

## MINUTES OF THE ORDINARY MEETING HELD ON 29 SEPTEMBER 2021

### PRESENT:

Mayor Wendy Waller

Councillor Ayyad (arrived at 6.30pm)

Councillor Balloot

Councillor Hadchiti

Councillor Hadid

Councillor Hagarty

Councillor Harle

Councillor Kaliyanda

Councillor Karnib

Councillor Rhodes

Councillor Shelton

Dr Eddie Jackson, Chief Executive Officer

Mr George Hampouris, Acting Director Corporate Services

Ms Tina Bono, Acting Director Community and Culture

Mr David Smith, Acting Director Compliance and Planning

Mr Peter Diplas, Acting Director City Presentation

Mr Raj Autar, Director Infrastructure and Environment

Mr John Morgan, Director, Commercial Development and Economy

Ms Jennifer Chenhall, General Counsel, Manager Governance, Legal and Procurement

Ms Ellen Whittingstall, Internal Ombudsman

Mr Vishwa Nadan, Chief Financial Officer

Mr George Georgakis, Manager Council and Executive Services

Ms Maree Stewart, Coordinator Council and Executive Services (minutes)

The meeting commenced at 6.00pm

## STATEMENT REGARDING WEBCASTING OF MEETING

The Mayor reminded everyone that in accordance with Council's Code of Meeting Practice, the meeting is being livestreamed.

ACKNOWLEDGMENT OF COUNTRY, PRAYER OF COUNCIL AND AFFIRMATION TO BE READ BY The prayer of the Council was read by Dr Eddie Jackson, Chief Executive Officer.

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Nil.

### **CONDOLENCES**

Nil.

### **CONFIRMATION OF MINUTES**

Motion: Moved: CIr Hadchiti Seconded: CIr Hadid

That the minutes of the Ordinary Meeting held on 25 August 2021 be confirmed as a true record of that meeting, subject to the following change (which is shown below in bold):

Point 2 of the resolution for Item NOM 06 Rates (from the Council meeting 25 August 2021) which is shown below in full, be amended to read:

### That Council:

- 1. Direct the CEO to immediately exhibit its intentions for the minimum statutory period required, for a one-off grant of financial assistance equivalent to 10% of the person/s annual rates payable, with a minimum grant of \$150 and maximum grant of \$300, to a person/persons who own property within the Liverpool Local Government Area that fits within the definition of residential use, subject to criteria that includes but is not limited to:
  - The property being used solely for owner occupier purposes;
  - All owners have claimed and been granted a government COVID disaster payment 2021;
  - The property is in the name of an individual(s); and
  - Excludes owners or persons that have applied under the Hardship provisions due to COVID.
- 2. Direct the CEO to immediately exhibit its intentions for the minimum statutory period for a one-off grant of \$50, to a person/s who own properties that sit within the definition of residential that currently receive the pensioner rate rebate. Note that grants will only be approved for people who apply for the grant;
- Direct the CEO to present a report back to Council in the September 2021 meeting, with clear instructions on how persons who meet the criteria can apply for the grant;

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- 4. Direct the CEO to ensure that immediately following the report to Council, that applications can be submitted via electronic means and in person should COVID restrictions allow for in person submission;
- 5. Close applications for this grant at the end of October on the proviso that applications are opened no later than the 1<sup>st</sup> of October; and
- 6. Direct the CEO to update Councillors at the October briefing session on applications received to that date.

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

## **DECLARATIONS OF INTEREST**

**CIr Harle** declared a non-pecuniary, significant interest in the following item:

Item: PLAN 06 Revised draft Warwick Farm Racing Precinct Structure Plan, Planning

Proposal and Contributions Plan

**Reason:** CIr Harle has family in the area.

Clr Harle remained in the virtual room for the duration of this item.

**CIr Hagarty** declared a non-pecuniary, less than significant interest in the following item:

Item: CONF 04 RCL2999 Provision of Essential Trade Services

**Reason:** Clr Hagarty knows one of the people listed.

Clr Hagarty remained in the virtual room for the duration of the item.

## **PUBLIC FORUM**

Presentation - items not on agenda

Nil.

Representation - items on agenda

Nil.

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### **PLANNING & COMPLIANCE REPORT**

**ITEM NO:** PLAN 01 **FILE NO:** 278808.2021

SUBJECT: Draft Amendment 3 to Liverpool Contributions Plan 2008 - Edmondson Park

## **COUNCIL DECISION**

Motion: Moved: Clr Shelton Seconded: Clr Rhodes

## That Council:

- Endorses Draft Amendment 3 to Liverpool Contributions Plan 2008 Edmondson Park for public exhibition in accordance with Clause 28 of the Environmental Planning and Assessment Regulation 2000; and
- 2. Delegates authority to the CEO to adopt Amendment 3 to Liverpool Contributions Plan 2008 Edmondson Park following public exhibition.

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

Councillors voted unanimously for this item.

Note: Clr Ayyad had not joined the meeting when this item was voted on.

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**ITEM NO:** PLAN 02 **FILE NO:** 280804.2021

**SUBJECT:** Developer contributions shortfall and gap funding

## **COUNCIL DECISION**

Motion: Moved: Clr Shelton Seconded: Clr Rhodes

That Council receive and note this report.

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

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**ITEM NO**: PLAN 03 **FILE NO**: 284237.2021

**SUBJECT:** Street Naming Requests - Casula and Middleton Grange

### **COUNCIL DECISION**

Motion: Moved: Clr Kaliyanda Seconded: Clr Hagarty

## That Council:

- 1. Supports the naming of Ginkgo Close, Casula, Citrus Close, Casula, and Defence Street, Middleton Grange;
- 2. Forwards the names to the Geographical Names Board, seeking formal approval;
- 3. Publicly exhibit the names in accordance with Council's Naming Convention Policy, for a period of 28 days, following formal approval from the GNB; and
- 4. Authorises the Chief Executive Officer to undertake the process of gazettal, if there are no submissions received during public exhibition.

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

Note: Clr Hagarty made a presentation relating to this item in the Presentations section of the Council meeting.

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**ITEM NO**: PLAN 04 **FILE NO**: 288772.2021

SUBJECT: Draft amendments to existing planning agreement in support of Draft

Amendment 91 to Liverpool Local Environmental Plan - The Grove, Warwick

Farm

### **COUNCIL DECISION**

Motion: Moved:Clr Rhodes Seconded: Clr Harle

## That Council:

- 1. Endorse the draft amendments to the existing planning agreement and direct the CEO to publicly exhibit the amended planning agreement and accompanying explanatory note for 28 days.
- 2. Delegate authority to the CEO, subject to consideration of any changes following public exhibition, to execute the planning agreement in the form that is publicly exhibited or with minor modifications.
- 3. Notes that if changes, other than minor changes, arise from the public exhibition process these will be reported back to Council for endorsement.

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

Councillors voted unanimously for this item.

Note: Clr Ayyad had not joined the meeting when this item was voted on.

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**ITEM NO:** PLAN 05 **FILE NO:** 280219.2021

**SUBJECT:** Liverpool Animal Shelter

### **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Harle

## That Council:

- 1. Receive and note this report;
- Make arrangements in order to adopt a COVID strategy for the Animal Welfare adoption processes in line with neighbouring Councils and in conjunction with Rossmore Vets COVID safe processes and the NSW Health orders, to be automatically used in future lockdown situations should they arise; and
- 3. Promote the COVID safe practices on Council's website and social media platforms.

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

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### **COMMUNITY & CULTURE REPORT**

**ITEM NO:** COM 01 **FILE NO:** 271460.2021

SUBJECT: Endorsement of new membership for Community Safety and Crime

Prevention Advisory Committee 2020-2022

## **COUNCIL DECISION**

Motion: Moved: Clr Harle Seconded: Clr Hadid

That Council endorses new membership applications from the agencies listed below as members of the Liverpool Community Safety and Crime Prevention Advisory Committee for the period 2020 – 2022 to include:

- Islamic Women's Association Australia
- Wesley Mission
- Legal Aid NSW
- Fiji Diaspora Women's Alliance

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

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**ITEM NO:** COM 02 **FILE NO:** 280430.2021

**SUBJECT:** Grants, Donations and Corporate Sponsorship report

## **COUNCIL DECISION**

Motion: Moved: Clr Hadid Seconded: Clr Shelton

That Council endorses the recommendation of **\$5,000** (GST exclusive) under the **Community Grants Program** for the following projects:

Applicant	Project	Recommended
Good360 Australia	PPE and essential items for vulnerable residents in Liverpool LGA	\$5,000

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

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**ITEM NO:** COM 03 **FILE NO:** 282637.2021

**SUBJECT:** Report Back - Rates assistance

## **COUNCIL DECISION**

Motion: Moved: Clr Hadchiti Seconded: Clr Hadid

That Council receive and note the report.

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

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## **CORPORATE SERVICES REPORT**

**ITEM NO:** CORP 01 **FILE NO:** 260810.2021

**SUBJECT:** Investment Report August 2021

## **COUNCIL DECISION**

Motion: Moved: Clr Shelton Seconded: Clr Hadid

That Council receive and note this report.

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

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**ITEM NO:** CORP 02 **FILE NO:** 283308.2021

**SUBJECT:** LGNSW Board Election and Annual Conference

### **COUNCIL DECISION**

Motion: Moved: Clr Hagarty Seconded: Clr Rhodes

### That:

- Any Councillors who wish to attend the LGNSW online Conference from 9.30am 10.30am on Monday 29 November 2021 notify the Councillor Support Officer by 5 October 2021;
- Council nominate Mayor Waller, Clr Balloot, Clr Hadchiti, Clr Hagarty, Clr Harle, Clr Kaliyanda, Clr Karnib, Clr Rhodes and Clr Shelton as its voting delegates for the LGNSW Board Election and Conference on 29 November 2021, noting that Liverpool City Council is entitled to 9 voting delegates, and also noting that Councillor Hadid is entitled to one vote as he is a Director of the Association;
- 3. Council receive a further report at the October 2021 Council meeting for Council to consider motions to be submitted to the Special Conference in 2022; and
- 4. Council receive a further report at the first meeting of the new Council to determine its voting delegates for the Special Conference on 28 February 2 March 2022.

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

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### **INFRASTRUCTURE & ENVIRONMENT REPORT**

**ITEM NO**: INF 01 **FILE NO**: 268322.2021

**SUBJECT:** Managing Drainage Channels and Waterways

### **COUNCIL DECISION**

Motion: Moved: Clr Harle Seconded: Clr Hadchiti

## That Council:

1. Receives and notes this report.

- 2. Endorses the process and principles presented in this report to guide the planning and design of drainage systems, including improvements to existing ones.
- 3. Conducts extensive community consultation with residents and property owners bordering any proposed stormwater and flood mitigation works and;
  - a. sufficient resources be provided to conduct a comprehensive consultation exercise; and
  - b. proposed plans of those works be brought back to Council for approval.
- 4. Write to the appropriate Minister for the Environment asking that the current stormwater policy be reviewed based on community feedback and any unintended detrimental effects of those policies.

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

Councillors voted unanimously for this item.

Note: CIr Ayyad had not joined the meeting when this item was voted on.

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### **COMMITTEE REPORTS**

**ITEM NO:** CTTE 01 **FILE NO:** 271143.2021

SUBJECT: Minutes of the Audit, Risk and Improvement Committee Meeting held on 13

August 2021

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Kaliyanda

## That Council

1. Receives and notes the Minutes of the Audit, Risk and Improvement Committee Meeting held on 13 August 2021;

- 2. Adopt the 4 Year Strategic Internal Audit Plan 2021-25.
- 3. Adopt the Annual Internal Audit Plan 2021/22.
- 4. Adopt the Annual Risk Management Plan 2021/22.

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

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**ITEM NO:** CTTE 02 **FILE NO:** 271485.2021

SUBJECT: Minutes of the Liverpool Access Committee meeting held on 12 August 2021

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Kaliyanda

That Council receives and notes the Minutes of the Liverpool Access Committee Meeting held on 12 August 2021.

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

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**ITEM NO:** CTTE 03 **FILE NO:** 272314.2021

SUBJECT: Minutes of the Aboriginal Consultative Committee meeting held on 5 August

2021

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Kaliyanda

## That Council:

1. Receives and notes the Minutes of the Aboriginal Consultative Committee meeting held on 5 August 2021; and

2. Endorse the recommendations in the Minutes.

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

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**ITEM NO:** CTTE 04 **FILE NO:** 276378.2021

SUBJECT: Meeting Notes of the Liverpool Youth Council Committee Meeting held 13

July 2021 and Minutes of the Liverpool Youth Council Committee Meeting

held 10 August 2021

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Kaliyanda

## That Council:

- Receives and notes the Meeting Notes of the Liverpool Youth Council Meeting held on 13 July 2021 and Minutes of the Liverpool Youth Council Meeting held on 10 August 2021; and
- 2. Endorse the recommendations in the Minutes.

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

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**ITEM NO:** CTTE 05 **FILE NO:** 280034.2021

SUBJECT: Minutes of the Tourism and CBD Committee meeting held 24 August 2021

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Kaliyanda

## That Council:

- 1. Receives and notes the Minutes of the Tourism and CBD Committee Meeting held on 24 August 2021; and
- 2. Endorse the recommendations in the Minutes.

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

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**ITEM NO:** CTTE 06 **FILE NO:** 280845.2021

SUBJECT: Minutes of the Heritage Advisory Committee meeting held on 17 August 2021

### **COUNCIL DECISION**

Motion: Moved: Clr Hagarty Seconded: Clr Rhodes

### That Council:

- 1. Receives and notes the minutes of the Heritage Advisory Committee meeting held on 17 August 2021;
- 2. Endorse the recommendations of the Committee:
- 3. Provide a report back on the financial implications of hiring a professional archivist; and
- 4. Section 4.4.i Pioneers Memorial Park, queries and discussion be amended so that the word "bolts" be changed to "vaults", so that the item now reads:

"CIr Shelton queried whether the above ground vaults used for picnic tables can be managed.

Usage of the vaults in this manner is not contributing to the structural issues present. It is likely they have collapsed underground which then requires digging up, repairing and stabilising."

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

CIr Hadchiti requested that he be recorded as voting against the motion.

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**ITEM NO:** CTTE 07 **FILE NO:** 287178.2021

SUBJECT: Minutes of Strategic Panel meeting held on 9 August 2021

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Kaliyanda

That Council receives and notes the Minutes of the Strategic Panel meeting held on 9 August 2021.

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

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### **QUESTIONS WITH NOTICE**

**ITEM NO**: QWN 01 **FILE NO**: 266252.2021

SUBJECT: Question with Notice - Clr Harle - Shopping Trolleys, Parkbridge Estate Road

Extension, Solar Energy, and Staff Changes

## Please address the following:

1. In relation to shopping trolleys,

- a) What progress, if any, has been made on the issue of abandoned shopping trolleys with the State Government?
- b) How is Council policing shopping trolley owners to take all necessary steps to ensure their shopping trolleys remain within their designated areas?
- c) What action is Council taking if the owners are not complying?
- d) With the new shopping centres such as Edmondson Park, has there been any significant change in the number of abandoned shopping trolleys compared to older areas?
- 2. With reference to the Parkbridge Estate road extension under the M7, when is it likely that this connection will be undertaken and a possible completion date?
- 3. Does Council have a policy encouraging solar energy is retrofitted to Community buildings as part of their refurbishment when and if it falls due?
  - a) Examples?
- 4. Can Council provide a regular update of relevant staff changes that Councillors may have access to?

## Responses

1(a) What progress, if any, has been made on the issue of abandoned shopping trolleys with the State Government?

Council wrote to the Minister for Local Government on 23 January 2019 (Attachment 1) requesting changes to the Impounding Act. OLG responded on 22 February 2019 (Attachment 2). Council again wrote to OLG on 6 May 2019 (Attachment 3) on this matter. LGNSW also congratulated Council on its advocacy on this important issue (Attachment 4).

In August 2019, the Office of Local Government (OLG) initiated a review of the *Impounding Act 1993* (the Act). The Act provides a framework for councils and public land managers to enforce the impounding of abandoned and unattended articles and animals.

As part of the review, a discussion paper was released in December 2019 seeking feedback

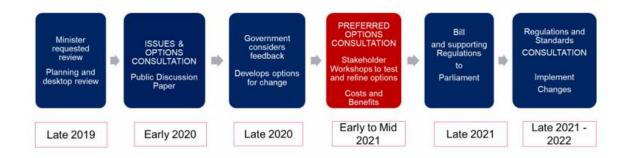
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from the broader community and public land managers (including councils) about whether the objectives of the Act were meeting community needs and expectations. The OLG received 85 written submissions in response to the discussion paper.

In June 2021, the OLG released an options paper recommending next steps for amending the Act (Attachment 5). In addition to the options paper, the OLG hosted a workshop with key stakeholders to finalise its comprehensive review of the Act. Particularly, it was recommended that provisions for minimising abandoned shopping trolleys be added to the Impounding Regulation 2013 or a potential Code of Practice.

The new provisions would enable businesses to implement the most appropriate and costeffective shopping trolley containment method to suit their local circumstances, provided they can still meet their obligations.

A Better Regulation Statement examining the costs and benefits of the option paper, is being developed to support the Government's decision-making process. Should any changes to the Act be required, the OLG proposes that a Bill and supporting Regulations will be introduced to Parliament in late 2021, with any changes to the Act being implemented in 2022.



# 1(b) How is Council policing shopping trolley owners to take all necessary steps to ensure their shopping trolleys remain within their designated areas?

Council has updated its Development Control Plan to require, through the development assessment process, consideration of trolley containment systems. Council imposes conditions of consent requiring owners to manage shopping trolleys via a lockable or coin operated trolley system. Additionally, trolleys are to be maintained in accordance with a Plan of Management that has been approved by Council.

Council can impound abandoned trolleys and charge impounding fees to the trolley owner. However, the Impounding Act provides for further legal action/penalties to be taken against the person who abandons the trolley, not the owner of the trolley.

As a strategic measure, as noted above, Council wrote to the Minister for Local Government in early 2019 requesting that the *Impounding Act 1993* be amended to enable Council to issue fines to owners of shopping trolleys left on public land. Further, a motion to change the

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necessary legislation was submitted to the LGNSW conference in October 2019. LGNSW wrote to the Minister for Local Government on Council's behalf and received a response which advised that due consideration will be given to the proposal. Consequently, the Office of the Local Government initiated the above-mentioned review of the *Impounding Act 1993* (the Act).

## 1(c) What action is Council taking if the owners are not complying?

As outlined above, there is limited action Council can take against owners of shopping trolleys under current legislation. Council has previously undertaken a trolley blitz to remove abandon trolleys and a media campaign to highlight the issue of abandoned trolleys. Council will remove trolleys if they are safety issue, however Council encourages the community to report abandon trolleys directly to the supermarket chains using the "report abandoned trolley forms" or via the supermarket trolley trackers app.

1(d) With the new shopping centres such as Edmondson Park, has there been any significant change in the number of abandoned shopping trolleys compared to older areas?

Since opening, Council hasn't received complaints about abandoned trolleys in the Edmondson Park area. Most complaints have been made within the Liverpool CBD.

2. With reference to the Parkbridge Estate road extension under the M7, when is it likely that this connection will be undertaken and a possible completion date?

Following a lengthy engagement and approval process, detailed designs for the extension of Middleton Drive to connect to Aviation Road are currently underway and are anticipated to be completed by March 2022. Council is concurrently exploring funding strategies for this \$6 million project, and subject to availability of full funding, construction tenders are planned to be issued in mid-2022. At this stage, construction works are anticipated to take between 12 and 18 months to complete.

There have been a number of requests from the community to link existing cycleways to the M7 cycleway, in particular Middleton Drive in Middleton Grange and Inverell Avenue in Hinchinbrook.

Council formally initiated the approval process with the M7 authority in 2018. After extensive dialogue and negotiation with the authority, the M7 cycleway link at Middleton Drive in Middleton Grange has now been approved. This link will connect the cycleway from the culde-sac of Middleton Drive.

The proposed M7 cycleway link at Inverell Avenue in Hinchinbrook has been rejected by the M7 authority due to flooding impact on their land and the cycleway. However, the alternative proposal, M7 cycleway link at Government Road, which is about 260m from Inverell Avenue, has been approved in principle. The final approval will be subject to meeting a number of

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conditions and other requirements.

# 3. Does Council have a policy encouraging solar energy is retrofitted to Community buildings as part of their refurbishment when and if it falls due?

Council's energy efficiency and renewable energy initiatives are guided by the Energy Management Plan developed in 2012 and site-specific energy audits of Council's top energy consuming facilities. These resources are supplemented by ongoing monitoring by Azility of energy use data for Council facilities. This has allowed a strategic approach to solar energy installations, prioritising sites that result in the best cost benefit.

The main solar energy installations completed to date for Council buildings are included in the following table.

Year	Council Building	<b>Solar Panel System Size</b>
2011/12	City Library	10kW
2013/14	Hinchinbrook Childcare Centre	8kW
2013/14	Wattle Grove Childcare Centre	8kW
2015/16	Warwick Farm Childcare Centre	8kW
2015/16	Cecil Hills Childcare Centre	8kW
2015/16	Green Valley Community Centre	8kW
2015/16	Moorebank Community Centre	8kW
2016/17	Holsworthy Childcare Centre	10kW
2016/17	Casula Childcare Centre	5kW
2016/17	Wattle Grove Community Centre	5kW
2016/17	Chipping Norton Community Centre	10kW
2017/18	Preston Childcare Centre	8kW
2018/19	Casula Parkland Amenities Building	5kw
2021	Rose Street Depot	42kW

A solar energy installation is proposed for Casula Powerhouse Arts Centre with a Development Application recently being lodged for the project. Solar energy installations are also currently being designed for Casula Library, Carnes Hill Community Centre, and Michael Wenden Aquatic & Leisure Centre, which are anticipated to be installed this financial year.

The feasibility of solar energy installations is also considered for all new buildings. For example, solar energy installations have recently been completed for the new amenities building within Cirillo Reserve and the community building within Phillips Park. Solar lighting has also been in installed at Cirillo Reserve and Phillips Park and is being progressively installed within reserves in high use areas such as outdoor gyms and pathways.

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More recently, energy efficiency projects have been considered within the scope of climate change related strategic documents. The Sustainable Resilient Liverpool Strategy was developed in 2020 to outline potential emission reduction actions including solar energy initiatives.

Council is also currently drafting a Climate Action Plan, which builds upon the Sustainable Resilient Liverpool Strategy and is an important component of a broader framework to deliver the sustainability outcomes of the Our Home, Liverpool 2027 Community Strategic Plan. The installation of solar PV on Council assets is an action item in the Climate Action Plan, with a commitment to explore additional solar energy installations as part of future capital works. The Climate Action Plan will also include measures to monitor trends such as energy consumption.

The Sustainable Resilient Liverpool Strategy identified that Council's operational emissions have decreased by 25% since 2008 due to efficiency measures being implemented. This has been despite an over 25% increase in the Liverpool LGA population over the same time period, and the development of additional facilities and services.

# 4. Can Council provide a regular update of relevant staff changes that Councillors may have access to?

The Councillor Intranet includes a "Staff Contact List" link from the home page to the list of staff who can interact with Councillors in accordance with the "Councillor Access to information and Interaction with Staff Policy."

This list is updated on a fortnightly basis in relation to staff changes across the organisation. Once any changes are made to the staff in that list, Councillors will be advised, and the Intranet will be updated accordingly.

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**ITEM NO:** QWN 02 **FILE NO:** 271966.2021

**SUBJECT:** Question with Notice - Clr Harle - Covid and English Language Courses

## Please address the following

Considering the current Covid pandemic and communications problems caused by language difficulties within our community, what is Council offering in English language Courses to the community?

## Response

The provision of English language courses in Liverpool are the responsibly of government funded agencies, including:

- Navitas Australia which is the largest provider of English language training in Australia;
- TAFE NSW which provides various English language courses toward training and education pathways;
- Intensive English Centres at Miller Technology and Lurnea High Schools provides newly arrived students with English language classes; and
- MTC Australia which delivers Skills for Employment and Education Program, English language classes for job seekers.

Council has led community based programs that assist adult migrant and refugees to access English language classes outside the formal courses.

- The Liverpool Community Hubs Network, delivered by Council in partnership with Community Hubs Australia and three local primary schools – Heckenberg, Marsden Road and Hoxton Park – offer formal and informal English education classes through their various programs and initiatives. Each hub hosts a number of English courses, both beginner and intermediate classes, as well providing an opportunity to practice conversational English language skills through the further education programs and social activities on offer at each individual hub.
- Liverpool City Libraries are supporting English language learning in a number of ways:
  - Weekly Conversation Café delivered at Liverpool and Carnes Hill Libraries this
    is a volunteer run group for anyone wanting to practice or improve their English
    language Skills. It is delivered in an informal setting which provide opportunities
    for learning and social connections.
  - Provides tours and assistance to Navitus students, ensuring that students enrolled in the English language classes have the opportunity to join the library and access the English Language Learning Collection.

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- The Library hold a comprehensive collection of English learning study materials for students and teachers. The collection has learning resources to supports all levels of study, and to support recognition of overseas qualifications.
- Liverpool City Library provides access to online English learning tools. The library's eLearning page provides access to these tools from the comfort of home, 24/7. These include:
  - AMES online English language courses from beginners to advanced.
  - Clarity English a comprehensive resource that supports skills in active reading, pronunciation, writing, as well as general and academic training for IELTS.
  - Transparent Language Online a self-paced language learning program supporting over 90 languages including English as a Second Language (ESL).
  - LinkedIn Learning the LinkedIn Learning provides video tutorials with transcripts to develop skills in business, project management, graphic design, web development, photography, music, video editing and more. These courses are designed for beginners to advanced levels and presented by industry experts. It features content in 7 different languages - English, French, German, Portuguese, Japanese, Spanish and simplified Chinese.

These resources are available to all library members with immediate access to the online resource. The non-library members can also have access, but are required to enter their details, agree to the conditions of membership and receive a temporary membership number.

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**ITEM NO**: QWN 03 **FILE NO**: 272005.2021

**SUBJECT:** Question with Notice - Clr Hadchiti - Retail Hierarchy

#### Question

Given that retail outlets can shut their doors down at will to walk in customers, what's the point of investing in and implementing a Retail Hierarchy?

## Response

The retail hierarchy is outlined in Council's adopted Centres and Corridors Strategy, which was prepared in response to Action 11.1 of Council's Local Strategic Planning Statement (LSPS) which identifies the need to develop a Centres and Corridors Strategy and review the LEP and DCP to ensure alignment. A copy of the Strategy is available to view at the below link.

https://www.liverpool.nsw.gov.au/ data/assets/pdf\_file/0007/194182/FOR-WEBSITE-Final-Liverpool-Centres-and-Corridors-Strategy-28-08-2020.PDF

Centres act as important focal points for the local community, especially when they are well integrated with social infrastructure (e.g., libraries and community centres). Centres also provide opportunities for local employment and are an important part of establishing the 30-minute city when collocated with high quality public transport.

The Strategy notes there is a need to ensure that centres can respond to growth and emerging commercial and retail trends. It is also important that centres have adequate supporting infrastructure and are well designed to meet the needs of the wider community.

The retail hierarchy is used to make informed strategic land use decisions that ensure centres are of an appropriate scale for the community they serve. Furthermore, it helps to ensure impacts are avoided when new or existing centres are developed that could have impacts on the viability of other existing or planned centres.

Each retail operator runs their business as they see fit, provided the land use is permitted in the relevant zone and subject to appropriate approvals.

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Chairperson

## Clr Ayyad joined the meeting at 6.30pm.

**ITEM NO**: QWN 04 **FILE NO**: 300966.2021

SUBJECT: Question with Notice - Clr Hagarty - Community Sport

## Background

Many of our local community sporting clubs have been heavily impacted for two seasons due to the COVID-19 pandemic and shutdown of community sport.

Clubs have lost players who haven't returned and they've also lost significant canteen and fundraising receipts.

Community sport is also a proven way to boost ones physical and mental well-being.

If it can be done in a COVID safe way, it should be allowed.

### Questions

Please address the following:

- 1. Is there any indication as to when community sport will return?
- 2. What engagement and advocacy has Council undertaken with sporting bodies and the State Government for a return to community sport?

A response to these Questions with Notice will be provided in the 27 October 2021 Council Meeting Business Papers.

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**ITEM NO:** QWN 05 **FILE NO:** 300997.2021

**SUBJECT:** Question with Notice - Clr Harle - Pearce Park

## Background

Pearce Park, an overgrown unused area located at the rear of Councils' Rose Street Depot, has been used to store a range of waste materials including road base, concrete rubble, building waste and similar materials originating from several Liverpool CBD sites. Included in the waste are several large diameter concrete stormwater pipes scattered throughout the overgrown area. These pipes appear to be used as a "rough sleeper area" and a gathering place by groups of people that may be homeless. This activity, especially under current Covid restrictions, may pose a significant health risk to themselves and anyone that may enter the area especially unaccompanied children.

### Questions

Please address the following:

- 1. Is Council aware of the use of these pipes as "rough sleeping areas" or homeless people?
- 2. What plans does Council have for any future use and rehabilitation of the overall area?
- 3. What are the estimated costs of carrying out remediation works?

A response to the questions with notice will be provided in the 27 October, 2021 Council Meeting Business Papers.

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**ITEM NO:** QWN 06 **FILE NO:** 301253.2021

**SUBJECT:** Question with Notice - Clr Rhodes - Impacts of NSW Health Work orders on

home owners issued with Council Works Orders and their ability to comply

## Please address the following:

1. What are the impacts of COVID NSW Health work restrictions on Council Order timeframes on individual homes that possibly affect homeowners' ability to comply?

- 2. How many illegal works orders have been issued on Liverpool homeowners whilst Liverpool is, or has been under NSW Health Work restrictions?
- 3. How many fines have been issued to homeowners because they have been unable to comply with Council Works Orders issued against their homes, during the time Liverpool has been under NSW Health Work restrictions?
- 4. Has Council changed its procedure in order to consider the NSW Health Order restrictions on homeowners' ability to be able to comply with Council Works Orders time frames when issuing Council Work Orders on private homes and if so, how?

A response to these Questions with Notice will be provided in the 27 October, 2021 Council Meeting Business Papers.

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**ITEM NO:** QWN 07 **FILE NO:** 301347.2021

SUBJECT: Question with Notice - Clr Kaliyanda - Growth of African Olives and Other

**Invasive Weed Species** 

## Please address the following:

- 1. What approach does Council currently have toward the management of the African Olive, and other invasive weed species in Leacocks Regional Park, and other parks and green spaces in Liverpool?
- 2. What resources are currently allocated to manage the problem and prevent these invasive weed species from impacting the natural biodiversity of the area, especially in the ever-reducing Cumberland Plain Woodland?
- 3. Is the current level of allocated resources sufficient to adequately address the issue?
- 4. How does Council interact with other levels of government, agencies and volunteer groups in relation to this issue?

A response to these Questions with Notice will be provided in the 27 October, 2021 Council Meeting Business Papers.

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**ITEM NO:** QWN 08 **FILE NO:** 301411.2021

**SUBJECT:** Question with Notice - Clr Kaliyanda - Disaster Preparation Tool

## Background

A new geospatial tool has been released, designed to help councils prepare for severe weather events while supporting recovery and expediting insurance claims. Developed by analytics provider Nearmap, the tool looks to map every major natural disaster that impacts property, infrastructure and communities in the country. More than 6,200 square kilometres of disaster-affected land, including Cyclone Seroja, the Perth Hills fires and the NSW floods have already been captured. The tool has been developed in collaboration with government agencies and disaster relief organisations.

## Please address the following:

- 1. Is Council aware of this tool?
- 2. If so, how will this be integrated with Council's existing policies and measures in relation to disaster preparation and mitigating the impacts of severe weather events.

A response to these Questions with Notice will be provided in the 27 October, 2021 Council Meeting Business Papers.

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**ITEM NO**: QWN 09 **FILE NO**: 301438.2021

**SUBJECT:** Question with Notice - Clr Kaliyanda - FOGO Grants from NSW Government

## Please address the following:

1. Has Council applied for the up to \$12 million in grant funding to help improve their food and garden waste management and reduce the amount of organic waste sent to landfill?

2. If so, how much has been received/allocated, and what programs or initiatives will these funds be directed to?

## Response

Council is currently not eligible for the current round of funding which is applicable for Council's in the advance stages of FOGO implementation. However Council has applied for the Local Government Transition Fund and succeeded in obtaining \$180,000 in grant funding towards the following FOGO related initiatives:

- FOGO Tender Writing: \$30,000
  - Drafting of new FOGO collection Tender to form part of Council's Tender for Waste Recyclables and Garden Organics Collection Service in 2024.
- FOGO Implementation Plan: \$70,000
  - Drafting and completion of a detailed implementation plan to transition to a new FOGO service.
- Kerbside Waste composition audit: \$40,000
  - Full kerbside waste audit of Waste, Recycling and Garden organics bin using aggregated truck method pre FOGO service transition to determine the composition of organics in different waste streams and allow Council for form a benchmark for the introduction of FOGO.
- FOGO Community Engagement: \$40,000
  - Targeted Community Engagement to change behaviour to reduce organic, recoverable and hazardous material placed into the garbage bin and increase participation of the community in the correct use of FOGO bins. This would include the engagement to ensure community understand the value of separating food organics to increase recovery of total organics from all waste stream.

Council will continue to seek grant funding in future rounds that are applicable to Councils current position in FOGO transition.

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## CIr Balloot left the virtual room at 6.53pm and did not return to the meeting.

**ITEM NO**: PLAN 06 **FILE NO**: 285643.2021

SUBJECT: Revised draft Warwick Farm Racing Precinct Structure Plan, Planning

Proposal and Contributions Plan

### **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Ayyad

## That Council:

1. Place the revised draft structure plan, planning proposal and local contributions plan for public exhibition for 28 days;

- 2. Hold consultation with the residents in the area;
- 3. Note the staging is indicative and note the safety and planning conflict issues along Manning Street; and
- 4. Receives a further report following public exhibition of the revised planning package and the finalisation of the regional flood evacuation study for a decision on whether to forward the planning proposal to the Department of Planning, Industry and Environment for a Gateway determination.

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 had left the meeting when this item was voted on.

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

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## PRESENTATIONS BY COUNCILLORS

CIr Kaliyanda made a presentation, with an associated petition relating to the establishment of a Permanent Fairy Glen at Harris Creek in Holsworthy.

Clr Hagarty made a presentation relating to an application for subdivision at 44 to 46 Maple Road, Casula.

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### **NOTICES OF MOTION**

ITEM NO: NOM 01 FILE NO: 298188.2021 SUBJECT: Nappy Rebate

#### **BACKGROUND**

A waste audit at Parramatta Council found nappies and absorbent hygiene products to be the second largest contributor to household garbage by weight.

The Department of Planning, Industry and Environment's Waste and Sustainable Materials Strategy has set Councils a direction to reduce household waste by 10% by 2030. The strategy also has a commitment to prevent 80% of waste entering landfill through resource recovery measures. For obvious reasons, nappies and absorbent hygiene products are not easily recoverable.

A significant reduction in disposable nappies going to waste will not only fulfil the aims of DPIE's waste strategy but save ratepayers funds in reduced waste charges. An appropriately priced rebate will provide an incentive for residents to take up cloth nappies while potentially reducing their overall impact on Council's costs.

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

That Council direct the CEO to bring a report to Council on the feasibility of a sustainable cloth nappy and sanitary products rebate program.

### **COUNCIL DECISION**

Motion: Moved: CIr Hagarty Seconded: CIr Rhodes

That the recommendation be adopted.

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

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ITEM NO: NOM 02 FILE NO: 298267.2021 SUBJECT: Sesquicentennial

#### **BACKGROUND**

27 June 2022 marks the 150th anniversary of Liverpool being proclaimed as a municipal district. This is a significant milestone in the history of our City and deserves due recognition and celebration.

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

### That Council:

- 1. Direct the CEO to bring a report back to the November Council meeting detailing plans to celebrate the 150th anniversary of Liverpool being proclaimed a municipal district; and
- 2. Consult the Civic Advisory Committee on said report.

## **COUNCIL DECISION**

Motion: Moved: CIr Hagarty Seconded: CIr Hadchiti

That the recommendation be adopted.

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

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## **CONFIDENTIAL ITEMS**

**ITEM NO**: CONF 01 **FILE NO**: 246926.2021

**SUBJECT:** Draft 10 Year Waste Management and Resource Strategy

## **COUNCIL DECISION**

Motion: Moved: Clr Hadchiti Seconded: Clr Rhodes

## That Council:

- Endorse the draft Waste Management and Resource Recovery Strategy 2021 2031 in principle, subject to a detailed Project Action Plan which will breakdown the initiatives and indicative costing across three implementation timeframes of 1 to 2 years, 3 to 5 years and 6 to 10 years; and
- 2. Place the draft Waste Management and Resource Recovery Strategy 2021-2031 on public exhibition subject to removal of commercial in confidence information.

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

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**ITEM NO:** CONF 02 **FILE NO:** 280013.2021

SUBJECT: Tourism and CBD Committee - New Community Representative

## **COUNCIL DECISION**

Motion: Moved: Clr Rhodes Seconded: Clr Harle

That Council appoints Jeff Gibbs as an additional community representative to the Tourism and CBD Committee.

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

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**ITEM NO:** CONF 03 **FILE NO:** 285983.2021

SUBJECT: Acquisition of Lot 10 DP1203674, 220 Fifth Avenue, Austral for drainage

purposes

### **COUNCIL DECISION**

Motion: Moved: Clr Hadchiti Seconded: Clr Shelton

## That Council:

1. Approves the acquisition of Lot 10 DP1203674, 220 Fifth Avenue, Austral, for the price and terms outlined in this confidential report;

- 2. Authorises the CEO, or his delegated officer, to execute any document, under Power of Attorney, necessary to give effect to this decision;
- 3. Resolves to classify Lot 10 DP1203674 as "operational" land, in accordance with the *Local Government Act* 1993; and
- 2. Keeps confidential this report pursuant to the provisions of Section 10A(2)(c) of the *Local Government Act* 1993, as this information would, if disclosed, confer a commercial advantage on a person with whom Council is conducting (or proposes to conduct) business.

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

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**ITEM NO:** CONF 04 **FILE NO:** 292423.2021

**SUBJECT:** RCL2999 Provision of Essential Trade Services

### **COUNCIL DECISION**

Motion: Moved: CIr Shelton Seconded: CIr Rhodes

## That Council:

- Accept the Tender from the Shortlisted Tenderers for RCL2999 Provision of Essential Trade Services for an initial (3) years contract term with the option of extending 2 X 12 months at the schedule of rates GST inclusive as per the submissions.
- 2. Makes public its decision regarding tender RCL2999 Provisions of Essential Trade Services.
- 3. Notes that the Chief Executive Officer will finalise all details and sign the Letter of Acceptance following publication of draft Minutes on Council website for the tender, giving it contractual effect, in accordance with delegated authority.
- 4. This report has been provided to Council because the Chief Executive Officer's instrument of delegation, approved by Council in accordance with the current provisions of section 377 of the *Local Government Act* 1993, only permits the Chief Executive Officer to approve tenders up to the value of \$2 million.
- 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.

Note: CIr Balloot had left the meeting when the motion was voted on.

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**ITEM NO:** CONF 05 **FILE NO:** 212543.2021

SUBJECT: Proposed granting of an Easement for Underground Electrical Cables over

Council Land identified as Lot 201 in DP 1194243, Kurrajong Road, Carnes

Hill

## **COUNCIL DECISION**

Motion: Moved: CIr Shelton Seconded: CIr Hadid

## That Council:

- Approves the grant of an easement for electricity purposes over Lot 201 in Deposited Plan 1194243, Kurrajong Road, Carnes Hill on the terms outlined in this Confidential Report;
- 2. Keeps this report confidential pursuant to the provisions of 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;
- 3. Approves the transfer of the compensation amount into the General Property Reserve; and
- 4. Authorises its Delegated Officer to execute any document, under Power of Attorney, necessary to give effect to this decision.

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

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## THE MEETING CLOSED AT 7.37pm.

<Signature>

Name: Wendy Waller

Title: Mayor

Date: 27 October 2021

I have authorised a stamp bearing my signature to be affixed to the pages of the Minutes of the Council Meeting held on 29 September 2021. I confirm that Council has adopted these Minutes as a true and accurate record of the meeting.

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