

**MINUTES OF THE ORDINARY MEETING  
HELD ON 27 FEBRUARY 2019**

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**PRESENT:**

Mayor Wendy Waller  
 Councillor Ayyad  
 Councillor Balloot  
 Councillor Hadchiti  
 Councillor Hadid  
 Councillor Hagarty  
 Councillor Harle  
 Councillor Kaliyanda (arrived at 6.30pm)  
 Councillor Karnib  
 Councillor Rhodes  
 Councillor Shelton  
 Ms Kiersten Fishburn, Chief Executive Officer  
 Mr Tim Moore, Director City Economy and Growth / Deputy CEO  
 Mr Chris White, Director City Corporate  
 Ms Tina Sangiuliano, Acting Director City Community and Culture  
 Dr Eddie Jackson, Director City Deal  
 Mr Peter Patterson, Director City Presentation  
 Mr Raj Autar, Director City Infrastructure and Environment

The meeting commenced at 6.00pm.

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**OPENING**

6.00pm.

**ACKNOWLEDGMENT OF COUNTRY,  
PRAYER OF COUNCIL AND  
AFFIRMATION TO BE READ BY**

The prayer of the Council was read by Pastor Ragy Atalla from Liverpool Presbyterian Arabic Church.

**NATIONAL ANTHEM**

The National Anthem, recorded and performed by Rebecca Ferro was played at the meeting.

**APOLOGIES**

Nil







4. **Domenic Penna** addressed Council on the following item:

**EGROW 07** Post Exhibition Report Liverpool Local Environmental Plan 2008 – Draft Amendment 54 (Reclassification of Community Land and rezoning of Part Lot 10 DP 1162812) Hammondville Park, Hammondville.

**Motion:**                      **Moved: Clr Rhodes**                      **Seconded: Clr Hadchiti**

That a three minute extension of time be given to the speaker.

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

5. **Jeff Gibbs** addressed Council on the following item:

**EGROW 07** Post Exhibition Report Liverpool Local Environmental Plan 2008 – Draft Amendment 54 (Reclassification of Community Land and rezoning of Part Lot 10 DP 1162812) Hammondville Park, Hammondville.

6. **Mohamed El Dardiry** from Architecture Design Studio (NSW) P/L on behalf of the applicant addressed Council on the following item:

**EGROW 06** Proposed Amendment to Liverpool Local Environmental Plan 2008 – Rezoning of land at 4-8 Hoxton Park Road, Liverpool.

**MAYORAL REPORT**

**ITEM NO:** MAYOR 01  
**FILE NO:** 048338.2019  
**SUBJECT:** Re-Establishment of Sister City Relationship with Calabria

At the Council meeting of 26 July 1993, a Mayoral Minute was presented that proposed the establishment of a Sister City relationship between Calabria and Liverpool. In part this was proposed due to community of Italians generally and Calabrians specifically who have made Liverpool their home. The Motion was supported by Council and in November of that year a formal agreement between the two cities was signed.

Over the years of that agreement, there have been sporadic connections made between Calabria and Liverpool. These have included visits from dignitaries from Calabria to Liverpool and delegations from Council visiting Calabria. In 2011 during my previous term as Mayor, I visited Calabria at my own expense.

In February 2015, Council hosted a Calabrian delegation visiting Australia to a morning tea at Casula Powerhouse. The visiting group consisted of Father Rocco from St Francis of Paola Monastery (Calabria Italy) and his Religious Assistant (also a Journalist), Assunta Orlando. Whilst in Sydney Father Rocco conducted a mass for the Italian community devotees of St Francis at Mount Carmel Church in Liverpool.

At that time the Calabrian delegates and local Italian business people in attendance expressed a desire for the re-establishment of the Sister City relationship.

In February 2016, Council resolved that Officers were to reconnect with our sister city in Calabria to explore opportunities to develop and enhance the cultural relationship between the two cities in ways that are mutually beneficial, including a delegation from Council to attend Calabria.

An invitation has now been received to participate in the Calabrian Sister City program anticipating a visit to Rocella in early July 2019 for a cultural festival, which includes a blessing of the fleet and other cultural activities.

**RECOMMENDATION**

**Motion:** **Moved: Mayor Waller**

That Council:

1. Acknowledge the invitation and receive a more detailed report at the March meeting of Council on cultural connections between Rocella and Liverpool; and



Liverpool's moto which proudly sits on our Crest is "Without God everything is in vain". Therefore we should do everything possible to assist in building places where the Love of our Creator is taught.

This motion calls on Council to be true to their word and honour the arrangements previously agree to.

**NOTICE OF MOTION** (submitted by Clr Ayyad)

That Council:

1. Honour the original price and terms as agreed to with the St George & Prince Theodore Coptic Orthodox Church - Liverpool as per the attached email sent by Council (in closed cover);
2. Assist the St George & Prince Theodore Coptic Orthodox Church - Liverpool in all matters relating to their development application and rezoning (if required) to make for the time lost over the last 10 years from when this matter started; and
3. Thank all of the committee and congregation members from St George & Prince Theodore Coptic Orthodox Church - Liverpool for their patience in this matter and their overall contribution to Liverpool.

**Mayor Waller called a recess of Council at 6.53pm.**

**Mayor Waller reopened Council at 7.02pm with all Councillors present except Clr Balloot.**

**Clr Balloot retired from the meeting at 7.02pm.**

**COUNCIL DECISION**

**Motion:**

**Moved: Clr Ayyad**

**Seconded: Clr Hadchiti**

That Council:

1. Approve the disposal to the adjoining owner, being the Coptic Orthodox Church (NSW) Property Trust, of land at McLean Street, Liverpool, consisting of parcels of land identified by Council report and resolution GFSR05, item 2007/0636, on 14 September 2009:
  - a. Lot 1 DP 1246664 (closed road – "**Parcel 1**"); and
  - b. Part of Lot 17 DP 31863 (approximately 132m<sup>2</sup> in area - "**Parcel 2**").



2. Approve the disposal to the adjoining owner, being the Coptic Orthodox Church (NSW) Property Trust, of land at McLean Street, Liverpool, consisting of Part Lot 17, DP 31683 (approximately 135m<sup>2</sup> in area) as identified by Council correspondence to the Coptic Church dated 31 May 2011 (“**Parcel 3**”), reference 093036.2011.
3. That the sale price of Parcels 1 and 2 be that amount previously agreed between the parties and subject to Council resolution on 14 September 2009 (GFSR05), with adjustments in Council’s favour as necessary to cover Council’s costs of road closure and land disposal as outlined in Council’s report of 23 May 2011 (CORS 02, 2007/0636), and consistent with the following correspondence between the parties:
  - a. Letter from Council to the Coptic Church, dated 25 March 2009 (offering to sell property for stated price);
  - b. Letter from Council to the Coptic Church, dated 20 July 2009 (confirming Council’s offer to sell property for stated price); and
  - c. Letter from the Coptic Church to Council, dated 26 August 2009 (accepting Council’s offer and forming the basis of the staff report to Council GFSR05 on 14 September 2009).
4. That the sale price of Parcel 3 be a per-square-metre price consistent with Council’s most recent valuation of the “Part Tepper Park” parcels dated 29 October 2018 (undertaken by Kenny & Good Pty Ltd), and communicated to the Church on 8 January 2019 (Council reference 004527.2019).
5. That the combined sale of parcels 1, 2 and 3 be subject to the approval of a development application for subdivision and consolidation.
6. Transfer proceeds of the combined sales to the Property Development Reserve.
7. Keeps confidential this information 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.
8. Authorises its delegated officer to execute any documents, under power of attorney, necessary to give effect to this decision.
9. That all valuations are deemed valid for three months from the date of Council Resolution. If no exchange has taken place within three months, the land or properties are subject to further current valuations; which are then valid for three months.

10. Thank the committee and congregation members from the St George & Prince Theodore Coptic Orthodox Church Liverpool for their patience in this matter and their overall contribution to Liverpool.

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









**Vote against:** Mayor Waller\*  
Clr Hagarty  
Clr Kaliyanda  
Clr Shelton

\*Mayor Waller did not vote for or against the motion. Therefore, in accordance with Clause 36.3 of Council's Code of Meeting Practice (as shown below), she is recorded as voting against the motion:

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

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





**ITEM NO:** EGROW 06  
**FILE NO:** 026741.2019  
**SUBJECT:** Proposed Amendment to Liverpool Local Environmental Plan 2008 - Rezoning of land at 4-8 Hoxton Park Road, Liverpool

**RECOMMENDATION**

That Council:

1. Endorse the planning proposal to rezone 4-8 Hoxton Park Road, Liverpool from B6 – Enterprise Corridor to B4 – Mixed Use, subject to a detailed site contamination investigation being prepared;
2. Notes further discussions with the proponent will occur regarding a voluntary planning agreement offer for public domain improvement works and other transport related works that the proponent has outlined in their Urban Design report;
3. Forwards the planning proposal to the Department of Planning and Environment, pursuant to Section 3.34 of the Environmental Planning and Assessment Act 1979, seeking a Gateway determination;
4. Subject to Gateway determination, undertake public exhibition and community consultation in accordance with the conditions of the Gateway determination;
5. Receive a further report on the outcomes of public exhibition and community consultation; and
6. Notify the applicant of Council's decision.

**COUNCIL DECISION**

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

That Council:

1. Endorse the planning proposal to rezone 4-8 Hoxton Park Road, Liverpool from B6 – Enterprise Corridor to B4 – Mixed Use, subject to a detailed site contamination investigation being prepared;
2. Noting the additional demands for community facilities and infrastructure arising from the increased density proposed, it is Council's expectation that the LEP amendment would not proceed unless there are satisfactory arrangements to address these additional demands with appropriate public benefits;

3. Forwards the planning proposal to the Department of Planning and Environment, pursuant to Section 3.34 of the Environmental Planning and Assessment Act 1979, seeking a Gateway determination;
4. Subject to Gateway determination, undertake public exhibition and community consultation in accordance with the conditions of the Gateway determination;
5. Receive a further report on the outcomes of public exhibition and community consultation; and
6. Notify the applicant of Council's decision.

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

**Vote for:** Mayor Waller  
Clr Ayyad  
Clr Hadchiti  
Clr Hadid  
Clr Harle  
Clr Kaliyanda  
Clr Rhodes

**Vote against:** Clr Hagarty  
Clr Karnib  
Clr Shelton

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



The above motion was LOST.

\*Mayor Waller did not vote for or against the motion. Therefore, in accordance with Clause 36.3 of Council’s Code of Meeting Practice (as shown below), she is recorded as voting against the motion:

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

**Note:** Clr Balloot was not in the Chambers when this item was voted on

**Motion:**                                **Moved: Clr Hadchiti**                        **Seconded: Clr Rhodes**

That Council:

1.     Note the Gateway determination for draft Liverpool Local Environmental Plan 2008 (Amendment 54) and the results of public exhibition and community consultation;
2.     Support the making of Amendment 54, with the B6 zone removed and replaced in its entirety with RE2 and incorporate this change in a revised planning proposal and forward to the Department of Planning and Environment for finalisation; and
3.     Advise those who made a submission and attended the public hearing of Council’s decision.

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

- Vote for:**
- Mayor Waller
  - Clr Ayyad
  - Clr Hadchiti
  - Clr Hadid
  - Clr Hagarty
  - Clr Harle
  - Clr Kaliyanda
  - Clr Karnib
  - Clr Rhodes

**Vote against:** Clr Shelton

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

**ITEM NO:** EGROW 08  
**FILE NO:** 029692.2019  
**SUBJECT:** Responses to Advocacy, Liverpool's Time is Now

**RECOMMENDATION**

That Council receive and note this report.

**After Cllr Hadchiti's motion was moved, Cllr Kaliyanda declared a pecuniary interest and left the Chambers as she is a candidate for the upcoming State election and the motion refers to election policy.**

**COUNCIL DECISION**

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

That Council:

1. Note that Infrastructure Australia has listed Sydney Metro City & Southwest as a 'High Priority Project'.
2. Note that the Sydney Metro City & Southwest will provide in part:
  - a. 48 extra services in peak on the Airport & South line.
  - b. 72 extra services for each of the Western, Blue Mountains, Inner West lines & Leppington lines.
3. Note that a survey on Liverpool Listens was undertaken asking 'Do you support a metro rail extension from Bankstown to Liverpool?' which attracted 182 respondents of which 161 responded 'yes' and 21 'no'.
4. Note the media release issued by Council on the 23rd of October 2017 which in part states:

"Liverpool is missing out again," said Liverpool City Council CEO Kiersten Fishburn.  
 "People can't be made to wait decades for the infrastructure they need now. These are critical rail links which will make an enormous difference to the quality of people's lives – connecting people with jobs.  
 Already, Liverpool commuters are struggling with one of the slowest lines in Sydney, Ms Fishburn said.  
 "We desperately need express services to get people to work in reasonable time. Many residents are losing up to three hours a day commuting," she said.  
 "Mayor Wendy Waller and the councillors want the best for the city's residents which is why we have worked so hard on this issue," she said.

"We have run surveys, a petition, made expert submissions and met with countless bureaucrats and politicians. We will not stop standing up for the people of Liverpool and I would encourage members of the community to let the NSW Government know what they think."

5. Note the SMH report on the 14th of October 2015 headed 'Foley proposes Bankstown metro extension to Liverpool, Badgerys Creek which in part states 'The state opposition is calling on the government to consider extending the Bankstown line, planned to be converted to a "metro" rail link, in a straight line to Liverpool and then perhaps beyond to Badgerys Creek.
6. Note that after extensive lobbying by Council the State Government included the Metro from Bankstown to Liverpool in their plans.
7. Note that the State Labor Leader vowed mid February 2019 to spend \$8 billion to "fast-track" a new metro train line between Parramatta and the central city with some of the funds coming from cancelling the Sydney Metro City & Southwest.
8. Note that Liverpool is the Gateway to the Southwest, the third CBD and is sick of having much needed funds and links diverted to improve Parramatta.
9. Direct the CEO to immediately lobby the State Opposition Leader in all ways possible requesting that this transport project is not cancelled should his Party be elected to govern.
10. Direct the CEO to immediately commence a community awareness campaign using all means possible, not limited to print and social, voicing our outrage on the promise by the State Opposition Leader to cancel the Sydney Metro City & Southwest, should his party be elected to govern, highlighting the benefits this project would bring to our residents.
11. Direct the CEO to use funds from the Unrestricted Reserves to ensure our message is heard loud and clear.
12. Lobby for the Bankstown Metro Line to go to Liverpool.

**Clr Hagarty left the Chambers at 8.03pm.**

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

**Division called:**

**Vote for:**     Clr Ayyad  
                   Clr Hadchiti  
                   Clr Hadid  
                   Clr Harle  
                   Clr Rhodes

**Vote against:** Mayor Waller  
Clr Karnib  
Clr Shelton

**Note:** Clrs Kaliyanda, Hagarty and Balloot were not in the Chambers when this item was being voted on.

**Clr Hagarty returned to the Chambers at 8.05pm.**

**CHIEF EXECUTIVE OFFICER REPORT**

**ITEM NO:** CEO 01  
**FILE NO:** 021986.2019  
**SUBJECT:** Biannual Progress Report July – December 2018

**RECOMMENDATION**

That Council notes and receives the Biannual Progress Report which outlines the progress of the actions detailed in the Delivery Program and Operational Plan 2018-19.

**COUNCIL DECISION**

**Motion:**                              **Moved: Clr Hadchiti**              **Seconded: Clr Rhodes**

That the recommendation be adopted.

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





















## COMMITTEE REPORTS

**ITEM NO:** CTTE 01  
**FILE NO:** 025057.2019  
**SUBJECT:** Minutes of the Liverpool Pedestrian, Active Transport and Traffic Committee Meeting

## RECOMMENDATION

That Council adopts the following recommendations of the Committee:

1. Item 1 – Lucas Avenue, Moorebank, proposed pedestrian crossing facility  
 Installation of a pedestrian refuge in Lucas Avenue, Moorebank. Location of the pedestrian refuge is to be decided in consultation with the Nuwarra Public School.
2. Item 2 – Moore Street, Liverpool, changes to the existing bus transit lane
  - ‘No Right Turn’ restriction for westbound traffic on Moore Street at Bigge Street intersection.
  - Extension of the existing 10m ‘No Stopping’ restriction to 20m and additional 10m ‘No Parking’ restriction on Moore Street on the westbound approach to its intersection with Bathurst Street.
3. Item 3 – Proposed RMS pinch point program works in the Liverpool LGA
  - The sign and linemarking scheme of the proposed intersection improvements as indicated in Attachments 3.1 to 3.10 of the minutes:
  - Hoxton Park Road/Whitford Road/Spire Court intersection, Hinchinbrook, with:
    - a) Installation of edgeline marking along the western side of Whitford Road, between Hoxton Park Road and Topnot Avenue to demarcate the traffic lane and kerbside parking lane.
    - b) Installation of ‘50’ numerical pavement marking near the proposed speed limit sign.
4. Item 4 – Mallow Avenue and Second Avenue, West Hoxton – Proposed roundabout  
 Installation of a roundabout at the intersection of Mallow Avenue and Second Avenue, West Hoxton.
5. Item 5 – Memorial Avenue, Liverpool – Traffic management changes

- The installation of:
  - a) A 0.5m wide median island along Memorial Avenue between Copeland Street and Bathurst Street;
  - b) Pedestrian refuges on Castlereagh Street approaches to Memorial Avenue; and
  - c) Installation of a raised threshold at the existing marked pedestrian crossing across the left-turn slip lane off Copeland Street.
- The RMS be requested to install a 'Bus Zone' along the eastern side of the Hume Highway, south of Memorial Avenue.
- The existing 'Bus Zone' on Memorial Avenue, west of Castlereagh Street, be removed following decommissioning of the existing bus stop.

6. Item 6 - Speeding Concerns in the Liverpool LGA

- Installation of a raised threshold across Flynn Avenue between Monkton Avenue and Bonython Avenue.
- Undertake speed classification along Walder Road and Feodore Drive and investigate the need for additional traffic calming devices.
- The NSW Police Force be requested to undertake appropriate enforcement of speeding along Feodore Drive, Flynn Avenue, Walder Road and the surrounding streets.

7. Item 7 - Items approved under Delegated Authority

Notes the minor traffic facilities approved under delegated authority.

8. Item 8 - Kingsbury Road and Peronne Road, Edmondson Park - Proposed Intersection Treatment

- Notes the intersection change approved under delegated authority.
- Undertakes traffic surveys along both streets to consider the need for traffic calming devices, including a roundabout.

9. Item 9 - Liverpool Pedestrian, Active Transport and Traffic Committee Charter update

Notes the updated Liverpool Pedestrian, Active Transport and Traffic Committee Charter.

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

That Council adopts the following recommendations of the Committee: (Note: Point 10 was added at the 27 February 2019 Council meeting):

1. Item 1 – Lucas Avenue, Moorebank, proposed pedestrian crossing facility  
Installation of a pedestrian refuge in Lucas Avenue, Moorebank. Location of the pedestrian refuge is to be decided in consultation with the Nuwarra Public School.
2. Item 2 – Moore Street, Liverpool, changes to the existing bus transit lane
  - ‘No Right Turn’ restriction for westbound traffic on Moore Street at Bigge Street intersection.
  - Extension of the existing 10m ‘No Stopping’ restriction to 20m and additional 10m ‘No Parking’ restriction on Moore Street on the westbound approach to its intersection with Bathurst Street.
3. Item 3 – Proposed RMS pinch point program works in the Liverpool LGA
  - The sign and linemarking scheme of the proposed intersection improvements as indicated in Attachments 3.1 to 3.10 of the minutes:
  - Hoxton Park Road/Whitford Road/Spire Court intersection, Hinchinbrook, with:
    - a) Installation of edgeline marking along the western side of Whitford Road, between Hoxton Park Road and Topnot Avenue to demarcate the traffic lane and kerbside parking lane.
    - b) Installation of ‘50’ numerical pavement marking near the proposed speed limit sign.
4. Item 4 – Mallow Avenue and Second Avenue, West Hoxton – Proposed roundabout  
Installation of a roundabout at the intersection of Mallow Avenue and Second Avenue, West Hoxton.
5. Item 5 – Memorial Avenue, Liverpool – Traffic management changes
  - The installation of:
    - a) A 0.5m wide median island along Memorial Avenue between Copeland Street and Bathurst Street;
    - b) Pedestrian refuges on Castlereagh Street approaches to Memorial Avenue; and

- c) Installation of a raised threshold at the existing marked pedestrian crossing across the left-turn slip lane off Copeland Street.
  - The RMS be requested to install a 'Bus Zone' along the eastern side of the Hume Highway, south of Memorial Avenue.
  - The existing 'Bus Zone' on Memorial Avenue, west of Castlereagh Street, be removed following decommissioning of the existing bus stop.
6. Item 6 - Speeding Concerns in the Liverpool LGA
- Installation of a raised threshold across Flynn Avenue between Monkton Avenue and Bonython Avenue.
  - Undertake speed classification along Walder Road and Feodore Drive and investigate the need for additional traffic calming devices.
  - The NSW Police Force be requested to undertake appropriate enforcement of speeding along Feodore Drive, Flynn Avenue, Walder Road and the surrounding streets.
7. Item 7 - Items approved under Delegated Authority
- Notes the minor traffic facilities approved under delegated authority.
8. Item 8 - Kingsbury Road and Peronne Road, Edmondson Park - Proposed Intersection Treatment
- Notes the intersection change approved under delegated authority.
  - Undertakes traffic surveys along both streets to consider the need for traffic calming devices, including a roundabout.
9. Item 9 - Liverpool Pedestrian, Active Transport and Traffic Committee Charter update
- Notes the updated Liverpool Pedestrian, Active Transport and Traffic Committee Charter.
10. This Committee notes the advice from the RMS and recommends that Council write to the RMS requesting consideration be given to a heavy vehicle inspection bay, similar to bays recently installed on Narellan Road, and those existing on the Northern Road and other such roads in Metropolitan Sydney.

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

**ITEM NO:** CTTE 02  
**FILE NO:** 029712.2019  
**SUBJECT:** Minutes of the Civic Advisory Committee Meeting held 1 February 2019

**RECOMMENDATION**

That Council:

1. Receives and notes the Minutes of the Civic Advisory Committee Meeting held on 1 February 2019;
2. Endorse the recommendations in the Minutes; and
3. Adopt the amended Civic Advisory Committee Charter attached to the report.

**COUNCIL DECISION**

**Motion:** **Moved: Clr Hagarty** **Seconded: Clr Kaliyanda**

That Council:

1. Receives and notes the Minutes of the Civic Advisory Committee Meeting held on 1 February 2019;
2. Note the recommendations in the Minutes; and
3. Undertakes a review of the Charter and Membership in September.

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

1. Receives and notes the Minutes of the Civic Advisory Committee Meeting held on 1 February 2019;
2. Note the recommendations in the Minutes; and
3. Adopt the amended Civic Advisory Committee Charter attached to the report.

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

Clr Shelton asked that he be recorded as voting against the adopted motion (moved by Clr Hadchiti).

## QUESTIONS WITH NOTICE

**ITEM NO:** QWN 01

**FILE NO:** 026486.2019

**SUBJECT:** Question with Notice - Clr Kaliyanda - Single Use Plastics Reduction

Please address the following:

Does Council:

1. **Include the reduction of single use plastics, such as straws, balloons and plastic bags, within its waste education program?**

Council's waste education programs focus on household waste, particularly the waste hierarchy- Reduce, Reuse, Recycle. Waste reduction is discussed as the most desirable waste management action, encouraging waste avoidance of as much waste as possible, including but not limited to single use plastics.

In 2018 over 2,100 residents participated in a waste education workshop/event.

2. **How does this program interact with local businesses in the area, particularly those within the hospitality sector?**

Council endorses the Bin Trim Program, a free education program for local businesses under the Environmental Protection Agency. The Bin Trim program provides free help and support to NSW businesses to maximise their recycling and minimise their waste to landfill and may also help save time and money, while considering the environment. This program educates local business on reuse and recycling.

3. **Have a policy or focus of reducing use of these plastics during Council run or sponsored events?**

There has been a cross-departmental working group running since late last year on the issue of single-use plastics.

We are looking at how the organisation can reduce the use of plastic. The initial focus is internal – with a view to a more outward focus once our own plastic is reduced.

Recently, we have been successful in encouraging staff to supply their own dishware for barbecue events held at Moore Street and Rose Street locations.

We are also looking at how we can encourage staff to reduce plastic use daily through container re-use, plus how we can manage sustainable procurement (ie responsibly

sourced items)

Currently, the working group is discussing policy development in this area.

**4. Actively seek funding that could assist in reducing our waste footprint?**

Council actively seeks funding to assist with waste reduction. A good example being the Love Food Hate Waste program funded by the Environmental Protection Agency. This education program focuses on reducing food waste, encourages environmentally friendly food storage and promotes avoidance of single-use plastics; i.e. cling-wrap and ziplock bags.

**ITEM NO:** QWN 02  
**FILE NO:** 036986.2019  
**SUBJECT:** Question with Notice - Clr Hagarty - Small Streets

### **Background**

Liverpool has many small suburban streets. When vehicles park on the verge in these streets they are fined. When they park in these small streets, occasionally garbage trucks are unable to pass.

Please address the following:

What is the minimum width a street needs to be for a garbage truck to pass:

- With no cars parked in it?
- If a car is parked on one side?
- If cars are parked on either side?

**A response to these Questions with Notice will be provided in the 27<sup>th</sup> March 2019 Council Business Papers.**





**ITEM NO:** NOM 02  
**FILE NO:** 036947.2019  
**SUBJECT:** Clean Air For Liverpool

## **BACKGROUND**

Earlier this month Doctors for the Environment (DEA) released a report entitled 'Clean Air for New South Wales: 2018 Update'.

The report found that fine and coarse particle air pollution was getting worse across the State. Liverpool was the worst place in New South Wales for fine particle air pollution, measuring 10.1 micrograms per cubic metre of air.

Fine particle air pollution is linked to heart disease, stroke, diabetes, low birth weight for babies, and restricted lung growth in children.

With the Moorebank Intermodal on the way and Western Sydney Airport set to open without a fuel line, the amount of diesel fuelled trucks in our LGA is set to substantially increase and with it, fine particle air pollution.

## **NOTICE OF MOTION** (submitted by Cllr Hagarty)

That Council:

1. Report back within 6 months on the most effective ways to:
  - Monitor and report on air quality in the Liverpool LGA.
  - Improve air quality in the Liverpool LGA.
  - Fund these activities (e.g. State or Federal funding).
  
2. Write to the relevant State and Federal Ministers expressing Council's concerns about the report's findings and seek responses to the report's recommendations, namely:
  - Modernising coal power stations to require the capture of sulphur dioxide and nitrogen dioxide.
  - Better pollution checks to remove high air pollution emitting vehicles from our roads.
  - Higher fees for the existing Load Based Licensing system for industry, so that they better reflect the health costs imposed on the community.
  - Restrictions on the installation and use of wood fired heaters in urban areas.

**COUNCIL DECISION****Motion:****Moved: Cllr Hagarty****Seconded: Cllr Rhodes**

That Council:

1. Report back within 6 months on the most effective ways to:
  - Monitor and report on air quality in the Liverpool LGA.
  - Improve air quality in the Liverpool LGA.
  - Fund these activities (e.g. State or Federal funding).
  
2. Write to the relevant State and Federal Ministers expressing Council's concerns about the report's findings and seek responses to the report's recommendations, namely:
  - Modernising coal power stations to require the capture of sulphur dioxide and nitrogen dioxide.
  - Better pollution checks to remove high air pollution emitting vehicles from our roads.
  - Higher fees for the existing Load Based Licensing system for industry, so that they better reflect the health costs imposed on the community.
  - Restrictions on the installation and use of wood fired heaters in urban areas.
  
3. Investigate potential revisions to the DCP that:
  - Investigate obligatory requirements to install equipment and procedures to capture air quality data on an hourly basis that is to be available to Council upon request for all new manufacturing facilities that risk emitting pollutants into the air.
  - All existing manufacturing facilities who risk air quality to have installed within 5 years equipment and procedure to capture the air quality data on an hourly basis and for that to be available to Council upon request.
  
4. Investigate the number of trees required to ensure the Liverpool LGA is carbon neutral.
  
5. Write to all MP's State and Federal to support changes to the legislation that:
  - Will ensure that all manufacturing facilities at risk of emitting air pollutants must install air monitoring equipment and procedure to capture data on an hourly basis that is to be available to the EPA and Councils upon request with statutory limits that are enforceable through stringent fines or possible closure of operation.

- Remove cars that do not comply with current emission regulations with the exception of vintage registered vehicles, in order to take high polluting vehicles off the road.
- Introduce tax initiatives to encourage the up-take of electric powered vehicles in order to phase out the reliance on fossil fuels.

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

That Council:

1. Engages a suitably qualified consultant to peer review the air quality report by Dr Ben Altwood, whilst incorporating other data from local reports and Council's air quality monitoring data, and report these findings back to the Intermodal Committee.
2. Investigate the number of trees required to ensure the Liverpool LGA is carbon neutral.
3. Report back within 6 months on the most effective ways to:
  - Monitor and report on air quality in the Liverpool LGA.
  - Improve air quality in the Liverpool LGA.
  - Fund these activities (e.g. State or Federal funding).

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

Clr Hadchiti asked that he be recorded as voting against the motion.

**ITEM NO:** NOM 04  
**FILE NO:** 037277.2019  
**SUBJECT:** Inclusion of all Correspondence in and out from CEO's and Mayor's Office, Council Managers and Councillors into the Monthly Council Agenda

**BACKGROUND**

In previous meetings of Liverpool Council it was a meeting procedure to include all correspondence in and out of the CEO Office.

This transparent and honest noting of all correspondence assisted Council in addressing all issues of concern as well as fully informing all councillors and constituents of issues before Council.

Currently there is no correspondence reporting from the Mayor's office and although the CEO does a CEO report to all Councillors, that information is considered confidential and so is not reported to constituents and there is no accountability that all correspondence received or sent is being reported on.

In instances where the correspondence is considered to be confidential those items would be declared in the confidential section of each meeting.

The tabling of all Council correspondence will restore the opportunity for all councillors to be fully informed and enable them to better perform with due diligence their representation of the local community for which they were elected to do.

The inclusion of all correspondence in and out of Council is in the best interest of honesty, transparency it is in the best interest of the local community and is in the best interest of better engagement practice with all councillors and the constituents they were elected to serve.

**NOTICE OF MOTION** (submitted by Cllr Rhodes)

That Council:

1. Reinstigate the process of reporting to Council those items and matters currently contained within the Correspondence Register in the weekly CEO Update to councillors, including those items of correspondence directed to be sent by resolution of Council, and any relevant replies received;

- 2. Also report the following additional items of correspondence to Council on a monthly basis:
  - a. Circulars from the OLG pertaining to matters of strategic importance to the Council;
  - b. Ministerial directions relating to matters of strategic importance to the Council.
- 3. Ensure that any item reported to Council as a result of this motion that contains confidential information, or personal/private information, be reported in the confidential section of the Council meeting agenda.

**COUNCIL DECISION**

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

That Council:

- 1. Reinstitute the process of reporting to Council those items and matters currently contained within the Correspondence Register in the weekly CEO Update to councillors, including those items of correspondence directed to be sent by resolution of Council, and any relevant replies received;
- 2. Also report the following additional items of correspondence to Council on a monthly basis:
  - a. Circulars from the OLG pertaining to matters of strategic importance to the Council;
  - b. Ministerial directions relating to matters of strategic importance to the Council.
- 3. Ensure that any item reported to Council as a result of this motion that contains confidential information, or personal/private information, be reported in the confidential section of the Council meeting agenda.

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

That Council receives and notes the report.

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

**Division called** (for the motion moved by Clr Rhodes):

**Vote for:** Clr Harle  
                  Clr Rhodes  
                  Clr Shelton

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Chairperson

**Vote against:** Mayor Waller

- Clr Ayyad
- Clr Hadchiti
- Clr Hadid
- Clr Hagarty
- Clr Karnib
- Clr Kaliyanda

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

**Clr Rhodes left the Chambers at 9.03pm.**

**CONFIDENTIAL ITEMS**

**ITEM NO:** CONF 01  
**FILE NO:** 327458.2018  
**SUBJECT:** BMX Track Powell Park - unauthorised importation of contaminated waste

**RECOMMENDATION**

That Council note the report concerning the remediation of contaminated fill at Powell Park.

**COUNCIL DECISION**

**Motion:**                                   **Moved: Clr Hadchiti**                   **Seconded: Clr Hagarty**

That the recommendation be adopted.

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



**ITEM NO:** CONF 02  
**FILE NO:** 018361.2019  
**SUBJECT:** Review of Four Day Week for Outdoor Staff

**Motion:** **Moved: Cllr Hadchiti** **Seconded: Cllr Karnib**

That this matter be considered at the end of this meeting in Closed Session pursuant to the provisions of Section 10A(2)(a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than Councillors).

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

**Clr Rhodes returned to the Chambers at 9.05pm.**

**ITEM NO:** CONF 03

**FILE NO:** 032887.2019

**SUBJECT:** Closing and Transfer of a Temporary Road that is part of the Bernera Road/Croatia Avenue extension at Edmondson Park.

**RECOMMENDATION**

That Council:

1. Close the temporary public road identified as Lot 1 in DP 1129337 located on Croatia Avenue at the intersection with Camden Valley, Edmondson Park;
2. Transfer the closed temporary public road identified as Lot 1 in DP 1129337 to the Original Subdivider (Owner) or the Original Subdivider's (Owner's) successor in title;
3. Authorises its Delegated Officer/s to execute any documentation, under Power of Attorney, necessary to give effect to this decision; and
4. Keeps confidential this Report pursuant to the provisions of Section 10(A)(2)(c) of the *Local Government Act 1993* as it contains information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

**COUNCIL DECISION**

**Motion:**

**Moved: Clr Hagarty**

**Seconded: Clr Kaliyanda**

That the recommendation be adopted.

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

**ITEM NO:** CONF 04  
**FILE NO:** 036969.2019  
**SUBJECT:** Carl Wulff

**Motion:** **Moved: Cllr Hagarty** **Seconded: Cllr Hadchiti**

That this item be considered at the end of the meeting in Closed Session pursuant to the provisions of S10A(2)(a) of the Local Government Act 1993 because it contains personnel matters concerning particular individuals (other than Councillors)

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

**Prior to moving into Closed Session, the Mayor adjourned the meeting for a recess at 9.06pm.**

**COUNCIL IN CLOSED SESSION**

Mayor Waller reopened the meeting at 9.15pm in Closed Session to consider items CONF 02 (Review of Four Day Week for Outdoor Staff), CONF 04 (Carl Wulff) and NOM 01 (Personnel Matters – Council in Closed Session) pursuant to the provisions of S10(A)(2) (a) of the Local Government Act 1993 because the items contain personnel matters concerning particular individuals (other than Councillors)

**ITEM NO:** CONF 02  
**FILE NO:** 018361.2019  
**SUBJECT:** Review of Four Day Week for Outdoor Staff

**Clr Hadid left the Chambers at 9.20pm.**

**COUNCIL DECISION**

**Motion:** **Moved: Clr Hadchiti** **Seconded: Clr Ayyad**

That Council receive and note the report and allocate adequate resources to allow the CEO to establish Key Performance Indicators in conjunction with the four day working week arrangement.

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

Councillors voted unanimously for this motion.

**Note:** Clrs Hadid and Balloot were not in the Chambers when this item was voted on.

**Clr Hadid returned to the Chambers at 9.25pm.**

**ITEM NO:** CONF 04  
**FILE NO:** 036969.2019  
**SUBJECT:** Carl Wulff

**COUNCIL DECISION**

**Motion:** **Moved: Clr Hagarty** **Seconded: Clr Kaliyanda**

That Council receive and note the verbal report of the CEO.

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

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**ITEM NO:** NOM 01  
**FILE NO:** 028916.2019  
**SUBJECT:** Personnel Matters – Council In Closed Session

**COUNCIL DECISION**

**Motion:** **Moved: Clr Hagarty** **Seconded: Clr Hadchiti**

That Council receive and note the verbal report made by the CEO

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

**Motion:** **Moved: Clr Hagarty** **Seconded: Clr Hadchiti**

That Council move back into Open Session.

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

Council moved back into Open Session at 10.53pm.

Mayor Waller then read out the motions which were passed in Closed Session relating to CONF 02, CONF 04 and NOM 01 (as shown on pages 52, 53 and 54).

**THE MEETING CLOSED AT 10.54pm.**

<Signature>

Name: Wendy Waller

Title: Mayor

Date: 27 March 2019

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 27 February 2019. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

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