

NEW CITY OF CANTERBURY BANKSTOWN

**MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 18 APRIL 2017**

PRESENT: Administrator – Richard Colley

THE ADMINISTRATOR DECLARED THE MEETING OPEN AT 6.00 PM

REF: CONFIRMATION OF MINUTES

(386)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That the minutes of the Ordinary Council Meeting held on 28 March 2017 be adopted.

SECTION 2: LEAVE OF ABSENCE

Nil

SECTION 3: DECLARATIONS OF PECUNIARY INTEREST OR NON-PECUNIARY CONFLICT OF INTEREST

Nil

SECTION 4: ADMINISTRATOR MINUTES

ITEM 4.1 PLANNING PROPOSALS IN THE SYDENHAM TO BANKSTOWN URBAN RENEWAL CORRIDOR

(387)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That applicants and Council staff ensure any applications for future site specific planning proposals must address the desired future character of the area (block and neighbourhood) and not just the specific site.

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SECTION 5: PLANNING MATTERS

ITEM 5.1 HURLSTONE PARK HERITAGE ASSESSMENT STUDY IMPLEMENTATION

(388)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. The planning proposal be submitted to the Department of Planning and Environment for a revised Gateway Determination as outlined in the report.
2. Upon receiving a revised gateway determination, the planning proposal be placed on public exhibition.
3. Draft amendments to Chapter B8 Heritage of the Canterbury Development Control Plan 2012 also be exhibited once a revised Gateway Determination is received.
4. Canterbury-Bankstown Interim Heritage Order No. 1 applying to properties in Hurlstone Park continue to remain in force.
5. Council make an Order to be published in the Government Gazette under section 57(3) of the Heritage Act, 1977 to grant exemption from the need to obtain approval under section 60 of the Heritage Act, 1977; in relation to Canterbury-Bankstown Interim Heritage Order No. 1, as outlined in this report.
6. The General Manager be given delegated authority to make minor amendments to the Draft Heritage Items and Heritage Conservation Area State Inventory Sheet forms, and to the mapping and wording of the Development Control Plan controls as required.
7. The making of an application process for the carrying out of minor works to heritage items, within a heritage conservation area, or to other identified places of heritage significance be endorsed.
8. A further report be submitted to Council following the conclusion of the public exhibition period.

ITEM 5.2 SUBMISSION TO THE DRAFT EDUCATION AND CHILD CARE SEPP

(389)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That Council endorse the submission to the Draft Education and Child Care SEPP and supporting documents as outlined in this report.

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SECTION 6: REPORT OF THE GENERAL MANAGER

ITEM 6.1 2017 LOCAL GOVERNMENT ELECTIONS - 9 SEPTEMBER 2017

(390)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. In accordance with S296 (7) of the Local Government Act 1993, Council notes that the 2017 Local Government Election will be administered by the NSW Electoral Commission.
2. Council assist the NSW Electoral Commission to both administer and promote the Election, as outlined in the report.
3. Required funding be reflected in Council's 2017/18 budget.

ITEM 6.2 CODE OF CONDUCT FRAMEWORK - ADOPTION OF SUPPORTING POLICIES

(391)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. Council adopt the Complaints Management Policy, Public Interest Disclosures Policy and Fraud and Corruption Prevention Policy as attached to this report.
2. Subsequent to Council's adoption of the Supporting Policies within the Code of Conduct Framework, a further review be carried out following organisational implementation, as outlined in the Report.

ITEM 6.3 REQUESTS FOR FINANCIAL ASSISTANCE AND DONATIONS

(392)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. A donation of \$278 equivalent to the hire fees for Edward Reserve, Panania be made to the Panania RSL Sub-Branch for their upcoming Annual ANZAC Day Remembrance March on 23 April 2017 and the Dawn Service on 25 April 2017.

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2. A donation of \$750 in kind be made to the Greek Orthodox Parish and Community of Belmore & District – All Saints in support of the Greek Orthodox Palm Sunday held on 9 April 2017.
3. A donation of \$400 (equivalent to the hire fee for the use of Parry Park, Lakemba) be made to the Campsie LAC who in partnership with the Bankstown PCYC held a Harmony Family Fun Day on Tuesday 11 April 2017.
4. A donation of \$300 be made to Panania Public School Parents and Citizens Association for the Panania Mania Mega Fete on the school grounds on Sunday 21 May 2017.

ITEM 6.4 PROMOTIONAL MATERIALS OF THE FORMER BANKSTOWN AND CANTERBURY CITY COUNCILS

(393) MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. Council agrees to write-off all obsolete promotional material associated with the former Councils.
2. The General Manager carryout an open invitation process to distribute the promotional material to interested non-for-profit and/or charitable institutions, as required.

ITEM 6.5 RIVERLANDS GOLF COURSE - REMOVAL OF CAVEAT

(394) MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. Council consent to the removal of the Caveat and payment of costs by Abacus Funds Management Ltd, as outlined in the report.
2. The Administrator and General Manager be delegated authority to sign all relevant documentation and execute under the common seal of Council, as required.

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**ITEM 6.6
(395) CAMPAIGN TO RESTORE THE FINANCIAL ASSISTANCE GRANTS INDEXATION
MOVED AND RESOLVED BY THE ADMINISTRATOR**

That

1. Council acknowledges the importance of Financial Assistance Grants in its provision of infrastructure and delivery of services to the community.
2. Council continues to advocate for the restoration of the indexation of Financial Assistance Grants.
3. Council write to local Federal Members of Parliament seeking their support of the campaign to restore the indexation of Financial Assistance Grants.

**ITEM 6.7
(396) GOUGH WHITLAM PARK AND WATERWORTH PARK MASTERPLAN
MOVED AND RESOLVED BY THE ADMINISTRATOR**

That

1. Council adopts the masterplan for Gough Whitlam Park and Waterworth Park (Attachment A).
2. Council supports the development of a future Plan of Management for the parks as outlined in the masterplan.
3. Further reports be submitted to Council as required.

**ITEM 6.8
(397) DRAFT DISABILITY INCLUSION ACTION PLAN
MOVED AND RESOLVED BY THE ADMINISTRATOR**

That the Draft Disability Inclusion Action Plan be supported in principle and placed on public exhibition for a period of 28 days.

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ITEM 6.9 RAMADAN 2017 ACTIVITIES IN LAKEMBA

(398) MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. Council adopt in principle the increase for the cost of the Ramadan street stall application fee from \$400 to \$1,000 to deliver the required improvements.
2. A further report be provided to Council following the exhibition of Council's fees and charges for the Ramadan street stall application.

MATTER OF URGENCY

(399) MOVED AND RESOLVED BY THE ADMINISTRATOR

That urgency be permitted and Item 6.10 – Cash and Investment Report as at 31 March 2017 and Item 6.11 – Property Matter – 2-26 Haldon Street, Lakemba be considered.

ITEM 6.10 CASH AND INVESTMENT REPORT AS AT 31 MARCH 2017

(400) MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. The Cash and Investment Report as at 31 March 2017 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

ITEM 6.11 PROPERTY MATTER - 2-26 HALDON STREET, LAKEMBA

(401) MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. Council agrees in principle to the sale of part of Lakemba Street road reserve, subject to the terms outlined in the report and subject to carrying out the required statutory road closure process in accordance with the Roads Act 1993.

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2. As part of the process, Council classify the subject land to operational land in accordance with the Local Government Act 1993.
3. The Administrator and General Manager be delegated authority to carry out all necessary functions in relation to item 1 and 2 and sign all required documentation, under the common seal of Council, as required.
4. The General Manager be delegated authority to grant land owner's consent to Buildform Structural Systems Pty Ltd as part of the road closure application.

SECTION 7: COMMITTEE REPORTS

ITEM 7.1 MINUTES OF THE YOUTH ADVISORY COMMITTEE MEETING HELD ON 13 MARCH 2017

(402) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the minutes of the Youth Advisory Committee meeting held on 13 March 2017 be adopted.

ITEM 7.2 MINUTES OF THE UNIVERSAL ACCESS ADVISORY COMMITTEE MEETING HELD ON 23 MARCH 2017

(403) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the minutes of the Universal Access Advisory Committee meeting held on 23 March 2017 be adopted.

ITEM 7.3 MINUTES OF THE COMMUNITY SAFETY ADVISORY COMMITTEE MEETING HELD ON 27 MARCH 2017

(404) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the minutes of the Community Safety Advisory Committee meeting held on 27 March 2017 be adopted.

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**ITEM 7.4 MINUTES OF THE INTEGRATED PLANNING AND REPORTING SUB-COMMITTEE
MEETING HELD ON 29 MARCH 2017**

(405) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the minutes of the Integrated Planning and Reporting Sub-Committee meeting held on 29 March 2017 be adopted.

**ITEM 7.5 MINUTES OF THE ABORIGINAL AND TORRES STRAIT ISLANDER ADVISORY
COMMITTEE MEETING HELD ON 30 MARCH 2017**

(406) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the minutes of the Aboriginal and Torres Strait Islander Advisory Committee meeting held on 30 March 2017 be adopted.

**ITEM 7.6 MINUTES OF THE CANTERBURY BRANCH AND BANKSTOWN BRANCH TRAFFIC
COMMITTEE MEETINGS HELD ON 4TH APRIL 2017**

(407) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the recommendations contained in the minutes of the Canterbury Branch Traffic Committee and Bankstown Branch Traffic Committee meetings held on 4 April 2017, be adopted.

ITEM 7.7 MINUTES OF AUDIT AND RISK COMMITTEE MEETING HELD ON 29 MARCH 2017

(408) MOVED AND RESOLVED BY THE ADMINISTRATOR

That the recommendations contained in the minutes of the Audit and Risk Committee meeting held on 29 March 2017, be adopted.

SECTION 8: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

Nil

SECTION 9: MATTERS FOR INFORMATION

Nil

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SECTION 10: QUESTIONS FOR NEXT MEETING

Nil

MATTER OF URGENCY

(409)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That urgency be permitted and Item 11.1 – Property Matter – 176 Cooper Road, Yagoona be considered in Confidential Session.

SECTION 11: CONFIDENTIAL SESSION

(410)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That, in accordance with Section 10A(2) of the Local Government Act, 1993, the Public and the Press be excluded from the meeting to enable Council to determine Item 11.1 in confidential session for the reasons indicated:

Item 11.1 Property Matter - 176 Cooper Road, Yagoona

This report is considered to be confidential in accordance with Section 10A(2)(c) of the Local Government Act, 1993, as it relates to information that would, if disclosed, confer a commercial advantage on a person with whom the Council is conducting (or proposes to conduct) business.

This report is considered to be confidential in accordance with Section 10A(2)(g) of the Local Government Act, 1993, as it relates to advice concerning litigation, or advice that would otherwise be privileged from production in legal proceedings on the ground of legal professional privilege.

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 6.13 PM AND
REVERTED BACK TO OPEN COUNCIL AT 6.15 PM.**

ITEM 11.1

PROPERTY MATTER - 176 COOPER ROAD, YAGOONA

(411)

MOVED AND RESOLVED BY THE ADMINISTRATOR

That

1. Council agree to proceed as outlined in this report.

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2. The General Manager be delegated authority to take all necessary steps to enact the recommendations contained within this report.
3. Council be provided with a further update as required.

THE MEETING CLOSED AT 6.16 PM

Minutes confirmed 23 MAY 2017

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Administrator