 - d. The subject building additions and front fence are inconsistent with Clause 7.8 (a), (b), (c), (e) and (f) (Flooding) of Liverpool Local Environmental Plan 2008.
 - e. The subject seawall and associated filling are inconsistent with Clause 7.9 (Foreshore Building Line) of Liverpool Local Environmental Plan 2008.
 - f. The subject building additions and front fence are inconsistent with Clause 1.1.9.6 (Flooding Risk) of Liverpool Development Control Plan 2008.
2. Progress enforcement actions in respect of the unlawful works.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Ristevski**

That Council defer this matter to afford the applicant the opportunity to address the concerns as raised by the independent assessor.

Foreshadowed Motion: Moved: Clr Waller Seconded: Clr Shelton

That the recommendation be adopted.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Vote For: Mayor Mannoun
 Clr Balloot
 Clr Hadchiti
 Clr Harle
 Clr Mamone
 Clr Ristevski

Vote Against: Clr Hadid
 Clr Karnib
 Clr Shelton
 Clr Stanley
 Clr Waller

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

That Council bring forward GMEE 05 included in the addendum.

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

ITEM NO: GMEE 05
FILE NO: 2010/1301
SUBJECT: YOUTH COUNCIL ANNUAL REPORT 2012-2013 AND RECRUITMENT

RECOMMENDATION

That Council:

1. Allows representatives from the 2012-2014 Youth Council to present the Liverpool Youth Council Annual Report 2012-2013 in open session of Council.
2. Receives and notes the Liverpool Youth Council Annual Report 2012-2013 and thanks its members for their contributions, including those of Councillor Peter Harle, Councillor Sabrina Mamone and Councillor Wendy Waller.
3. Adopts the recommendation outlined in the confidential report supplied under separate cover.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Mamone**

That Council:

1. Allows representatives from the 2012-2014 Youth Council to present the Liverpool Youth Council Annual Report 2012-2013 in open session of Council.
2. Receives and notes the Liverpool Youth Council Annual Report 2012-2013 and thanks its members for their contributions, including those of Councillor Peter Harle, Councillor Sabrina Mamone and Councillor Wendy Waller.
3. Appoints Jack McNally from Wattle Grove and Abigail Widjaja from Casula to the Liverpool Youth Council for the remainder of the current Youth Council term to June 2014.

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

Representatives from the Youth Council Sachin Kinger and Audrey Figueas addressed Council as resolved in part 1 of the recommendation.

EXECUTIVE DIRECTOR REPORT

ITEM NO: DIRS 01
FILE NO: 2013/3436
SUBJECT: DEVELOPMENT APPLICATION PROCESS REFORM UPDATE

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Cllr Waller** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

BUSINESS EXCELLENCE REPORT

ITEM NO: GMBE 01
FILE NO: 2005/2473
SUBJECT: ANNUAL FINANCIAL REPORTS 2012/2013

RECOMMENDATION

That Council receives and notes the report.

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.

Clr Stanley left the chambers at 8:36pm.
Clr Stanley returned to the chambers at 8:39pm.

ITEM NO: GMBE 02
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT 2013

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Hadid**

That the recommendation be adopted.

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

ITEM NO: GMBE 03
FILE NO: 2011/5938
SUBJECT: CARBON TAX – IMPACT ON COUNCIL

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

ITEM NO: GMBE 04
FILE NO: 2007/0300
SUBJECT: 2013/2014 SEPTEMBER QUARTER BUDGET REVIEW

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Allocates \$390k for Warren Service Way Car Park.
3. Transfers \$848k of the surplus to City Revitalisation Reserve.
4. Votes the identified budget variations in accordance with this report.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Hadid**

That Council:

1. Receives and notes the report.
2. Allocates \$390k for Warren Service Way Car Park but be presented with other options prior to spending any funds.
3. Transfers \$848k of the surplus to City Revitalisation Reserve.
4. Votes the identified budget variations in accordance with this report.

Amendment: **Moved: Cllr Ristevski** **Seconded: Cllr Waller**

That Council:

1. Receives and notes the report.
2. Allocates \$390k for Warren Service Way Car Park but be presented with other options prior to spending any funds.
3. Transfers \$848k of the surplus Councillor Reserve.
4. Votes the identified budget variations in accordance with this report.

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

The amendment becomes the motion and the motion was CARRIED.

Clr Balloot left the chambers at 8:51pm.

Clr Balloot returned to the chambers at 8:54pm.

COMMUNITY AND CULTURE REPORT

ITEM NO: GMCC 01

FILE NO:

SUBJECT: ADOPTION OF THE CUSTOMER SERVICE AND COMMUNICATION POLICY

RECOMMENDATION

That Council:

1. Adopts the revised Customer Service and Communication Policy.
2. Adopts the attached Customer Service Charter for clients and the community to be informed of this Policy.
3. Continues to carry out customer service training for all staff incorporating the Customer Service and Communication Policy.

COUNCIL DECISION

Motion:

Moved: Cllr Mamone

Seconded: Cllr Karnib

That Council:

1. Defers consideration of the report to a future Council meeting.
2. Directs the CEO to provide a thorough briefing on the proposed policy.
3. Include discussion on mystery shoppers, telephone recording for quality monitoring and potential to relocate customer service to the ground floor of 33 Moore Street in the briefing.

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

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: GMEE 01
FILE NO: 2013/1338
SUBJECT: STADIUM PRELIMINARY FEASIBILITY STUDY

RECOMMENDATION

That Council:

1. Moves into closed session to discuss this report pursuant to the provisions of Section 10A(2) of the Local Government Act Section (d) commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the council.
2. Receives and notes the Preliminary Feasibility Study and its recommendations
3. Allocates \$13,500 from the Professional Engagement Reserve to complete a professional prospectus document to assist in engagement with key external stakeholders to leverage support for a stadium in Liverpool
4. Allocates up to \$60,000 from the Professional Engagement Reserve for the purpose of preparing a master plan for an entertainment precinct that would encompass the preferred stadium site
5. Makes representations to the NSW Premier and NSW Minister for Sports and Recreation in addition to Office of Communities senior staff on the merits of Liverpool as the location for a stadium development
6. Engages in further discussions with the NRL and A-League with regards to supporting a stadium development in Liverpool with a view to securing a commitment of content from these sporting codes.
7. Keeps confidential the Report supplied under separate cover pursuant to the provisions of Section 10A(2) of the Local Government Act Section (d) commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the council.

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That Council:

1. Receives and notes the Preliminary Feasibility Study and its recommendations
2. Makes representations to the NSW Premier and NSW Minister for Sports and Recreation in addition to Office of Communities senior staff on the merits of Liverpool as the location for a stadium development
3. Keeps confidential the Report supplied under separate cover pursuant to the provisions of Section 10A(2) of the Local Government Act Section (d) commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the council.

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

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

That the recommendation be adopted.

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

The foreshadowed motion become the motion and the motion was LOST.

Councillors Hadchiti, Shelton, Stanley and Waller requested that their name be recorded as voting against the foreshadowed motion which became the motion and was lost.

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

That Council recommit item GMEE 01 STADIUM PRELIMINARY FEASIBILITY STUDY.

On being put to the meeting the motion was declared CARRIED

COUNCIL DECISION

Motion: **Moved: Clr Waller** **Seconded: Clr Shelton**

That Council:

1. Receives and notes the Preliminary Feasibility Study and its recommendations

2. Makes representations to the NSW Premier and NSW Minister for Sports and Recreation in addition to Office of Communities senior staff on the merits of Liverpool as the location for a stadium development
3. Keeps confidential the Report supplied under separate cover pursuant to the provisions of Section 10A(2) of the Local Government Act Section (d) commercial information of a confidential nature that would, if disclosed (ii) confer a commercial advantage on a competitor of the council.

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

Foreshadowed Motion: Moved: Clr Ristevski Seconded: Clr Mamone

That the recommended be adopted.

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

The foreshadowed motion become the motion and the motion was LOST.

Councillor Shelton requested his name be recorded as voting against the foreshadowed motion which became the motion and was lost.

Council reconsidered the matter after it had been negated. Both were subsequently lost and a resolution was not carried in regard to this matter.

ITEM NO: GMEE 02
FILE NO: 2013/2494
SUBJECT: DONATIONS AND COMMUNITY GRANTS

RECOMMENDATION

That Council:

1. Endorses the Financial Contribution Panel's recommendation for the provision of \$500 under the Sporting Donations Program as summarised in the table below:

Applicant	Amount
Jordan Ludgate	\$100
Chantelle Buck	\$100
John Paul Albarico	\$100
John Michael Albarico	\$100
Kim Angelica Albarico	\$100

2. Endorses the Financial Contribution Panel's recommendation for the provision of \$2,000 under the Small Grants Program as summarised in the table below:

Applicant	Project Name	Amount
Savavali ile Malamalama Samoan & Multicultural Liverpool Inc	Healthy Living and Eating	\$1,000
Savavali ile Malamalama Samoan & Multicultural Liverpool Inc	Savavali ile Malamalama office material	\$1,000

3. Endorses the Financial Contribution Panel's recommendation for the provision of \$40,081.05 under the Community Grants Program as summarised in the table below:

Applicant	Project Name	Amount
City of Liverpool Meals on Wheels Inc	Christmas Hamper Project for Meals on Wheels Clients	\$3,500
Karitane	Engaging Vulnerable Families	\$2,760
Liverpool Migrant Resource Centre	Homework Program	\$5,000
Liverpool Neighbourhood Connections	Autumn Festival at Warwick Farm	\$1,940
Liverpool Neighbourhood Connections	Warwick Farm a Safe and Informed Community	\$1,683.05
Liverpool Fairfield Community Radio Co-op	Out and About with 2GLF Community Radio	\$3,500
South West Community Transport	Out and About Booklet (Condition: languages must be the top two in Liverpool)	\$6,500

Applicant	Project Name	Amount
The Junction Works Ltd	Celebrating International Women's Day 2014	\$3,435
The Potters House Christian Centre Liverpool auspiced by Big Heart Big Vision Inc	The Break Free Project	\$5,263
Wheels "Towards Independence" Inc	Formation Friends	\$6,500

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

Cllr Waller left the Chambers at 9:19pm.

Cllr Waller returned to the Chambers at 9:21pm.

Motion: **Moved: Cllr Hadid** **Seconded: Cllr Mamone**

That Council bring forward items GMPG 03, GMPG 04 and GMPG 05.

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

ITEM NO: GMPG 03
FILE NO: DA-611/2010/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA-611/2010:
MODIFICATION SEEKS TO INCREASE CHILDCARE CENTRE
NUMBERS

RECOMMENDATION

That Council approve modification application DA-611/2010/A which seeks to amend Development Consent DA-611/2010 subject the amendments to the conditions of consent and the development description.

COUNCIL DECISION

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

That the recommendation be adopted.

Councillors voted unanimously for this motion.

ITEM NO: GMPG 04
FILE NO: DA-834/2008
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA-834/2008.
MODIFICATION SEEKS TO DELETE A LEVEL OF BASEMENT CAR
PARKING AND DELETE ONE FLOOR LEVEL OF A RESIDENTIAL
FLAT BUILDING

RECOMMENDATION

That Council:

1. Approves Modification Application No. DA-834/2008/A which seeks to modify Development Consent DA-834/2008, subject to the draft Notice of Determination attached.
2. Notifies persons who made a submission with regard to the proposed development in writing of Council's decision.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Mamone**

That the recommendation be adopted.

Councillors voted unanimously for this motion.

ITEM NO: GMPG 05
FILE NO: DA-975/2012/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA-975/2012.
MODIFICATION PROPOSES INTERNAL CHANGES WHICH WILL
INCREASE THE NUMBER OF RESIDENTIAL UNITS FROM 28 TO 30

RECOMMENDATION

That Council:

1. Approves modification application No. DA-975/2012/A which seeks to modify Development Consent DA-975/2012, subject to the draft Notice of Determination.
2. Notifies persons who made a submission with regard to the proposed development in writing of Council's decision.

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.

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: GMEE 03
FILE NO: 2013/1896
SUBJECT: MIDNIGHT BASKETBALL PROGRAM - UPDATE

RECOMMENDATION

That Council receives and notes this report.

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.

THE MEETING CLOSED AT 9:30PM



MINUTES OF THE EXTRAORDINARY MEETING HELD ON 2 DECEMBER 2013

PRESENT:

Mayor Ned Mannoun
 Deputy Mayor Hadid
 Councillor Balloot
 Councillor Hadchiti
 Councillor Karnib
 Councillor Mamone
 Councillor Ristevski
 Councillor Shelton
 Councillor Stanley
 Mr Farooq Portelli, Chief Executive Officer
 Ms Toni Averay, Acting Executive Director
 Ms Billie Sankovic, Group Manager Strategy and Executive
 Mr Mathew Walker, Group Manager Business Excellence
 Ms Kiersten Fishburn, Group Manager Community and Culture
 Ms Nadia Napoletano, Group Manager Governance
 Mr Michael Cullen, Group Manager Economy and Engagement
 Mr Raj Autar, Group Manager Infrastructure and Environment

The meeting commenced at 6:02pm

OPENING 6.02pm

PRAYER The prayer of the Council was read by:
Alyson Infanti Council Civic Officer

APOLOGIES Councillors Harle and Waller

Motion: **Moved: Cllr Karnib** **Seconded: Cllr Shelton**

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

CONDOLENCES Nil

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEOR 01
FILE NO: 2010/1548
SUBJECT: MOOREBANK INTERMODAL

RECOMMENDATION

That Council receives and notes the information contained in the confidential attachment.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Mamone**

That Council:

1. Receives and notes the report.
2. Keeps confidential the contents of the attachment pursuant to the provisions of Section 10A(2)(i) and (g) of the Local Government Act 1993 as it contains commercial information of a confidential nature and advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.
3. Receives a further update report at the 18 December 2013 meeting of Council.
4. Invites a representative from Georges River Combined Councils Committee to be a member of the No Intermodal Committee.

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

ITEM NO: DIRS 02
FILE NO: 2013/3815
SUBJECT: PROPOSED REVIEW OF DEVELOPMENT OPPORTUNITIES FOR
COUNCIL CBD PROPERTIES TO SUPPORT CBD REVITALISATION
PROGRAM

RECOMMENDATION

It is recommended that Council resolves to:

1. Receive and note this report and the confidential attachment.
2. Approve the allocation of \$100,000 from the Property Development Reserve as detailed in the confidential attachment forwarded under separate cover.
3. Keep confidential the contents of the attachment pursuant to the provisions of Section 10A(2)(i) of the Local Government Act 1993 as it contains commercial information of a confidential nature.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Ristevski**

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

Councillors Hadchiti, Shelton and Stanley requested that their name be recorded as voting against the motion

ITEM NO: DIRS 03
FILE NO: 2012/3573
SUBJECT: QUARTERLY REPORT ON COMMUNITY FEEDBACK

RECOMMENDATION

That Council receives and notes this report.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Ristevski**

That the recommendation be adopted.

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

PLANNING AND GROWTH REPORT

ITEM NO: GMPG 01
FILE NO: 2013/3684
SUBJECT: LIVERPOOL CITY CENTRE PLANNING CONTROLS REVIEW -
PROJECT OVERVIEW

RECOMMENDATION

That Council receives and notes this report on the overview and indicative timeline for the review of the Liverpool City Centre planning controls.

COUNCIL DECISION

Motion: **Moved: Clr Ristevski** **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: GMPG 02
FILE NO: 2013/3683
SUBJECT: PROPOSED DRAFT AMENDMENT 39 TO LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008 - ANOMALIES

RECOMMENDATION

That Council proceeds with the continuation of the items in this Planning Proposal by sending a copy this report and Planning Proposal to the Department of Planning and Infrastructure seeking that an amendment to the LLEP 2008 be made.

COUNCIL DECISION

Motion: **Moved: Clr Mamone** **Seconded: Clr Shelton**

That Council defers this item.

Foreshadowed: **Moved: Clr Hadid** **Seconded: Clr Stanley**

That Council proceeds with the continuation of the items in this Planning Proposal by sending a copy this report and Planning Proposal to the Department of Planning and Infrastructure seeking that an amendment to the LLEP 2008 be made except for Preston Industrial area.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Vote For: Mayor Mannoun
 Clr Balloot
 Clr Hadchiti
 Clr Mamone
 Clr Ristevski
 Clr Shelton

Against: Clr Hadid
 Clr Karnib
 Clr Stanley

STRATEGY AND EXECUTIVE REPORT

ITEM NO: GMSE 01
FILE NO: 2013/3225
SUBJECT: PRELIMINARY REPORT ON FINDINGS OF BADGERYS CREEK AIRPORT CONSULTATION

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Receives a further report following completion of the community engagement process in December 2013.
3. Notes the letter received from Blacktown City Council requesting the establishment of a group to advocate against an airport at Badgerys Creek and support to fund a report on the impacts of an airport at Badgerys Creek.

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.

Division called:

For: Mayor Mannoun
 Clr Balloot
 Clr Hadchiti
 Clr Hadid
 Clr Mamone
 Clr Ristevski

Against: Clr Karnib
 Clr Shelton
 Clr Stanley

ITEM NO: GME 04
FILE NO: 2012/1332
SUBJECT: LIVERPOOL CRIME PREVENTION PLAN 2014 - 2016 FOR NSW
DEPARTMENT OF ATTORNEY GENERAL AND JUSTICE

RECOMMENDATION

That Council adopts the Liverpool Crime Prevention Plan 2014 - 2016 for the NSW Attorney General and Justice, dated September 2013.

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.

GOVERNANCE REPORT

ITEM NO: GMGO 01
FILE NO: 2012/3573
SUBJECT: REVIEW OF DELEGATIONS

RECOMMENDATION

That Council:

1. Delegates to the Chief Executive Officer the delegations set out in the Delegations to the Chief Executive Officer in Attachment 1 to this report.
2. Confirms Council's Mayoral delegations as per the policies noted in the report and as set out in the previous Council resolutions from 5 November 2012 and 26 June 2013 and noted in Attachment 2.
3. Confirms Council's delegation to the Liverpool City Centre Revitalisation Committee as set out in Council's decision on 24 April 2013 and noted in Attachment 2.
4. Confirms Council's delegations for any functions or powers conferred or imposed on Council by or under any act or law in accordance with section 22 of *the Local Government Act 1993*.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Baloot**

That the recommendation be adopted.

Foreshadowed Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council:

1. Delegates to the Chief Executive Officer the delegations set out in the Delegations to the Chief Executive Officer in Attachment 1 to this report.
2. Confirms Council's Mayoral delegations as per the policies noted in the report and as set out in the previous Council resolutions from 5 November 2012 and 26 June 2013 and noted in Attachment 2.
3. Confirms Council's delegations for any functions or powers conferred or imposed on Council by or under any act or law in accordance with section 22 of *the Local Government Act 1993*.

On being put to the meeting the motion was declared CARRIED and the foreshadowed motion lapsed.

Division called:

Vote For: Mayor Mannoun
Clr Balloot
Clr Hadid
Clr Mamone
Clr Ristevski

Against: Clr Hadchiti
Clr Karnib
Clr Shelton
Clr Stanley

ITEM NO: GMGO 02
FILE NO: 2013/3891
SUBJECT: REQUEST BY THE ROADS AND MARITIME SERVICES FOR COUNCIL'S AGREEMENT TO THE COMPULSORY ACQUISITION OF PART OF LOTS 1138 AND 1173 DP 2475 AND A PART OF LOT 1174 DP 1066228, 380 BRINGELLY ROAD, AUSTRAL, FOR ROAD WIDENING PURPOSES

RECOMMENDATION

That Council:

1. Agrees to the Roads and Maritime Services compulsory acquiring a part of Lots 1138 and 1173 DP 2475 and a part of Lot 1174 DP 1066228, 380 Bringelly Road, Austral, known as 'Scott Memorial Park' for road widening purposes.
2. Agrees to the shortened Proposed Acquisition Notice period of 7 days.
3. Agrees to the Valuer General carrying out the determination of the compensation for the acquired land, following gazettal of the acquisition but reserving Council's right to negotiate on the Valuer General's determination and the right to lodge a claim in the Land and Environmental Court should Council disagree with the Valuer General's determination.
4. Authorises its delegated officer to execute any document, under Power of Attorney necessary to give effect to this decision.
5. Transfers the compensation amount into the Property Development Reserve.

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.

INFRASTRUCTURE AND ENVIRONMENT REPORT

ITEM NO: GMIE 01
FILE NO: 2006/1041
SUBJECT: WARREN SERVICEWAY CAR PARK - REPLACEMENT OF PARKING
MANAGEMENT SYSTEM

RECOMMENDATION

That Council allocates an amount of \$390,000 from general funds for the replacement of the existing parking management system at the Warren Serviceway Car Park from the available funds identified in the September quarter review.

COUNCIL DECISION

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

That Council receives and notes the report.

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

COMMITTEE REPORTS

ITEM NO: COMM 01
FILE NO: 2012/3789
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES OF MEETING
HELD 6 NOVEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Economic Development Committee meeting held on 6 November 2013.
2. Notes the benefits of becoming a member of the Committee for Sydney.
3. Notes that current Western Sydney members on the Committee for Sydney include Parramatta City Council, Penrith City Council, and the Western Sydney Regional Organisation of Councils (WSROC).
4. Approves funds of up to \$15,000 (plus GST) to become a member of the Committee for Sydney for a period of 12 months.

COUNCIL DECISION

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

That Council:

1. Receives and notes the minutes of the Economic Development Committee meeting held on 6 November 2013 and notes that Clr Shelton attended the meeting.
2. Notes the benefits of becoming a member of the Committee for Sydney.
3. Notes that current Western Sydney members on the Committee for Sydney include Parramatta City Council, Penrith City Council, and the Western Sydney Regional Organisation of Councils (WSROC).
4. Approves funds of up to \$15,000 (plus GST) to become a member of the Committee for Sydney for a period of 12 months.

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

ITEM NO: COMM 02
FILE NO: 2009/1298
SUBJECT: HERITAGE ADVISORY COMMITTEE MINUTES OF MEETING 14
OCTOBER 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Heritage Advisory Committee meeting held on 14 October 2013.
2. Amends the Charter to broaden the membership and express that it is open to the public in terms of participation, with voting rights maintained to only those appointed to the Committee.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: COMM 03
FILE NO: 2013/0223
SUBJECT: LIVERPOOL ACCESS COMMITTEE MINUTES OF MEETING HELD 10
OCTOBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool Access Committee meeting held on 10 October 2013.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: COMM 04
FILE NO: 2013/1879
SUBJECT: LIVERPOOL CITY CENTRE REVITALISATION COMMITTEE MINUTES
OF MEETING HELD 6 NOVEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Centre Revitalisation Committee meeting held on 6 November 2013.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: COMM 05
FILE NO: 2012/2112
SUBJECT: NO INTERMODAL COMMITTEE MINUTES OF MEETING HELD 6
NOVEMBER 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the No Intermodal Committee meeting held on November 2013.
2. Sends the peer review prepared by Cardno to relevant State and Federal Ministers including Ministers for planning, transport, health, environment, indigenous affairs, youth and the Premiers office.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: COMM 06
FILE NO: 2010/0331
SUBJECT: STREET NAMING COMMITTEE MINUTES OF MEETING HELD 23
OCTOBER 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Street Naming Committee meeting held on 23 October 2013.
2. Advertises the street names Prince Close, Elm Place and Redwood Street and subject to no substantial objections being received, proceed to Gazettal.
3. Allocate \$5,500 from the General Fund to hold event and erect a sign at Middleton Grange.
4. Refurbishes the current park sign for Badgerys Creek Park.

COUNCIL DECISION

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

That the recommendation be adopted.

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

ITEM NO: COMM 07
FILE NO: 2013/0134
SUBJECT: WARWICK FARM RACING PRECINCT STEERING COMMITTEE
MINUTES OF MEETING 4 NOVEMBER 2013

RECOMMENDATION

That Council:

1. Notes the Minutes of the Warwick Farm Racing Precinct Steering Committee meeting held on 4 November 2013.
2. Sets up the Warwick Farm Racing Precinct Reserve.

COUNCIL DECISION

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

That Council:

1. Notes the Minutes of the Warwick Farm Racing Precinct Steering Committee meeting held on 4 November 2013.
2. Sets up the Warwick Farm Racing Precinct Reserve.
3. Allocates \$700,000 from the Clr Reserve to the Warwick Farm Racing Precinct Reserve.

Amendment: **Motion: Clr Ristevski** **Seconded: Clr Mamone**

That Council:

1. Notes the Minutes of the Warwick Farm Racing Precinct Steering Committee meeting held on 4 November 2013.
2. Sets up the Warwick Farm Racing Precinct Reserve.
3. Allocates \$200,000 from the Clr Reserve to the Warwick Farm Racing Precinct Reserve.

Foreshadowed Motion: Moved: Clr Stanley Seconded: Clr Karnib

That Council:

1. Notes the Minutes of the Warwick Farm Racing Precinct Steering Committee meeting held on 4 November 2013.
2. Defers the decision about the reserve until the February 2014 until the report comes back to Council.

Clr Ristevski withdrew his amendment.

On being put to the meeting the motion moved by Clr Hadchit was declared LOST, the foreshadowed motion moved by Clr Stanley became the motion and was declared CARRIED.

Councillor Hadchiti requested his name be recorded as voting against the motion.

ITEM NO: COMM 08
FILE NO: 2013/0743
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES OF MEETING HELD
6 NOVEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Budget and Finance Committee meeting held on 6 November 2013.
2. That the interest earned from funds held in the Iconic Development Reserve be transferred to that reserve.
3. Includes the CBD Revitalisation project in its submission for funding under the Local Infrastructure Renewal Scheme Round 3.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Ristevski**

That the recommendation be adopted.

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

ITEM NO: COMM 09
FILE NO:
SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING MINUTES HELD ON
6 NOVEMBER 2013

RECOMMENDATION

That Council:

1. Notes the minutes from the Tourism and Events Committee meeting held on 6 November 2013.
2. Supports the introduction of a 12 month trial of a Night Market commencing early 2014.
3. Approves a budget of \$200,000 to operate the Night Markets
4. Allocates \$67,000 from the 2013/14 Iconic Festival budget towards the Night Markets
5. Allocates \$133,000 at the September quarter review towards the Night Markets

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Ristevski**

That Council:

1. Notes the minutes from the Tourism and Events Committee meeting held on 6 November 2013.
2. Supports the introduction of a 12 month trial of a Night Market commencing early 2014.
3. Approves a budget of \$200,000 to operate the Night Markets.
4. Allocates \$67,000 from the 2013/14 Iconic Festival budget towards the Night Markets
5. Allocates \$133,000 from the Councillor Reserve towards the Night Markets

Division called:

Voted For: Mayor Mannoun
Cllr Balloot
Cllr Mamone
Cllr Ristevski

Against: Clr Karnib
Clr Hadchiti
Clr Hadid
Clr Shelton
Clr Stanley

Foreshadowed Motion: Moved: Clr Hadchiti Seconded: Clr Shelton

That Council:

1. Notes the minutes from the Tourism and Events Committee meeting held on 6 November 2013.
2. Supports the concept of night markets in early 2014.
3. Allocates \$67,000 from the 2013/14 Iconic Festival budget towards the Night Markets.

On being put to the meeting the motion moved by Clr Mamone was declared LOST, the foreshadowed motion moved by Clr Hadchiti became the motion and was declared CARRIED.

Division called:

Voted For: Mayor Mannoun
Clr Balloot
Clr Hadchiti
Clr Hadid
Clr Karnib
Clr Mamone
Clr Ristevski
Clr Shelton

Against: Clr Stanley

ITEM NO: COMM 10
FILE NO: 2013/3704
SUBJECT: KEY SITES MASTER PLANNING STEERING COMMITTEE MINUTES
 OF MEETING HELD ON 4 NOVEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Key Sites Master Planning Steering Committee meeting held on 4 November 2013.
2. Keeps confidential the report supplied under separate cover as the commercial information is of a confidential nature that would, if disclosed, prejudice the commercial position of council, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act.

COUNCIL DECISION

Motion: **Moved: Cllr Shelton** **Seconded: Cllr Stanley**

That Council:

1. Declines to receive and notes the minutes of the Key Sites Master Planning Steering Committee meeting purportedly held on 4 November 2013.
2. Notes that the meeting was called in breach of regulation s262 of the Local Government (Regulation) 2005.
3. Keeps confidential the report supplied under separate cover as the commercial information is of a confidential nature that would, if disclosed, prejudice the commercial position of council, pursuant to the provisions of Section 10A(2)(d)(i) of the Local Government Act.

Cllr Ballout left the Chambers at 8:01pm.
 Cllr Ballout returned to the Chambers at 8:03pm.

Foreshadowed Motion: **Moved: Mayor Mannoun** **Seconded: Cllr Hadchiti**

That Council:

1. Notes the feedback received in the Council meeting.
2. Defer all items that were discussed in the agenda to a new meeting.
3. Take no action on items that were resolved and discussed at the meeting.

On being put to the meeting the motion moved by Clr Shelton was declared LOST, the foreshadowed motion moved by Mayor Mannoun became the motion and was declared CARRIED.

CORRESPONDENCE REPORTS

ITEM NO: CORR 01
FILE NO: 2011/0467
SUBJECT: INCOMING AND OUTGOING CORRESPONDENCE REPORT

RECOMMENDATION

That Council receives and notes the report.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Shelton**

That the recommendation be adopted.

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

QUESTIONS WITH NOTICE

ITEM NO: QWNO 01
FILE NO: 2013/0331
SUBJECT: QUESTIONS WITH NOTICE – CLR STANLEY

- 1. Can I be advised the costs of the extraordinary meeting of council of the following dates:**
 - a. 1/5/2013**
 - b. 23/5/2013**
 - c. 12/9/2013**

Costs for Council meetings are not itemised per meeting and resource allocation is difficult to quantify as a range of variables apply such as number, length and complexity of council reports and minutes for the business papers. The response to question 2 below provides some indicative costs.

- 2. Please itemise all costs:**
 - a. venue hire**
 - b. utilities, electricity etc**
 - c. catering**
 - d. printing**
 - e. advertising**
 - f. unplanned and planned overtime for staff**

Item	1 May 2013 1.15pm	23 May 2013 5.45pm	12 September 2013 6.00pm
a	Venue Hire	Nil	Nil
b	Utilities, electricity, etc	Not itemised in electricity bill. Expected to be negligible as meeting length was 7 minutes.	Not itemised in electricity bill. Expected to be negligible as meeting length was 36 minutes.
c	Catering	Nil. Catering provided for council committee meetings on this day.	Nil. Catering provided for councillor briefing session on this day.
d	Printing	Negligible - business paper 4 pages in length.	Negligible - business paper 6 pages in length. Business paper, including attachments and confidential booklet – 122 pages. Estimated cost is 3c x 122 pages x 40 copies = \$146
e	Advertising	Nil. Website only.	Nil. Website only.
f	Unplanned and planned overtime for staff	Nil. Meeting held during working hours.	Estimated half hour staff overtime x 2 staff – Estimated up to \$100 Overtime from 6pm only. Meeting closed at 6.21pm.

Other costs include a security contractor which is charged at \$132 for a four hour service.

3. Have there been sufficient funds in the budget to cover these meetings and where are such expenses allocated?

The budget for administering council meetings is within the Executive Services Service Delivery Unit budget. This unit provides for civic functions, councillor services and executive services. The service delivery unit budget is on track as at 18 October 2013 with actual expenditure below budget forecast for this period.

Further questions arising from answers published in Council meeting minutes of 28/8/2013.

- 4. Does Council have any other cars which were not included in the answers on notices asked at the August 2013.**

The only other car that was not on the list was a Nissan X-trail which has now been sold.

- 5. If so, what are the arrangements for these vehicles as per the previous questions?**

There is only one car policy that applies to all vehicles.

ITEM NO: QWNO 02
FILE NO: 2013/0333
SUBJECT: QUESTION WITH NOTICE - CLR STANLEY

1. When was the Settlement of the sale of 1-3 Hoxton Park Road Liverpool (previous council administration site) completed?

The sale of Lot 103 DP 877139, 1 Hoxton Park Road, Liverpool, settled on 23 August 2013.

2. Where did the proceeds of sale go?

Council resolved to transfer the net proceeds from the sale to the Property Development Reserve with the view that the funds will be used for an iconic facility for Liverpool. The net proceeds of sale have therefore been transferred into the Property Development Reserve.

3. What is the status of staff still working at the North Wing of Council?

Council officers that were previously occupying the North Wing building are still in occupation. No major changes are anticipated to this arrangement.

4. If they continue to work at this building have lease back arrangements been negotiated?

Council has entered into a lease agreement to lease back the North Wing Building from Health Administration Corporation.

5. How long is this for?

The lease agreement is for an initial term of 6 months with 3 x 6 month options to renew.

6. At what cost to Council?

The rent per annum is \$170,000 per annum Gross plus GST. In addition to the rent per annum, Council is liable for the cost of utilities and cleaning.

7. When will an announcement be made regarding the purchaser, the intended use and the amount paid for the site be made to the residents of Liverpool and the Councillors?

Councillors have been informed of the site use and the sum paid. It is not our site hence any announcements relating to it should come from the relevant minister.

8. Can I be provided with a copy of the confidentiality agreement that has to date restricted discussions about this site?

Yes. An appointment can be made via the Councillor Support Officer to view the document.

9. When will this 'confidentiality' be lifted?

Information was provided to Councillors on this confidential matter at the Councillor Briefing Session on Thursday 12 September 2013 on the principles within the Code of Conduct. This remains in place until the announcement is made by the relevant Minister or the owners provide public information regarding the intended use or permission is granted by the owners to disclose the intended use.

ITEM NO: QWNO 03
FILE NO: 2013/0332
SUBJECT: QUESTIONS WITH NOTICE - CLR SHELTON

1. Whether at any stage a business plan has been formulated for the commercial aspects of this venture. If so, when, by whom, and is it available for inspection? If not, then why not?

According to Council records there was no commercial assessment considered for this project as the desired outcomes were too:

- Reduce crime levels by deterring potential offenders
- Reduce community fear of crime and improve perceptions of safety
- Help ensure a fast, effective police response in emergency situations
- Increase community awareness of the importance of reporting crime
- Assist Police in the detection and prosecution of offenders, and
- Help secure a safer environment for those people who live in, study/work in and visit the City Centre.

Accordingly, given the above the commercial benefits for this project were not obvious and hence no commercial analysis was considered. However, with the inclusion of the Wi-Fi provision this aspect will be investigated and if feasible a commercial model will be developed and a comprehensive report will be provided to Council.

2. Are there any projections or modellings as to the revenue which it is thought this venture will yield? If yes, when and by whom were such modellings and projections compiled.

For the reasons above at this stage a commercial model/projection has not been investigated or developed.

3. Since in fact 'FREE WI-FI' has already been promoted to the community how is it to be determined what proportion of the provision of WI-FI will be genuinely 'free' and what proportion will be charged for, and could these proportions be altered over time?

In accordance with the CCTV and Wi-Fi tender that closed on 22 August 2013, the provisions that were stated were as follows:

Client Access Area – Guest (Public) Wi-Fi. This part will provide a free usage Wi-Fi area.

This area will contain the following, but not limited to features/restrictions:

- No authentication is required.
- 60 minutes per 24 hour period (time restriction can be set dynamically. This is a requirement of the Managed Service Provider).
- A maximum of 100MB download quota per 24 hour period (quota can be set dynamically. This is a requirement of the Managed Service Provider).
- Wireless Isolation (no attached network devices are visible to any other attached device).

Client Access Area – Private Secured Wi-Fi. This will provide a secured (via authentication, e.g. username and password or device authentication) area for private paid use. Users can only connect to this area if they have a purchased usage account. No guest access will be allowed.

This area will contain the following, but not limited to features/restrictions:

- Authentication required.
- Unlimited time usage per month.
- Maximum quota of download (various download quotas to be offered).
- Maximum of 2 concurrent connections per account.
- Wireless Isolation (no attached network devices are visible to any other attached device).

The Client Access Area – Private Secured Wi-Fi and the Client Access Area – Guest (Public) Wi-Fi areas are to be managed and serviced by a Managed Service Provider (MSP). At any stage a user is able to choose the Wi-Fi service that is suitable, and Council can also vary the level of service if required.

ITEM NO: QWNO 04
FILE NO: 2013/0332
SUBJECT: QUESTION WITH NOTICE - CLR STANLEY

1. When will the precinct begin?

Development consent for the new Carnes Hill Community and Recreation Centre has been secured. Tender process to engage a consultant for the design and documentation of the project has commenced. At this stage full design and documentation is anticipated to be completed by the middle of next year to enable completion of the Project by December 2015.

2. Are there any barriers to that completion?

At this stage, we do not anticipate any event that would preclude Council from achieving the target completion date.

3. How long will this work take to complete?

Completion is planned for December 2015.

4. Is it a staged development? If so; what part will be completed first?

The entire precinct comprising the community and the sporting facilities is planned to be delivered in two stages.

Stage 1 involves the provision of a range of community facilities to the south of Beard Creek, which comprises a district library, multi-purpose community centre, skate park, indoor recreation centre, key suburb park and natural areas. The completion of this stage is planned for December 2015.

Stage 2 involves the provision sporting facilities to the North of Beard Creek, which will comprise multiple playing fields, an amenities building, car parking, picnic and landscape areas, bushland regeneration and a pedestrian link to Stage 1.

Detailed planning for the second stage has not commenced yet as it is anticipated to commence in the latter part of council' ten year program.

ITEM NO: QWNO 05
FILE NO: 2013/0332
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

1. Please advise the numbers FTE employees of Liverpool Council by total FTE, outdoor staff FTE and indoor staff FTE for the following years:-

a) 2010

Total 647 – Indoor 367 Outdoor 280

b) 2011

Total 660 - Indoor 362 Outdoor 298

c) 2012

Total 684 – Indoor 374 Outdoor 310

d) 2013

Total 695 - Indoor 375 Outdoor 321

2. How many vacancies for employment are there as at September 2013?

There were 66.4 vacancies as at September 2013 with 34 in various stages of recruitment.

3. When will the current restructure be completed?

The restructure process has entered the next phase with a number of Service Manager positions being recently advertised. Some Group Managers are continuing to review their resource requirements and once completed the appropriate staff will be recruited.

4. Has there been any cost savings from the restructure? How much is estimated? What was the estimate before the restructure was implemented.

There are no expected salary savings as a result of the restructure. All budgeted employee costs are being utilised to fund the resources required to deliver services and programs as outlined in the adopted delivery and operating plans.

5. When will the recruitment of the Executive Director position commence?

Recruitment for the Executive Director position has commenced and applications closed on 11 November 2013.

6. Who is responsible for the recruitment process?

The Chief Executive Officer is responsible for the recruitment of the Executive Director position.

7. Is there a detailed policy for the recruitment of staff? Would it be appropriate for a copy of this policy to be provided to Councillors?

Yes there is a detailed policy for the recruitment of staff consistent with legislative requirements, and the Local Government State Award (2010). This is an operational matter subject to the control of the Chief Executive Officer as per Section 335(2) of the Local Government Act (1993).

ITEM NO: QWNO 06
FILE NO: 2013/0332
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

1. Can I be advised what plans are in place to build the Car Park for which the loan under Round 2 Infrastructure Loan was secured?

Council is currently investigating potential sites within the City Centre which could be used for the purpose of providing public car parking. To progress and inform these investigations further, a comprehensive traffic study will be undertaken to objectively review the suitability of the possible sites for parking stations, particularly in view of the known traffic issues within parts of the City Centre.

2. Can I have a copy of these plans

Following completion of the traffic study and selection of a site, Council will initiate necessary investigations, environmental assessments and designs to enable appropriate approvals to be secured.

3. Where will the Car Park be located?

Based on earlier traffic and parking studies, it would be desirable to locate any off-street parking station on the fringe of the City Centre core to reduce the traffic intrusion that would otherwise occur as a result of circulating traffic into the core retail and commercial precinct. Alternatively, the car park may be better facilitated as part of a larger development incorporating car parking with other community benefits as well in the CBD.

4. When will it commence?

The commencement date will be determined following site selection, detailed site analysis and detailed project planning.

5. How long is it estimated to take to complete?

The estimated timeframes will be determined once a site has been selected and full opportunities offered by the site have been analysed.

6. Has the loan been drawn?

The loan has not been drawn down at the present time.

7. Is the amount secured sufficient to build the Car Park proposed?

The full cost of providing an off-street parking station hasn't been determined yet as the extensive investigations required to develop the estimates are currently underway.

8. Will extra money be required? If so, from where will it be sourced?

As in 7 (above).

9. Will this car park attract parking fees?

This will be determined as part of development of a suitable management structure for the car park.

ITEM NO: QWNO 07
FILE NO: 2013/0344
SUBJECT: QUESTIONS WITH NOTICE - CLR HARLE

Place of Worship at 1492 Camden Valley Way Leppington and DA3386/99 and DA364/2005.

Camden Valley Way is a major two lane highway (single lane in either direction) with a speed limit of 70 kph and limited "straight line visibility" at this "hill crest" location. A deceleration lane is an RTA/RMS requirement specifically because of the latter limitation and is intended to ensure safe entry and egress at 1492 Camden Valley Way. That condition has not been met despite usage of the site. Council was recently notified of a three day event where significantly more than 50 worshippers attending the site despite the "approval" of 50 or 75 worshippers (depending on which DA document is referenced).

DA364/2005 condition 29 states: *The deceleration "land", of a maximum length of 80 metres on Camden Valley Way as determined on the application shall be provided at no cost to Council. (should the word "land" be "lane"?)*

Similarly DA364/2005 conditions 34 and 37 refer to the deceleration lane and also to "left in and left out signage".

DA conditions of the site state that a deceleration lane is to be constructed according to RMS details DS2012/000281.

In light of the above information, my questions are:

1. Can the site be legally used as a place of worship without a deceleration lane in place and without DA conditioned signage?

Conditions of Development Consent contained within both DA3386/99 and DA364/2005 require the provision of a deceleration lane. While there was a modification application made to remove the requirement for a deceleration for DA3386/99 this was not supported by Council and the modification application subsequently refused.

On this basis, the site must not be used or occupied for which consent was granted until an Occupation Certificate is issued and consent conditions complied with which would include the provision of a deceleration lane.

It is noted that you have raised concern with regards to an activity which was held on site on 20 October 2013. This activity was the "laying of a foundation stone" which did not require development consent as the principal use (event) was being held at the Greenway Park Community Centre and that the "laying of the foundation stone" is the only activity which will occur on the subject site.

Council officers gave careful consideration including measures to ensure the amenity of adjoining properties and the safety of attendees. These included:

- Limiting the attendees to a maximum of 50;
- Limiting vehicles to be accommodated on the site to a maximum of 20 vehicles.
- No parking on Camden Valley Way was permitted.
- A requirement for a minimum of two Accredited Traffic Controllers to manage car parking on site and vehicles entering/exiting the site from Camden Valley Way.
- No amplified music or speaking equipment was permitted.
- Appropriate measures were to be installed on site to prohibit access of the site currently under construction. This is to include at a minimum signage and fencing.

Council also recommended that the Trust advise Work Cover NSW and the Local Area Command of the activity to be undertaken on site. The Trust were also advised that they should ensure that they have adequate Public Liability Insurance regarding this activity and attendees/visitors on site with Council required to be indemnified of all incidences including traffic related.

2. Could Council be held responsible for injuries as a result of traffic incidents caused by worshippers entering or leaving the site without a deceleration lane and the conditioned signage in place?

Camden Valley Way is a classified state road and the required deceleration lane must be designed and constructed to the Roads and Maritime Services (RMS) standards and under its supervision.

In this regards, the developer has negotiated an agreement for monetary contribution to be made to the RMS for the Agency to construct the required deceleration lane, as part of the road widening of the section Camden Valley Way between Bringelly Road and Oran Park Drive, scheduled for completion in 2015.

The developer has been advised that any interim use of the development site as a place of worship requires a road safety audit to be submitted by the developer for Council and RMS approval. The road safety audit is to assess interim road works and traffic control required to maintain safe turning movements in and out of the site.

Council's liability for any traffic incident at the driveway (off Camden Valley Way) to the development site would relate to its control of the use of the development site. Council and the RMS have not approved interim use of the development site (without the deceleration lane) and would therefore not be liable.

- 3. Is Council aware of the 100 meter “rubble road” constructed in the 10 metre buffer zone to be landscaped (as part of the DA requirements) and does that contravene existing DA364/2005 conditions?**

Council Officers have visited the site and have observed the “rubble road”. Advice has been given by Council’s Building Surveyor that it would be expected that due to the type of construction significant sedimentation controls would be installed on the site. It would be anticipated that a “rubble road” would form part of these controls. This measure would be used to prevent tracking of material by vehicles leaving the site onto surrounding roads.

- 4. Do the current on site waste water treatment works meet Council requirements for the intended number of worshippers?**

Council’s records indicate that the on-site sewage management system currently installed on the property is an aerated waste water treatment system that has been certified by a qualified environmental engineer to accommodate up to 110 people.

- 5. Is Council aware of construction works carried out at the site that contravene current DA conditions**

In relation to works approved by Construction Certificate 724/2013 advice has been given that sedimentation controls and site fencing are in place and there is no requirement for an inspection of earthworks to be undertaken.

It appears that the awning attached to the existing building as identified during the site visit is unauthorised. Whilst the approved plans attached to Development Consent DA3386/99 include the construction of an awning, the plans do not appear to include this particular awning (which is located over the entrance to the bathrooms, wash areas and female entry). There is no other approval on the system for this awning.

A Building Certificate application needs to be lodged to legitimise the awning.

ITEM NO: QWNO 08
FILE NO: 2013/0332
SUBJECT: QUESTIONS WITH NOTICE - CLR HARLE

Bellfield College, 31 West Rossmore Avenue, Rossmore.

A public meeting was held earlier this year near the Bellfield College site and attended by Council Planning Officers with a view to addressing residents' concerns. Over the past 15 months, I have regularly asked Council for information dealing with those concerns which include;

- Alleged illegal fill brought onto the site, its source, contamination issues and its possible detrimental effect(s) on the traversing natural water course.
- Adverse flooding consequences to immediate neighbours and market gardeners along the natural water course.
- Concerns over waste water treatment and its discharge at the College site, possibly affecting the traversing natural water course and downstream consumers of that water.
- To date, neither residents nor I have received information confirming or denying problems exist within the site.

The Federal Minister for Education has recently instigated an inquiry into Federal Education Funding spending by Bellfield College. In light of pending Federal and State Government enquiries relating to various issues including constructions works at the College, my questions are:

- 1. Has Council made any significant progress into previously raised concerns (as per the public meeting) of alleged illegal fill, its source, possible contamination and construction works not part of the original DA application as confirmed by the private certifier PCA for the site?**

These matters are being investigated and a notice period has been given. We are working towards a solution and as such, Bellfield College have made a commitment to address the issues raised. It is my understanding that Council has requested the documentation below and the grace period for supplying that documentation expires next week.

Once in possession of all the information, Officers will make recommendations for a way forward.

- Historical survey plans of the entire site with spot levels to illustrate the topography of the site originally.
- Copies of the approved conceptual plans approved by the Taskforce as part of the original applications to the Taskforce.

- Copies of the structural/engineering details associated with the Construction Certificate plans associated with Taskforce approvals (Note: the CC plans form the 'consent' but are important to review as they usually involve minor variations from the conceptual plans).

Works-as-executed plans to illustrate the site condition as constructed/alterd, to date.

2. Has Council investigated the concerns of residents for the onsite water treatment and its discharge or leaching into the traversing water course?

Council officers (Health) inspected the property on 08/05/2012 in company of a residential owner. No evidence of onsite sewerage management system failure.

3. What action does Council intend to take to address any DA breaches found?

Letter was issued to the College which resulted in the above commitments for supply of information.

4. Has Council produced a report on the results of the public meeting and its availability?

This meeting was not a "public meeting" rather a meeting facilitated by Council Officers with concerned residents regarding their concerns raised in relation to unauthorised works. The meeting also provided Council Officers with an opportunity to clarify the scope of the modification application that was being publically exhibited at the same time.

No specific report was produced.

ITEM NO: QWNO 09
FILE NO: 2013/03333
SUBJECT: QUESTIONS WITH NOTICE - CLR STANLEY

1. **Please provide a list of all current reviews, reports, and other pieces of work that may directly affect the Liverpool CBD. (e.g. the traffic study etc)**
2. **The amounts allocated to complete the reports (and from where such allocation is made.)**
3. **Estimates of when such reports are due back to Council.**
4. **Can you please advise the date that the plan made for Bigge Park was presented to Council (which was subsequently deferred), the length of the community consultation and the cost if available of making that plan?**

ITEM NO: QWNO 10
FILE NO: 2013/0333
SUBJECT: QUESTION WITH NOTICE - CLR SHELTON

On 30 October 2013 Council in its general meeting purported by Mayoral minute to establish a 'Master Plan Steering Committee', being a committee of Council. This Committee apparently met on 4 November 2013 at 4:30pm after approximately one hour's notice was given by email to Councillors. Regulation 262 of the *Local Government (General) Regulation, 2005* provides: *Notice of committee meetings to be given:*

- 1) *The general manager of a council must send to each councillor, at least three days before each meeting of the committee, a notice specifying:*
 - (a) *the time and place at which and the date on which the meeting is to be held, and*
 - (b) *the business proposed to be transacted at the meeting.*
- 2) *However, notice of less than three days may be given of a committee meeting called in an emergency.*

It is also noted in passing that the relevant Mayoral minute contained language to the effect that meetings of this committee could be convened as 'required' as determined by the Mayor.

1. **Who convened the meeting?**
2. **When was it convened?**
3. **Was there an emergency? If so, what?**
4. **What was the interval between when the meeting was convened and when notice of as much was given, and were there any circumstances that may have affected the giving of notice.**
5. **Who attended, and of those who attended was any objection raised as to the short notice.**
6. **Is it disputed the meeting was convened in breach of Reg. 262 of the *Local Government (General) Regulation, 2005*, and if not what implication does that have for any business purportedly transacted at that meeting and what steps have been taken to ensure future committee meetings are properly convened with proper notice thereof being given.**

7. Has any external advice been sought in relation to the creation of this committee, the convening of its first meeting, and the giving of notice in relation thereto?

THE MEETING CLOSED AT 8:11PM



**MINUTES OF THE ORDINARY MEETING
OF THE 18 DECEMBER 2013
ADJOURNED TO THE 23 DECEMBER 2013**

PRESENT:

Mayor Ned Mannoun
Deputy Mayor Hadid
Councillor Balloot
Councillor Hadchiti
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Mr Farooq Portelli, Chief Executive Officer
Ms Julie Hately, Executive Director
Ms Toni Averay A/Executive Director
Ms Billie Sankovic, Group Manager Strategy and Executive
Mr Mathew Walker, Group Manager Business Excellence
Ms Kiersten Fishburn, Group Manager Community and Culture
Mr Gino Belsito, Group Manager City Presentation
Ms Nadia Napoletano, Group Manager Governance
Mr Michael Cullen, Group Manager Economy and Engagement
Mr Raj Autar, Group Manager Infrastructure and Environment
Ms Carole Todd, A/Group Manager Planning and Growth

The meeting commenced at 6:06pm

OPENING 6:06PM

PRAYER The Prayer and Affirmation of Council was read by:
Manoj Chacko from Liverpool South Anglican Church

APOLOGIES Clr Waller

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

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

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

That Council move into closed session pursuant to the provisions of Section 10A(2)(a) of the Local Government Act to discuss *personnel matters concerning particular individuals (other than councillors)*.

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

All staff and members of the public left the chambers.

Deputy Mayor Hadid, Councillors Hadchiti, Harle, Shelton and Stanley left the chambers at 6.12pm.

A quorum was not achieved. In accordance with clause 9 of Council's Code of Meeting Practice, the Mayor adjourned the meeting to 6.45pm.

The Mayor opened the meeting at 6.45pm. The Mayor, Councillors Balloot, Karnib, Mamone and Ristevski were present in the Chambers at 6.45pm.

A quorum was not achieved. In accordance with clause 9 of Council's Code of Meeting Practice, the Mayor re-adjourned the meeting to 7.45pm.

The Mayor opened the meeting at 7.45pm. The Mayor, Councillors Balloot, Karnib, Mamone and Ristevski were present in the Chambers at 7.45pm.

As a quorum was not achieved within half an hour after the time designated for the holding of the meeting, in accordance with clause 9 of Council's Code of Meeting Practice, the Mayor adjourned the meeting at 8.15pm and fixed the adjourned meeting to 4.00pm, Monday 23 December 2013, at Council Chambers.

Remaining items will be dealt with when the meeting continues on 23 December 2013.

The Ordinary Meeting of Wednesday, 18 December 2013 adjourned at 8.15pm on Wednesday, 18 December 2013 resumed at 4.06pm on Monday, 23 December 2013.

PRESENT:

Mayor Ned Mannoun
Deputy Mayor Hadid
Councillor Balloot
Councillor Hadchiti
Councillor Harle
Councillor Karnib
Councillor Mamone
Councillor Ristevski
Councillor Shelton
Councillor Stanley
Mr Farooq Portelli, Chief Executive Officer
Ms Julie Hately, Executive Director
Ms Billie Sankovic, Group Manager Strategy and Executive
Mr Mathew Walker, Group Manager Business Excellence
Ms Kiersten Fishburn, Group Manager Community and Culture
Mr Gino Belsito, Group Manager City Presentation
Ms Nadia Napoletano, Group Manager Governance
Mr Michael Cullen, Group Manager Economy and Engagement

CONDOLENCES Nil

CONFIRMATION OF MINUTES

That the minutes of the Ordinary Council meeting held on 27 November 2013 and the minutes of the Extraordinary Council meeting held on 2 December 2013 be confirmed as a true record of that meeting.

Motion: **Moved: Cllr Stanley** **Seconded: Cllr Mamone**

That Council:

1. Adopt the minutes of the Ordinary Council meeting held on 27 November 2013 and they be confirmed as a true record of that meeting.
2. Adopt the minutes of the Extraordinary Council meeting held on 2 December 2013 and they be confirmed as a true record of that meeting upon clarification of the recording with respect to Item GMPG 02 on page 6 of the minutes.

Note: The recording with respect to Item GMPG 02 on page 6 of the minutes clarifies that the minutes are a true and correct record.

DECLARATIONS OF INTEREST

Clr Mammone declared a less than significant, non-pecuniary interest in the following item:

Item IHAP 03: Development Application DA-920/2012: Retail Centre (Operating As A Retail Outlet Centre)

Reason: The applicant is a donor to the Liberal Party. It is non-pecuniary non-significant interest in that neither I nor my campaign benefited from the donation.

Clr Mammone will not leave the Chambers for the duration of this item.

Clr Balloot declared a less than significant, non-pecuniary interest in the following item:

Item IHAP 03: Development Application DA-920/2012: Retail Centre (Operating As A Retail Outlet Centre)

Reason: The applicant is a donor to the Liberal Party. It is non-pecuniary non-significant interest in that neither I nor my campaign benefited from the donation.

Clr Balloot will not leave the Chambers for the duration of this item.

Clr Ristevski declared a less than significant, non-pecuniary interest in the following item:

Item IHAP 03: Development Application DA-920/2012: Retail Centre (Operating As A Retail Outlet Centre)

Reason: The applicant is a donor to the Liberal Party. It is non-pecuniary non-significant interest in that neither I nor my campaign benefited from the donation.

Clr Ristevski will not leave the Chambers for the duration of this item.

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

Item IHAP 03: Development Application DA-920/2012: Retail Centre (Operating As A Retail Outlet Centre)

Reason: The applicant is a donor to the Liberal Party. It is non-pecuniary non-significant interest in that neither I nor my campaign benefited from the donation.

Item IHAP 05: Modification to development consent DA2876/2001: Educational establishment (Al Amanah College)

Reason: The applicant purchased tickets and attended the fundraising dinner in Liverpool Liberal NSW Division. The amount to my knowledge was under the reportable donation.

Item GMGO 02: Proposed Acquisition of Lot 146 Dp 659653, 11 Newbridge Road, Chipping Norton under the Moorebank Voluntary Acquisition Scheme

Reason: The applicant purchased tickets and attended the fundraising dinner in Liverpool Liberal NSW Division. The amount to my knowledge was under the reportable donation.

Item GMPG 02: Proposed Boundary Realignment at 40 Church Road Denham Court and Related Planning Controls

Reason: Applicant has made a donation to the Liberal Party NSW. The amount to my knowledge was under the reportable donation.

Deputy Mayor Hadid will not leave the Chambers for the duration of these items.

Clr Hadchiti declared a less than significant, non-pecuniary interest in the following item:

Item IHAP 03: Development Application DA-920/2012: Retail Centre (Operating As A Retail Outlet Centre)

Reason: The applicant is a donor to the Liberal Party. It is non-pecuniary non-significant interest in that neither I nor my campaign benefited from the donation.

Item IHAP 05: Modification to development consent DA2876/2001: Educational establishment (Al Amanah College)

Reason: The applicant purchased tickets and attended the fundraising dinner in Liverpool Liberal NSW Division. The amount to my knowledge was under the reportable donation.

Item GMGO 02: Proposed Acquisition of Lot 146 Dp 659653, 11 Newbridge Road, Chipping Norton under the Moorebank Voluntary Acquisition Scheme

Reason: The applicant purchased tickets and attended the fundraising dinner in Liverpool Liberal NSW Division. The amount to my knowledge was under the reportable donation.

Item GMPG 02: Proposed Boundary Realignment at 40 Church Road Denham Court And Related Planning Controls

Reason: Applicant has made a donation to the Liberal Party NSW. The amount to my knowledge was under the reportable donation.

Clr Hadchiti will not leave the Chambers for the duration of these item.

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

Item IHAP 03: Development Application DA-920/2012: Retail Centre (Operating As A Retail Outlet Centre)

Reason: The applicant is a donor to the Liberal Party. It is non-pecuniary non- significant interest in that neither I nor my campaign benefited from the donation.

Mayor Mannoun will not leave the Chambers for the duration of this item.

PUBLIC FORUM

Presentation – (Items not on agenda)

Nil

Representation – (Items on agenda)

1. Mr John Karasmanis addressed Council on the following item:

IHAP 04 Modification to development consent DA-586/2006 modification to seek to increase hours of operation

Motion: **Moved: Deputy Mayor Hadid** **Seconded: Clr Harle**

That a three minute extension of time be given to Mr John Karasmanis.

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

2. Mr Garry Dunn addressed Council on the following item:

GMPG 02 Proposed boundary realignment at 40 Church Rd Denham Court and related planning controls

3. Mr Wissam Saad addressed Council on the following item:

IHAP 05 Modification to development consent DA2876/2001: Educational establishment (Al Amanah College)

4. Mr Frank Di Bartolo addressed Council on the following item:

IHAP 01 Development Application DA-1217/2012: Demolition of existing structures and construction of a mixed use development

MAYORAL MINUTE

Subject: Proposal to deliver a Surf Life Active camp in Liverpool

Report:

Surf Life Active is a physical fitness and health program that is primarily designed to address obesity. The program is delivered 5 days a week during the school term period of a calendar year. This amounts to 200 sessions per year, with up to 27 participants per session. The program is completely free to participants, and a booking system is provided through the Surf Life Active website for residents to book into individual sessions. All residents need to do to participate is book into a session on-line and attend the session. The types of sessions that can be provided are cross-training, boxing, games or yoga. The types of sessions can be varied between different terms to provide a range of fitness options throughout the year.

In addition to delivery of the fitness program, Surf Life Active helps participants to monitor their progress through periodic measuring and fitness tests. This data would also be provided to Council in the form of a Health, Fitness and Motivation Map to assist with evaluating the success of the program.

The cost of the year-long camp is \$16,000. Council is also required to provide access to an outdoor venue for the camp at no cost.

The Surf Life Active camp would help Council deliver on Direction 3 of the Community Strategic Plan – Healthy Inclusive City:

- 3.a Fostering social inclusion, strengthening the local community and increasing opportunities for people who experience barriers
- 3.c Improving health, wellbeing and encouraging an active community
- 3.d Delivering high quality accessible services.

As the Liverpool city centre continues to increase in population, it will become even more important to ensure that residents living in high-density housing, and who may not be able to afford gym memberships, have access to programs that encourage a healthy and active lifestyle. Surf Life Active represents a great opportunity for this Council to meet the needs of our community and promote a healthy lifestyle to all of Liverpool's residents and visitors.

According to recently released data from the Australian Diabetes Council, Liverpool has the highest rate of diabetes in NSW. This means Liverpool needs to take action to support people to achieve a healthy life. The Surf Life Active program will help to achieve these goals through free opportunities for Liverpool residents to get health advice, join in activities and develop and achieve their personal health goals.

Surf Life Active camps will be delivered in a number of local government areas in NSW. Current provision of camps is as follows:

- Sutherland Shire Council – will be operating two camps
- Willoughby Council – will be operating two camps
- City of Sydney – confirmed use of parklands for one camp
- Discussions underway with Randwick, Pittwater, Manly councils

As a leading proactive Council, Liverpool would be the first local government area in Western Sydney to deliver a Surf Life Active camp. In this way, we would be ahead of the curve in delivering innovative programs in response to the health and well-being needs of our city. As a regional city, it is important for Liverpool to showcase such innovation and responsiveness to local needs.

If approved, the Surf Life Active camp would commence on Monday 17 February 2014 at Bigge Park.

Recommendation:

That Council:

1. Allocates \$16,000 from the Councillor Reserve to deliver a Surf Life Active camp, commencing in February 2014.
2. Delivers the camp at Bigge Park to make it accessible to Liverpool suburb residents and workers in Liverpool's city centre and further activate the park.
3. Works with Surf Life Active to secure corporate sponsorship for additional Surf Life Active Camps to be delivered in other parts of the Liverpool local government area.
4. Promotes the camp on Council's webpage and through advertisements in the local press.

Motion: **Moved: Mayor Mannoun**

That the recommendation be adopted.

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

MAYORAL MINUTE

Subject: Congratulations Councillor Ali Karnib

Report:

Councillors are aware of the bushfires that destroyed homes and businesses in western Sydney in October. In a Mayoral Minute on 30th October we agreed to donate \$10,000 in support of the fire victims. One of our own has gone beyond the call for the bushfire victims.

Councillor Ali Karnib as President of the Lebanese Community Council which is the umbrella group for 28 community organisations in NSW organised a fundraiser at the Summerland Restaurant at Bankstown raising over \$8,000. The funds will be presented to the Salvation Army on 19th December and I am sure it will be put to good use by the Salvos.

On behalf of Council I want to congratulate Councillor Karnib for his efforts and thank him for representing the Council and Liverpool in such a positive and generous way.

Recommendation:

That Council congratulate Councillor Ali Karnib for his successful fundraising efforts as the President of the Lebanese Community Council in aid of the victims of the recent NSW bushfires.

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: NOMO 01
FILE NO: 2013/0346
SUBJECT: LIVERPOOL LOCAL ENVIRONMENTAL PLAN 2008 (LLEP 2008)

RECOMMENDATION

That a report be prepared for the February 2014 Council meeting that details the rationale behind the imposition of maximum size restrictions in rural areas, and the merits and challenges of adjusting the maximum size in each of the rural zones.

COUNCIL DECISION

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

That Council:

1. Prepares a report for the March 2014 Council meeting that details the rationale behind the imposition of maximum size restrictions in rural areas, and the merits and challenges of adjusting the maximum size in each of the rural zones and relevant Development Control Plans.
2. Prepares a report for the March 2014 Council meeting regarding inconsistencies in zonings within the area bounded by, but not limited to, Hoxton Park Road, Hume Highway, Cowpasture Road, Flowerdale Road, Nuwarra Road, Moorebank Avenue, Heathcoate Road and Newbridge Road.
3. Clarifies discrepancies between IN1 and IN2 zones in Prestons.

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

INDEPENDENT HEARING AND ASSESSMENT PANEL REPORT

ITEM NO: IHAP 01
FILE NO: DA-1217/2012
SUBJECT: DEVELOPMENT APPLICATION DA-1217/2012: DEMOLITION OF EXISTING STRUCTURES AND CONSTRUCTION OF A MIXED USE DEVELOPMENT

RECOMMENDATION

That Council:

1. Approves Development Application DA-1217/2012 for the demolition of existing structures and construction of a mixed use development at 58-60 Macquarie Street, Liverpool.
2. Notifies interested parties of Council's decision.

COUNCIL DECISION

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

That Council defer this item to the end of the meeting.

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

ITEM NO: IHAP 02
FILE NO: DA-866/2013
SUBJECT: DEVELOPMENT APPLICATION DA-866/2013: RESIDENTIAL
SUBDIVISION AND THE CONSTRUCTION OF DWELLINGS

RECOMMENDATION

That Council:

1. Approves Development Application DA-866/2013 for the residential subdivision and construction of 10 detached dwellings and two attached dwellings at Lot 1 DP 1177440, 1770 Camden Valley Way, Edmondson Park subject to the revised conditions of consent.
2. Supports the variation to Clause 4.1 - Minimum Lot Size made pursuant to Clause 4.6 of Liverpool Local Environmental Plan 2008.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Deputy Mayor Hadid**

That Council:

1. Approves Development Application DA-866/2013 for the residential subdivision and construction of 10 detached dwellings and two attached dwellings at Lot 1 DP 1177440, 1770 Camden Valley Way, Edmondson Park subject to the revised conditions of consent and subject to verification of section 94 contributions.
2. Supports the variation to Clause 4.1 - Minimum Lot Size made pursuant to Clause 4.6 of Liverpool Local Environmental Plan 2008.

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

Councillors voted unanimously for this motion.

ITEM NO: IHAP 03
FILE NO: DA-920/20
SUBJECT: DEVELOPMENT APPLICATION DA-920/2012: RETAIL CENTRE
(OPERATING AS A RETAIL OUTLET CENTRE)

RECOMMENDATION

That Council:

1. Approves Development Application DA-920/2012 at Lot 121 DP 876962 being 5 Viscount Place, Lot 101 DP 1043160 being 10 Orange Grove Road, Lot 201 DP 268862 being Lot 201 Viscount Place and Lot 2 DP 1088280 being 12 Homepride Avenue, Warwick Farm.
2. Notifies interested parties of Council's decision.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr 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 04
FILE NO: DA-586/2006A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA-586/2006A:
 MODIFICATION SEEKS TO INCREASE HOURS OF OPERATION

RECOMMENDATION

That Council:

1. Approves modification to Development Consent DA-586/2006A (as amended) subject to the revised conditions of consent.
2. Advises interested parties of Council decision.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Deputy Mayor Hadid**

That Council:

1. Approves modification to Development Consent DA586/2006A (as amended) in relation to shop 1 only subject to the revised conditions of consent which are to incorporate the following changes to conditions:
 - a. Condition 3.3

The hours of operation are to be limited to occur as per the following table:

Days and Activity	Hours of Operation
Shop operation: Monday, Tuesday, Thursday and Fridays	7:00am - 7:00pm
Shop operation: Wednesday	7:00am - 9:00pm
Shop operation: Saturday	7.00am to 5.00pm
Shop operation: Sunday and Public Holidays	8:30am to 3.00pm

<p>Staff:</p> <p>Monday to Sunday (including public holidays)</p>	<p>5:00am – closing time + 2 hours but no later than 10:00pm.</p> <p>The owners and staff that arrive prior to the opening times are to park in the parking bays adjacent to Fifteenth Avenue to avoid any noise impact on residential properties.</p>
<p>Cleaners:</p> <p>Monday to Sunday (including public holidays)</p>	<p>To be restricted to a maximum of three cleaners and are to occur within 2.5 hours after the shop has closed</p>
<p>Deliveries:</p> <p>Monday to Saturday</p>	<p>All deliveries are to be made in accordance with the following:</p> <ul style="list-style-type: none"> • Monday to Friday: 7am to 7pm • Saturday 8am to 7pm <p>No Deliveries on Sunday or Public holidays.</p>

Within two months from the date of commencement of the extended hours of operation as approved under modification application DA-586/2006A, the acoustic fence is to be fixed to eliminate any existing gaps.

A compliance certificate or similar is to be submitted to Liverpool City Council confirming that the acoustic fence has been fixed to contain no gaps and that the noise levels prescribed by the acoustic report are achieved. This compliance certificate is to be prepared by a qualified acoustic consultant.

2. Notes that Development Consent is required for the consolidation and continued use of shop 2 and 3 and that the applicant has given an undertaking to lodge a new Development Application by the end of January 2014.
3. Advises interested parties of Council's decision.

Amendment:

Moved: Cllr Mamone

Seconded: Ristevski

That Council:

1. Approves modification to Development Consent DA586/2006A (as amended) subject to the revised conditions of consent which are to incorporate the following changes to conditions:
 - a. Condition 3.3

The hours of operation are to be limited to occur as per the following table:

Days and Activity	Hours of Operation
Shop operation: Monday, Tuesday, Thursday and Fridays	7:00am - 7:00pm
Shop operation: Wednesday	7:00am - 9:00pm
Shop operation: Saturday	7.00am to 5.00pm
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Staff: Monday to Sunday (including public holidays)	5:00am – closing time + 2 hours but no later than 10:00pm. The owners and staff that arrive prior to the opening times are to park in the parking bays adjacent to Fifteenth Avenue to avoid any noise impact on residential properties.
Cleaners: Monday to Sunday (including public holidays)	To be restricted to a maximum of three cleaners and are to occur within 2.5 hours after the shop has closed

<p>Deliveries:</p> <p>Monday to Saturday</p>	<p>All deliveries are to be made in accordance with the following:</p> <ul style="list-style-type: none"> • Monday to Friday: 7am to 7pm • Saturday 8am to 7pm <p>No Deliveries on Sunday or Public holidays.</p>
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Within two months from the date of commencement of the extended hours of operation as approved under modification application DA-586/2006A, the acoustic fence is to be fixed to eliminate any existing gaps.

A compliance certificate or similar is to be submitted to Liverpool City Council confirming that the acoustic fence has been fixed to contain no gaps and that the noise levels prescribed by the acoustic report are achieved. This compliance certificate is to be prepared by a qualified acoustic consultant.

2. Notes that Development Consent is required for the consolidation and continued use of shop 2 and 3 and that the applicant has given an undertaking to lodge a new Development Application by the end of January 2014.
3. Advises interested parties of Council's decision.

Foreshadowed Motion: Moved: Clr Stanley Seconded: Deputy Mayor Hadid

That Council defer this item.

On being put to the meeting the amendment moved by Clr Mamone was declared CARRIED and become the Motion and was CARRIED and the foreshadowed motion moved by Clr Stanley lapsed.

Voted for: Mayor Mannoun, Clr Balloot, Hadchiti, Harle, Karnib, Mamone, Ristevski and Shelton.

Against: Deputy Mayor Hadid and Clr Stanley

ITEM NO: IHAP 05
FILE NO: DA-2876/2001/A
SUBJECT: MODIFICATION TO DEVELOPMENT CONSENT DA2876/2001:
EDUCATIONAL ESTABLISHMENT (AL AMANAH COLLEGE)

RECOMMENDATION

That Council:

1. Approves modification application DA-2876/2001/A for the following works only:
 - Deletion of the approved Nagle Street bus bay;
 - Deletion of the approved car pick up and drop off area along Speed Street; and
 - Alterations and additions to the Nagle Street front entrance and gate.
2. Issues correspondence to the applicant advising that a Building Certificate is to be lodged for the unauthorised construction works and that a new Development Application be required for the other components of the modifications.
3. Notifies interested parties of Council's decision.

COUNCIL DECISION

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

That Council:

1. Approves section 96 modification Application A-2876/2001/A proposing internal and external alterations and additions to the existing building and modifications to the original conditions of consent including permanent increase of student numbers from 450 to 600 students and increase in the number of staff by 10, relocation of the approved bus bay to Speed street and subject to conditions of consent.
2. Notify in writing the persons who made a submission with regard to the proposed development of Council's decision.

Clr Shelton left the chambers at 5:24pm.

Voted For: Mayor Mannoun, Deputy Mayor Hadid, Clrs Balloot, Hadchiti, Karnib, Mamone and Ristevski.

Against: Clrs Harle and Stanley.

Note: Clr Shelton was absent from the chambers when this motion was voted on.

Clr Mamone left the chambers at 5:25pm and returned to the Chambers at 5:31pm.

Clr Mamone left the chambers at 5:40pm.

Clr Balloot left the chambers at 5:40pm and returned to the Chambers at 5:42pm.

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

That Council bring forward item GMBE 01.

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

BUSINESS EXCELLENCE REPORT

ITEM NO: GMBE 01
FILE NO: 2005/2473
SUBJECT: ANNUAL FINANCIAL REPORTS 2012/2013

RECOMMENDATION

That Council allows Council's auditor, Mr Dennis Banicevic from PricewaterhouseCoopers (PWC) to make a presentation in respect of Council's audited 2012/2013 Financial Reports.

COUNCIL DECISION

Motion: **Moved: Mayor Mannoun** **Seconded: Ristevski**

That the recommendation be adopted.

On being put to the meeting the motion was CARRIED.

Council's auditor, Mr Dennis Banicevic from PricewaterhouseCoopers (PWC) made a presentation in respect of Council's audited 2012/2013 Financial Reports.

Clr Mamone returned at 5:49pm

Deputy Mayor Hadid and Clr Stanley left the chambers at 5:50pm

*Mayor Mannoun left the chambers at 5:52pm and Clr Mamone took the chair.
Mayor Mannoun returned to the chambers at 5:54pm and Clr Mamone vacated the chair.*

Deputy Mayor Hadid returned to the chambers at 5:55pm.

Clr Stanley returned to the chambers at 5:58pm.

Motion: **Moved: Mayor Mannoun**

That Council have a fifteen minute recess at 6:00pm.

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

Council meeting resumed at 6:26pm.

CHIEF EXECUTIVE OFFICER REPORT

ITEM NO: CEOR 01
FILE NO: 2010/1548
SUBJECT: MOOREBANK INTERMODAL

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Authorises the Chief Executive Officer to continue discussions in regard to the proposed Federal Government compulsory land acquisitions and resulting consequences.
3. Continues to maintain its opposition to the location of the proposed Moorebank Intermodal.
4. 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 Council is conducting (or proposes to conduct) business.

COUNCIL DECISION

Motion: **Moved: Cllr Harle** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: CEOR 02
FILE NO: 2012/0369
SUBJECT: DELEGATION OF AUTHORITY – CHRISTMAS NEW YEAR

RECOMMENDATION

That Council:

1. Subject to the restrictions under Section 377 of the Local Government Act 1993, grants delegated authority to the Mayor and General Manager to determine matters reserved for Council from 18 December 2013 until the first scheduled Ordinary Meeting on 5 February 2014.
2. Receives a report from the General Manager of matters determined under this delegation at its meeting on 5 February 2014.

COUNCIL DECISION

Motion: **Moved: Clr Stanley** **Seconded: Clr Karnib**

That Council:

1. Subject to the restrictions under Section 377 of the Local Government Act 1993, grants delegated authority to the Mayor and General Manager to determine matters reserved for Council from 18 December 2013 until the first scheduled Ordinary Meeting on 5 February 2014.
2. Receives a report from the General Manager of matters determined under this delegation at its meeting on 5 February 2014.
3. Receives notification, sent to all Councillors, within 8 business hours should this delegation be acted on.

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

ITEM NO: CEOR 03
FILE NO: 2009/0972
SUBJECT: APPOINTMENT OF EXECUTIVE DIRECTOR

RECOMMENDATION

That Council:

1. Receives and notes the report and consultation made in the appointment of a senior officer in accordance with Section 337 of the Act; and
2. Allows the Chief Executive Officer to consult with the Council on the process of the recruitment for the appointment of Executive Director.

COUNCIL DECISION

Motion: **Moved: Deputy Mayor Hadid** **Seconded: Cllr Stanley**

That Council withdraw this report and not consider this matter in accordance with clause 15(10)(b) of Council's Code of Meeting Practice.

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

EXECUTIVE DIRECTOR REPORT

ITEM NO: DIRS 01
FILE NO: 2013/4018
SUBJECT: BETTER PRACTICE REFORM PROJECTS

RECOMMENDATION

That Council:

1. Allocates funds from the Organisational Reform Reserve, Property Development Reserve and Councillor Reserve to fund initiatives as outlined in the confidential report.
2. Keeps confidential the information supplied in the confidential report in accordance with section 10A(2)(c) as the 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: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council defer this item to the end of the meeting and move into Closed Session to discuss this item pursuant to the provision section 10A(2)(c) of the Local Government Act 1993 as the information 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.

PLANNING AND GROWTH REPORT

ITEM NO: GMPG 01
FILE NO: 2013/0134
SUBJECT: WARWICK FARM RACING PRECINCT DEVELOPMENT APPLICATION DELEGATIONS

RECOMMENDATION

That Council delegates the determination of all Development Applications within the Warwick Farm Racing Precinct bounded by the Hume Highway, Cabramatta Creek, Georges River and the railway line to the General Manager.

COUNCIL DECISION

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

That Council:

1. Notes its previous motion on this matter could not be implemented
2. Notes all development applications within the Warwick Racing Precinct bounded by the Hume Highway, Cabramatta Creek, Georges River and the railway line is reviewed by the relevant Executive Director prior to that development application being forwarded for determination by the relevant authority.

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

Councillors voted unanimously for this motion

ITEM NO: GMPG 02
FILE NO: DA-1696/2012
SUBJECT: PROPOSED BOUNDARY REALIGNMENT AT 40 CHURCH ROAD
DENHAM COURT AND RELATED PLANNING CONTROLS

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Notes that a site-specific or circumstance-specific clause could be proposed through an application for an amendment to the LLEP 2008 to facilitate the development sought through DA-1696/2012.

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Stanley**

That Council:

1. Receives and notes report.
2. Prepares an amendment to the LLEP 2008 to incorporate the provisions of the sample clause shown in the attachment 1 of the report.

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

Councillors voted unanimously for this motion

ITEM NO: GMSE 01
FILE NO: 2013/3225
SUBJECT: REPORT ON FINDINGS OF THE CONSULTATION REGARDING
 PROPOSED BADGERYS CREEK AIRPORT SITE

RECOMMENDATION

That Council:

1. Receives and notes the report.
2. Re-assesses its position regarding an airport at Badgerys Creek as a result of widespread community support.
3. Seeks the establishment of a multi-government authority/taskforce where Council is an integral member.

COUNCIL DECISION

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

That Council:

1. Receives and notes the report.
2. Based upon extensive community consultation and the future of Liverpool as the regional city of south west Sydney, supports Badgerys Creek as the site of Sydney’s second international airport on the conditions that:
 - A comprehensive Environmental Impact Statement is undertaken engaging the Council and community.
 - The Federal Government commit to funding related essential infrastructure including road and rail connections.
3. Seeks the establishment of a multi-government taskforce to coordinate planning of the new airport.
4. Presents this report and Council’s position to the Federal Government.
5. Continues to advocate on behalf of south western Sydney on the second airport issue.
6. Lobbies the Federal Government to undertake that a minimum of 20 per cent of the jobs are sourced from the Local Government Area.
7. Notes that the Deloitte Access Economics report estimates 28,000 more jobs in western Sydney of which 20,000 will be in the Liverpool local government area.

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

Councillors Karnib, Shelton and Stanley requested that their name be recorded as voting against the motion

ITEM NO: GMBE 02
FILE NO: LIRS3
SUBJECT: LOCAL INFRASTRUCTURE RENEWAL SCHEME ROUND 3

RECOMMENDATION

That Council:

1. Submits an application for an interest rate subsidy in Round 3 of the Local Infrastructure Renewal Scheme by 5.00pm on 31 December 2013 for the projects identified in the report.
2. Reports back in 2014 on the outcome of the applications.

COUNCIL DECISION

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

That the recommendation be adopted.

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

Note: This matter was rescinded and replaced at the same meeting – see page 55.

ITEM NO: GMBE 03
FILE NO: 2007/1892
SUBJECT: STATUTORY INVESTMENT REPORT NOVEMBER 2013

RECOMMENDATION

That Council receives and notes the report.

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.

ECONOMY AND ENGAGEMENT REPORT

ITEM NO: GMEE 01
FILE NO: 2007/1445
SUBJECT: COMMUNITY STRATEGIES AND PLANS

RECOMMENDATION

That Council:

1. Adopts the Youth Strategy Action Plan 2013-2017, dated December 2013.
2. Adopts the Disability Strategy Action Plan 2013-2017, dated December 2013.
3. Adopts the LEAPS Multicultural Action Plan 2013-2014, dated December 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Stanley** **Seconded: Deputy Mayor Hadid**

That the recommendation be adopted.

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

ITEM NO: GMEE 02
FILE NO: 2012/3188
SUBJECT: AUSTRALIA DAY AWARDS PANEL RECOMMENDATIONS

RECOMMENDATION

That Council:

1. Endorse the recommended award recipients as proposed in the confidential attachment.
2. Keep the report supplied under separate cover containing the recommended award recipients confidential, pursuant to the provisions of section 10A(2)(c) of the Local Government Act (1993).
3. Include a new award called Senior Citizen Award in Australia Day Awards Policy and Nomination Form and Guidelines from 2015.
4. Review the Australia Day Awards policy to include the timeline for awards, scoring of recipients, movement between awards and other operational improvements.

COUNCIL DECISION

Motion: **Moved: Deputy Mayor Hadid** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: GME 03
FILE NO: 2011/0683
SUBJECT: CLOSED CIRCUIT TELEVISION (CCTV) GOVERNANCE

RECOMMENDATION

That Council

1. Receives and notes this report.
2. Adopts the Closed Circuit Television (CCTV) in Public Spaces Code of Practice.
1. Notes that a Memorandum of Understanding between Council and Police is being drafted and will be negotiated and finalised with NSW Police.
2. Notes that a CCTV operational committee will be established to oversee CCTV operations, in line with good practice governance mechanisms for CCTV.
3. Notes that Standard Operating Procedures will be produced to guide the ongoing operations of the Public Safety CCTV Program.

COUNCIL DECISION

Motion: **Moved: Cllr Mamone** **Seconded: Cllr Balloot**

That the recommendation be adopted.

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

GOVERNANCE REPORT

ITEM NO: GMGO 01
FILE NO: 2012/3578
SUBJECT: LEGAL SERVICES POLICY

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Adopts the Legal Services Policy as attached to this report.

COUNCIL DECISION

Motion: **Moved: Deputy Mayor Hadid** **Seconded: Cllr Harle**

That the recommendation be adopted.

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

ITEM NO: GMGO 02
FILE NO: 2011/4909
SUBJECT: PROPOSED ACQUISITION OF LOT 146 DP 659653, 11 NEWBRIDGE ROAD, CHIPPING NORTON UNDER THE MOOREBANK VOLUNTARY ACQUISITION SCHEME

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 146 DP 659653, 11 Newbridge Road, Chipping Norton under the provisions of the Moorebank Voluntary Acquisition Scheme on the 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 the Council is conducting (or proposes to conduct) business; and
3. Authorises its delegated officer to execute any documents, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

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

That Council defer this item to the end of the meeting and move into Closed Session to discuss this item pursuant to the provisions of section 10A(2)(c) of the Local Government Act 1993 as the information 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.

ITEM NO: GMGO 03
FILE NO: 2012/3573
SUBJECT: REVIEW OF CODE OF CONDUCT AND CODE OF CONDUCT PROCEDURES

RECOMMENDATION

That Council:

1. Receives and notes this report.
2. Adopts the Code of Conduct and Code of Conduct Procedures attached to this report.

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.

INFRASTRUCTURE AND ENVIRONMENT REPORT

ITEM NO: GMIE 01
FILE NO: 2005/0541
SUBJECT: GEORGES RIVER ESTUARY
COASTAL ZONE MANAGEMENT PLAN

RECOMMENDATION

That Council adopts the Georges River Estuary Coastal Zone Management Plan.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: GMIE 02
FILE NO: 2005/0603
SUBJECT: LIVERPOOL CITY CENTRE - TRAFFIC STUDY

RECOMMENDATION

That Council receives and notes the contents of the report.

COUNCIL DECISION

Motion: **Moved: Clr Harle** **Seconded: Clr Stanley**

That the recommendation be adopted.

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

ITEM NO: GMIE 03
FILE NO: 2010/1763
SUBJECT: TENDER WT2287 - RENEWAL OF AIR CONDITIONING AND VENTILATION SYSTEM AT THE LIVERPOOL CITY LIBRARY

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That Council defer this item to the end of the meeting and move into Closed Session to discuss this item 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.

COMMITTEE REPORTS

ITEM NO: COMM 01
FILE NO: 2012/4147
SUBJECT: ENVIRONMENT ADVISORY COMMITTEE MEETING MINUTES OF 11
NOVEMBER 2013

RECOMMENDATION

That Council Notes the reports and minutes from the Environment Advisory Committee Meeting held on 11 November 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchitti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 02
FILE NO: 2013/0223
SUBJECT: LIVERPOOL ACCESS COMMITTEE MINUTES OF MEETING HELD 14
NOVEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Liverpool Access Committee meeting held on 14 November 2013.
2. Investigates mechanisms by which to provide priority service for people with a disability and older people at the customer service centre.
3. Writes a letter of thanks to Liverpool Plaza regarding the upgrade of the accessible toilet.
4. Provides funds to update the Liverpool Mobility Map.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchitti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 03
FILE NO: 2013/1879
SUBJECT: LIVERPOOL CITY CENTRE REVITALISATION COMMITTEE MINUTES
FOR MEETING HELD 12 NOVEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Centre Revitalisation Committee meeting held on 12 November 2013.

COUNCIL DECISION

Motion: **Moved: Clr Hadchitti** **Seconded: Clr Mamone**

That Council:

1. Receives and notes the minutes of the Liverpool City Centre Revitalisation Committee meeting held on 12 November 2013.
2. Amends the minutes to reflect that Clr Shelton attended the meeting.

That the recommendation be adopted.

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

ITEM NO: COMM 05
FILE NO: 2005/0603
SUBJECT: LOCAL TRAFFIC COMMITTEE MINUTES OF MEETING HELD ON 6 NOVEMBER 2013

RECOMMENDATION

That Council:

1. Notes the minutes of the LTC meeting held on 6 November 2013.
2. Adopts the following recommendations of the LTC meeting held on 6 November 2013:
 - a. Item 1 - Kurrajong Road/Old Kurrajong Road intersection, Casula - Proposed Roundabout
 - A roundabout be provided at the intersection of Kurrajong Road and Old Kurrajong Road, Casula subject to the design and the associated line marking and signposting being in accordance with Austroads Guidelines and RMS Australian Standards (AS) Supplements.
 - A revised drawing showing regulatory signs and line marking, in accordance with Austroads Design Guidelines to be forwarded to the voting members for their information, prior to implementation
 - All stake-holders be advised accordingly.
 - b. Item 2 - Pacific Palms Circuit, Hoxton Park - Proposed Combined Children's Crossing
 - The existing Marked Foot Crossing on Pacific Palms Circuit be upgraded to a Combined Children's Crossing, in compliance with Australian Standards and RMS AS Supplements (with the existing hold lines being relocated to 6 metres either side of the existing crossing)
 - Hoxton Park Public School be advised of the upgrade and the School Principal be requested to sign the Children's Crossing Flags agreement.
 - c. Item 3 - Nuwarra Road, Chipping Norton - Proposed Combined Children's Crossing
 - The existing Marked Foot Crossing on Nuwarra Road be upgraded to a Combined Children's Crossing in order for it to be in compliance with Australian Standards and RMS Australian Standards Supplements subject to the identified modifications being made to the design drawing.
 - A revised drawing addressing the above changes be re-submitted to the voting members for their information prior to implementation.

- St Joseph's Catholic Primary School be advised of the upgrade and the School Principal be requested to sign the Children's Crossing Flags agreement.
- d. Item 4 - Gill Serviceway, Liverpool - Proposed One-Way Traffic Arrangement
- A one-way traffic flow arrangement be implemented in Gill Serviceway (eastbound), entering Gill Avenue and exiting Rose Street, as well as parking restrictions on the southern side of the serviceway.
 - The implementation of the proposed one-way scheme with associated sign postings and pavement markings must be in accordance with Australian Standards and RMS AS Supplements.
 - The scheme is to be funded by developer of 3/50 Rose Street, at no cost to Council.
 - All stake-holders be advised accordingly of Council's decision.
- e. Item 5 - Sandringham Drive, Cecil Hills - Proposed Pedestrian Crossing
- A pedestrian crossing be provided in Sandringham Drive.
 - The design of the facility including all regulatory signs and line marking shall be in accordance with Australian Standards and RMS Australian Standards Supplements.
 - The provision of a footpath along the eastern side of the access road to the school to be considered for implementation in the short to medium term.
- f. Item 6 - Kingsford Smith Avenue and Flynn Avenue Intersection, Middleton Grange - Proposed Roundabout
- A roundabout be provided at the intersection of Kingsford Smith Avenue and Flynn Avenue Intersection, Middleton Grange.
 - The speed profile along the section of Kingsford Smith Avenue close to the intersection be monitored (for a period of six months) and if required, speed cushions be installed.

- g. Item 7 - Kingsford Smith Avenue, Middleton Grange - Proposed Raised Threshold at Children's Crossing
- A Children's crossing be installed with all appropriate signs and markings.
 - The proposed facility is to be funded and constructed by Thomas Hassall Anglican College.
 - All stake-holders be advised of this outcome.
- h. Item 8 - Bigge Street and Speed Street Intersection, Liverpool - Minor Intersection Treatment
- Median islands be provided with additional Stop Signs on the Speed Street approaches to the intersection of Bigge Street and Speed Street, Liverpool (in accordance with Austroads Guidelines and RMS AS Supplements).
 - Council continue to investigate an appropriate intersection treatment, in consultation with the RMS, and report back to Committee.
- i. Item 9 - Castlereagh Street, Liverpool CBD - Proposed Pedestrian Crossing Facility
- A pedestrian refuge be provided in Castlereagh Street in accordance with Australian Standards and RMS Australian Standards Supplements.
- j. Item 10 - Hall Circuit, Middleton Grange - Proposed Combined Children's Crossing
- The existing Marked Foot Crossing on Hall Circuit be upgraded to a Combined Children's Crossing in accordance with Austroads, Australian Standards and RMS Australian Standards Supplements.
 - Middleton Grange Public School be notified of the upgrade and the School Principal sign the Children's Crossing Flags agreement.
- k. Item 11 - Pacific Palms Circuit, Hoxton Park - Proposed Children's Crossing
- A Children's Crossing be provided in Pacific Palms Circuit in accordance with Austroads, Australian Standards and RMS Australian Standards Supplements.
 - Malek Fahd Islamic School be notified of the implementation of the Children's Crossing and the School Principal sign the Children's Crossing Flags agreement at no cost to Council.
 - All stake-holders be advised.

- i. Item 12 - Costco Crossroads - Traffic Facilities
 - Pedestrian Refuge Islands be provided and signposted along the section of Beech Road and Parkers Farm Place fronting Costco as per the attached plan and in accordance with RMS and AS 1742.10 guidelines).
 - No Stopping parking restrictions and pavement markings be provided along the section of Beech Road and Parkers Farm Place as per the attached plan.
- j. Item 13 - Proposed Local Traffic Committee Meeting Dates for 2014
 - The following dates be accepted for LTC meetings in 2014 and these dates be placed in Council's corporate diary.
 - Wednesday, 22 January 2014
 - Wednesday, 19 March 2014
 - Wednesday, 14 May 2014
 - Wednesday, 16 July 2014
 - Wednesday, 29 September 2014
 - Wednesday, 5 November 2014

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: COMM 06
FILE NO: 2006/0983
SUBJECT: LIVERPOOL SPORTS COMMITTEE MINUTES OF MEETING 26
SEPTEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Liverpool City Sports Committee meeting held on 26 September 2013.

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: COMM 07
FILE NO: 2012/4154
SUBJECT: TOURISM AND EVENTS COMMITTEE MEETING HELD ON 4
DECEMBER 2013.

RECOMMENDATION

That Council:

1. Notes the minutes from the Tourism and Events Committee meeting held on 4 December 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchitti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 08
FILE NO:
SUBJECT: BUDGET AND FINANCE COMMITTEE MINUTES OF MEETING HELD
 ON 4 DECEMBER 2013

RECOMMENDATION

That Council:

1. Receives and notes the minutes of the Budget and Finance Committee meeting held on 4 December 2013.
2. Includes the Whitlam Centre Refurbishment its submission for funding under the Local Infrastructure Renewal Scheme Round 3

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Cllr Mamone**

That the recommendation be adopted.

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

ITEM NO: COMM 09
FILE NO: 2012/3789
SUBJECT: ECONOMIC DEVELOPMENT COMMITTEE MINUTES OF MEETING
HELD 4 DECEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Economic Development Committee meeting held on 4 December 2013.

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: COMM 10
FILE NO: 2009/1515
SUBJECT: ABORIGINAL CONSULTATIVE COMMITTEE MEETING
MINUTES HELD ON 6 NOVEMBER 2013

RECOMMENDATION

That Council receives and notes the minutes of the Aboriginal Consultative Committee meeting held on 6 November 2013.

COUNCIL DECISION

Motion: **Moved: Cllr Hadchiti** **Seconded: Deputy Mayor Hadid**

That Council:

1. Receives and notes the minutes of the Aboriginal Consultative Committee meeting held on 6 November 2013.
2. Allocates \$2,000 from the Councillor Reserve to assist with an activity to be held in Liverpool for remembrance of the National Apology.

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

ITEM NO: IHAP 01
FILE NO: DA-1217/2012
SUBJECT: DEVELOPMENT APPLICATION DA-1217/2012: DEMOLITION OF EXISTING STRUCTURES AND CONSTRUCTION OF A MIXED USE DEVELOPMENT

RECOMMENDATION

That Council:

1. Approves Development Application DA-1217/2012 for the demolition of existing structures and construction of a mixed use development at 58-60 Macquarie Street, Liverpool.
2. Notifies interested parties of Council's decision.

COUNCIL DECISION

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

That Council defer this item.

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

Councillors voted unanimously on this matter.

Clr Hadchiti left the Chambers at 7:20pm
Clr Hadchiti returned to the Chambers at 7:22pm

Clr Harle and Clr Hadchiti left the chambers at 7:26pm.

ITEM NO: NOMR 01
FILE NO: LIRS3
SUBJECT: LOCAL INFRASTRUCTURE RENEWAL SCHEME ROUND 3

RECOMMENDATION

That Council rescind the motion as carried at its ordinary meeting of 18 December 2013 regarding GMBE 02 Local Infrastructure Renewal Scheme Round 3.

Councillors Ristevski, Mamone and Balloot.

COUNCIL DECISION

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

That Council:

1. Submits an application for an interest rate subsidy in Round 3 of the Local Infrastructure Renewal Scheme by 5.00pm on 31 December 2013 for the projects identified in the report.
2. Reports back in 2014 on the outcome of the applications.
3. Notes that the city centre Revitalisation projects proposed to be funded by LIRS application will be funded over the ten year period by the Town Centre Improvement Fund (TIF) levy upon commercial properties only.

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

Motion: Moved: Mayor Mannoun

That Council move into Closed Session:

1. To consider confidential reports and information tabled at the meeting.
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:
 - 2.1 Section 10(A)(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.
 - 2.2 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. That the correspondence and reports relevant to the subject business be withheld from access to the media and public as required by Section 11(2) of the *Local Government Act* 1993.

On being put to the meeting the motion was declared CARRIED

Council closed its meeting at 7.55pm. The public and media left the chamber.

ITEM NO: DIRS 01
FILE NO: 2013/4018
SUBJECT: BETTER PRACTICE REFORM PROJECTS

RECOMMENDATION

That Council:

- 1. Allocates funds from the Organisational Reform Reserve, Property Development Reserve and Councillor Reserve to fund initiatives as outlined in the confidential report.
- 2. Keeps confidential the information supplied in the confidential report in accordance with section 10A(2)(c) as the 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 Harle**

That Council:

- 1. Allocates funds of \$285,000 from the Organisational Reform Reserve, and \$400,000 from the Property Development Reserve and \$75,000 from the Councillor Reserve to fund initiatives as outlined in the confidential report, conditional to Council receiving a further report at the February meeting that includes further details and timelines.
- 2. Seek clarification if the item needs to remain confidential.

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

ITEM NO: GMGO 02
FILE NO: 2011/4909
SUBJECT: PROPOSED ACQUISITION OF LOT 146 DP 659653, 11 NEWBRIDGE ROAD, CHIPPING NORTON UNDER THE MOOREBANK VOLUNTARY ACQUISITION SCHEME

RECOMMENDATION

That Council:

1. Approves the acquisition of Lot 146 DP 659653, 11 Newbridge Road, Chipping Norton under the provisions of the Moorebank Voluntary Acquisition Scheme on the 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 the Council is conducting (or proposes to conduct) business; and
3. Authorises its delegated officer to execute any documents, under Power of Attorney necessary to give effect to this decision.

COUNCIL DECISION

Motion: **Moved: Cllr Ristevski** **Seconded: Cllr Balloot**

That Council defer this item to seek further advice with respect to:

1. How long has the land been vacant.
2. What is it land currently zoned.
3. How does this valuation compare in square metre to the last acquisition undertaken by Council.

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

ITEM NO: GMIE 03
FILE NO: 2010/1763
SUBJECT: TENDER WT2287 - RENEWAL OF AIR CONDITIONING AND VENTILATION SYSTEM AT THE LIVERPOOL CITY LIBRARY

RECOMMENDATION

That Council adopts the recommendation put forward in the confidential report provided under separate cover.

COUNCIL DECISION

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

That council reject all tenders and go out and re-tender.

Foreshadowed Motion: **Moved: Clr Stanley** **Seconded: Clr Harle**

That Council:

1. Accepts the tender from Integral Electrical Engineering Co. Pty. Ltd. WT2287 – Renewal of Air Conditioning and Ventilation Systems at Liverpool City Library for the lump sum of \$1,441,925 GST inclusive.
2. Makes public its decision regarding tender WT2287 Renewal of Air Conditioning System at Liverpool City Library.
3. 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.
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.

Clr Ristevski withdrew his motion.

On being put to the meeting the foreshadowed motion moved by Clr Stanley was declared CARRIED.

Councillors voted unanimously for this motion.

Motion: **Moved: Mayor Mannoun**

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 8.45pm. The public and media entered the Chamber.

The following resolutions of Council, while the meeting was closed to the public was ready to the meeting by the Chairperson:

- | | | |
|----------|---------|--|
| Item No: | DIRS 01 | BETTER PRACTICE REFORM PROJECTS |
| Item No: | GMGO 02 | PROPOSED ACQUISITION OF LOT 146 DP 659653, 11 NEWBRIDGE ROAD, CHIPPING NORTON UNDER THE MOOREBANK VOLUNTARY ACQUISITION SCHEME |
| Item No: | GMIE03 | TENDER WT2287 - RENEWAL OF AIR CONDITIONING AND VENTILATION SYSTEM AT THE LIVERPOOL CITY LIBRARY |

THE MEETING CLOSED AT 8.50PM