

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 27 FEBRUARY 2018

PRESENT: His Worship the Mayor Councillor Asfour,
Councillors Downey, Eisler, El-Hayek, Harika, Huda, Ishac, Kuskoff, Madirazza,
Raffan, Saleh, Tuntevski, Waud, Zakhia, Zaman

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.04 P.M.

Council observed a minutes silence in memory of Mr Steve Folkes.

REF: CONFIRMATION OF MINUTES

(102) CLR. DOWNEY:/CLR. ISHAC

RESOLVED that the minutes of the Ordinary Council Meeting held on 12 December 2017 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

Nil

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

In respect of Item 4.4 Clr Saleh declared a significant, Non Pecuniary Conflict of Interest due to her employment and indicated she would not participate in considering the matter and would vacate the chamber.

In respect of Item 8.2 Clr Saleh declared a significant, Non Pecuniary Conflict of Interest as she is employed by the auspicing body for the group and indicated she would not participate in considering the matter and would vacate the chamber.

In respect of Item 4.4 Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to his employment and indicated he would not participate in considering the matter and would vacate the chamber.

In respect of Item 5.2 Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest with respect to his sport coaching activities and indicated he would not participate in considering the matter and would vacate the chamber.

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In respect of Item 4.4 and Item 8.2 Clr Huda declared a significant, Non Pecuniary Conflict of Interest as he is a Board Member of the Riverwood Community Centre and indicated he would not participate in considering the matters and would vacate the chamber.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 MEMBERSHIP OF COUNCIL COMMITTEES, REFERENCE GROUPS AND OTHER EXTERNAL BODIES

(103) CLR. ASFOUR

RESOLVED that

1. Councillor representation on the Social Inclusion Advisory Committee be expanded from three to five.
2. Councillor representation on the Environmental Sustainability Committee be expanded from three to four.
3. The recommendations of the Evaluation Panel be endorsed.

- CARRIED

ITEM 4.2 2018 AUSTRALIAN SIKH GAMES

(103) CLR. ASFOUR

RESOLVED that

1. Council support the request from the organisers of the 2018 Australian Sikh Games and waive the major event fee of \$3,000.
2. Council host a Civic Reception at the Bankstown Library and Knowledge centre at a cost of \$5,000.
3. Funds to be made available from Council's Community Grants and Sponsorship budget.

- CARRIED

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ITEM 4.3 LAUNCH OF THE BIG FALL

(104) CLR. ASFOUR

RESOLVED that Council purchase sets of the four volume book "Launch of the Big Fall" to be placed in Council's libraries at a total cost of \$2250.

- CARRIED

ITEM 4.4 LIGHTHOUSE COMMUNITY SUPPORT HARMONY DAY

CLR SALEH DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HER EMPLOYMENT AND INDICATED SHE WOULD NOT PARTICIPATE IN CONSIDERING THE MATTER AND WOULD VACATE THE CHAMBER.

CLR EL-HAYEK DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HIS EMPLOYMENT AND INDICATED HE WOULD NOT PARTICIPATE IN CONSIDERING THE MATTER AND WOULD VACATE THE CHAMBER.

CLR HUDA DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST AS HE IS A BOARD MEMBER OF THE RIVERWOOD COMMUNITY CENTRE AND INDICATED HE WOULD NOT PARTICIPATE IN CONSIDERING THE MATTER AND WOULD VACATE THE CHAMBER.

CLRS SALEH, EL-HAYEK AND HUDA LEFT THE CHAMBER AT 6.15 PM.

(105) CLR. ASFOUR

RESOLVED that

1. Council sponsor and support the Lighthouse Community Support Harmony Day and donate an amount of \$3,341, which includes ground hire.
2. The funds be made available from Council's Community Grants and Sponsorship budget.

- CARRIED

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ITEM 4.5 **SYDENHAM TO BANKSTOWN COMMUNITY WORKING GROUP**
CLRS SALEH, EY-HAHEK AND HUDA RETURNED TO THE CHAMBER AT 6.17 PM.

(106) **CLR. ASFOUR**
RESOLVED that Council establish a Sydenham to Bankstown Community Working Group for a period of six months which will include invited representatives of community organisations to assist councillors in making representations to the NSW Government in relation to the corridor.

- CARRIED

SECTION 5: PLANNING MATTERS

ITEM 5.1 **89-95 KARNE STREET NORTH, NARWEE - PLANNING PROPOSAL**
(107) **CLR. DOWNEY:/CLR. ZAKHIA**

RESOLVED that-

1. Council prepare and submit a planning proposal to the Greater Sydney Commission to seek a Gateway Determination that will:
 - a. Rezone the properties at 89-91, 93, 93A and 95 Karne Street North in Narwee from R3 Medium Density Residential zone to B1 Neighborhood Centre zone.
 - b. Apply a maximum 10m height of buildings control.
 - c. Apply an appropriate FSR on the site (to be determined prior to public exhibition).
 - d. Amend the Lot Size Map by removing the properties from the map as it does not apply to B1 Neighbourhood Centre zone.
2. Subject to approval from the Greater Sydney Commission, Council exhibit the planning proposal, and the matter be reported to Council following the exhibition.
3. Council seek authority from the Greater Sydney Commission to exercise the delegation in relation to the plan making functions under Section 59 of the Environmental Planning and Assessment Act 1979.

- CARRIED

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Against:- Nil

(108) CLR. DOWNEY:/CLR. ISHAC

RESOLVED that Permission be granted to those people who have made the necessary application to address Council for five minutes.

- CARRIED

ITEM 5.2 20-21 BOOREA AVENUE, LAKEMBA - PLANNING PROPOSAL TO AMEND CANTERBURY LEP 2012 TO ALLOW USE OF RESIDENTIAL CARE FACILITY ON LIGHT INDUSTRIAL LAND AND CHANGE DEVELOPMENT STANDARDS.

CLR EL-HAYEK DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST WITH RESPECT TO HIS SPORT COACHING ACTIVITIES AND INDICATED HE WOULD NOT PARTICIPATE IN CONSIDERING THE MATTER AND WOULD VACATE THE CHAMBER.

CLR EL-HAYEK LEFT THE CHAMBER AT 6.20 PM

MR STUART HARDING (ON BEHALF OF APPLICANT) ADDRESSED COUNCIL.

(109) CLR. RAFFAN:/CLR. HARIKA

RESOLVED that

Council prepare and submit a planning proposal to the Greater Sydney Commission to seek a Gateway Determination that will:

- a) permit an additional permitted use for the purposes of a Residential Care Facility
- b) increase the Floor Space Ratio from 1:1 to 2:1

subject to the specific reports as outlined in the Council report being prepared prior to exhibition.

- CARRIED

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For:- Clrs Asfour, Downey, Harika, Kuskoff, Raffan, Saleh, Tuntevski, Zakhia and Zaman

Against:- Clrs Eisler, Huda, Ishac, Madirazza and Waud

SECTION 6: POLICY MATTERS

ITEM 6.1 NAMING POLICY

CLR EL-HAYEK RETURNED TO THE CHAMBER AT 6.42 PM.

(110) CLR. DOWNEY:/CLR. KUSKOFF

RESOLVED that Council endorse the Naming Policy as outlined in this report.

- CARRIED

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 QUARTERLY REVIEW OF THE 2017/18 OPERATIONAL PLAN TO 31 DECEMBER 2017 AND QUARTERLY BUDGET REVIEW

(111) CLR. ISHAC:/CLR. DOWNEY

RESOLVED that

1. Council endorse the quarterly review of its 2017/18 Operational Plan to 31 December 2017.
2. Council adopt the December 2017 Quarterly Budget Review as outlined in this report.

- CARRIED

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ITEM 7.5 **CODE OF MEETING PRACTICE - AMENDMENT TO 2018 SCHEDULE OF MEETINGS**
(115) **CLR. MADIRAZZA:/CLR. ISHAC**

RESOLVED that the 2018 Schedule of Council Meetings be amended and the Ordinary Meeting for 23 October 2018 be rescheduled to 16 October 2018.

- CARRIED

ITEM 7.6 **MATTERS DETERMINED UNDER DELEGATED AUTHORITY - 13 DECEMBER 2017 TO**
(116) **26 FEBRUARY 2018**

CLR. KUSKOFF:/CLR. ISHAC

RESOLVED that the report be noted.

- CARRIED

ITEM 7.7 **CASH AND INVESTMENT REPORT FROM 30 NOVEMBER 2017 TO**
(117) **31 JANUARY 2018**

CLR. EL-HAYEK:/CLR. MADIRAZZA

RESOLVED that

1. The Cash and Investment Report from 30 November 2017 to 31 January 2018 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

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SECTION 8: SERVICE AND OPERATIONAL MATTERS

ITEM 8.1 OUTDOOR DINING PILOT - PROPOSED FEE WAIVING
(118) CLR. EISLER:/CLR. MADIRAZZA

RESOLVED that Council approve the waiving of outdoor dining fees for businesses in Belmore Town Centre during the pilot trial period.

- CARRIED

ITEM 8.2 CANTERBURY BANKSTOWN HARMONY DAY

CLR SALEH DECLARED A SIGNIFICANT, NON PECUNIARY COFLICT OF INTEREST AS SHE IS EMPLOYED BY THE AUSPICING BODY FOR THE GROUP AND INDICATED SHE WOULD NOT PARTICIPATE IN CONSIDERING THE MATTER AND WOULD VACATE THE CHAMBER.

CLR HUDA DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST AS HE IS A BOARD MEMBER OF THE RIVERWOOD COMMUNITY CENTRE AND INDICATED HE WOULD NOT PARTICIPATE IN CONSIDERING THE MATTER AND WOULD VACATE THE CHAMBER.

CLRS SALEH AND HUDA LEFT THE CHAMBER AT 6.45 PM

(119) CLR. EISLER:/CLR. DOWNEY

RESOLVED that

1. Council provide \$10,000 to the Canterbury Bankstown Harmony Group to assist with the staging of the Canterbury Bankstown Harmony Day 2018.
2. The Canterbury Bankstown Group's annual Harmony Day celebrations be added to Councils Community Grants and Event Sponsorship ongoing annual subsidy list.

- CARRIED

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SECTION 9: COMMITTEE REPORTS

ITEM 9.1 MINUTES OF THE CANTERBURY BANKSTOWN TRAFFIC COMMITTEE MEETING HELD ON 13 FEBRUARY 2018

CLRS SALEH AND HUDA RETURNED TO THE CHAMBER AT 6.46 PM

(120) CLR. EL-HAYEK:/CLR. MADIRAZZA

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Traffic Committee meeting held on 13 February 2018 be adopted.

- CARRIED

SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

ITEM 10.1 QUESTIONS WITH NOTICE

(121) CLR. TUNTEVSKI:/CLR. DOWNEY

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 REVIEW OF BANKSTOWN COUNCIL BUSH FIRE RISK MANAGEMENT PLAN

(122) CLR. TUNTEVSKI:/CLR. EL-HAYEK

RESOLVED that to ensure that the residents of Canterbury-Bankstown, their properties and the environment are adequately protected, I call for the new Bush Fire Management Committee to review its Bush Fire Risk Management Plan, and to specifically consider the regular removal of the accumulation of branches, twigs, leaves, vegetation and the like off the streets of bush-fire prone areas during bush-fire seasons in order to reduce the fire load risk.

- CARRIED

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ITEM 10.3 **NSW COMPANION CARD SCHEME**
(123) **CLR. TUNTEVSKI:/CLR. DOWNEY**

RESOLVED that

1. As a new City of Canterbury-Bankstown, we recommit our affiliation to the NSW Companion Card scheme for all public facilities;

2. Appropriate signage be placed in prominent positions (i.e. entry points) at Council's Aquatic centres and Recreational centres and Council operated community facilities, Council held events and the like advertising that Council is an affiliate of the scheme;

3. Our affiliation to the scheme be supported with staff training and that Council publicise its affiliation of this scheme to raise awareness within our community.

- CARRIED

ITEM 10.4 **JOURNEY TO FREEDOM VIDEO - "SHOW ME THE WAY"**
(124) **CLR. EISLER:/CLR. RAFFAN**

RESOLVED that Canterbury-Bankstown Council purchase copies of the Journey to Freedom video for both Bankstown and Campsie libraries at a total cost of \$580.

- CARRIED

ITEM 10.5 **NSW NATIONAL PARKS AND WILDLIFE SERVICES**
(125) **CLR. EISLER:/CLR. ZAKHIA**

RESOLVED that Canterbury-Bankstown Council:

1. Acknowledges that there are more than forty million visits to NSW National Parks each year with an overwhelming 94 per cent of visitors being satisfied or very satisfied with their experience.

2. Notes that Canterbury-Bankstown is home to the Wolli Creek Regional Park and Georges River National Park.

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3. Notes that a significant number of Canterbury-Bankstown residents visit NSW National Parks.
4. Notes with concern the budget and staff cuts, and restructures currently taking place within the NSW National Parks and Wildlife Service (NPWS) and the risk this places to the economy, visitor safety, public amenity and the environment.
5. Calls on the NSW Government to treat NPWS staff with the respect they deserve and to stop the undermining of national parks.
6. Writes to the NSW Premier, The Hon. Gladys Berejiklian MP, the NSW Minister for the Environment, The Hon. Gabrielle Upton MP, the Shadow Minister for the Environment, Penny Sharpe MLC and the Greens NSW Environment Spokesperson, Dr Mehreen Faruqi MLC expressing the concerns raised in this resolution and;
7. Distribute this resolution to relevant community and environment groups and the Public Services Union.

- CARRIED

ITEM 10.6

HONEY BEES

CLR ISHAC TEMPORARILY LEFT THE MEETING AT 7.16 PM.

CLR ISHAC RETURNED TO THE MEETING AT 7.17 PM.

(126)

CLR. EISLER:/CLR. RAFFAN

RESOLVED that Council:

1. Note the vital role that native bees play in our ecosystem and food chain.
2. Undertake an investigation to identify the common species of bees native bees to the LGA.
3. Incorporate the importance of native bees and possible actions into Council's consolidated Biodiversity Strategy when it is updated.
4. Promote the importance of bees and what actions people can take to our community.

- CARRIED

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ITEM 10.7 ENCLOSED SWIMMING AREA

(127) CLR. KUSKOFF:/CLR. DOWNEY

RESOLVED that Council investigate the feasibility of installing an enclosed swimming area along the Georges River where people can swim safely without fear of shark attack or being hit by a boat. Consideration will need to be made for water quality, location, accessibility and parking. I believe it would be a great attraction for the City and would increase the range of activities available to Local Residents as well as visitors to the River.

- CARRIED

SECTION 11: QUESTIONS FOR NEXT MEETING

REF: ILLEGAL DUMPING – MILLER ROAD, CHESTER HILL

Clr Ishac requested that the RID squad investigate illegal dumping on Miller Road, Chester Hill.

REF: RECYCLING

Clr Kuskoff enquired if the recent ban by the Chinese Government on accepting recycled products will have an impact of Council's recycling.

REF: DUNC GRAY VELODROME

In response to a question from Clr Kuskoff regarding the current use of the velodrome, the General Manager advised that the Dunc Gray Velodrome is currently leased by Bankstown Sports Club and used as a cycling venue.

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Clr Kuskoff requested Council lobby the NSW State Government for funding to redevelop the Dunc Gray Velodrome.

REF: AUSTRALIA DAY CELEBRATIONS

Clr Harika requested that Council consider reintroducing Australia Day Celebrations at Lake Gillawarna.

REF: ROAD RESTORATION - CAMPBELL HILL ROAD, CHESTER HILL

Clr Harika asked if Council could reinspect the road restoration at Campbell Hill Road, Chester Hill, as the road surface is uneven.

REF: CONDELL PARK SHOPPING CENTRE

Clr Harika asked if there is any redevelopment proposed for Condell Park Shopping Centre.

REF: ILLEGAL PARKING

Clr Downey asked what action can Council take against large trucks (heavy vehicles) parking in residential streets.

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REF: YERAMBA LAGOON

Clr Downey requested Council's Rangers monitor use of the parkland opposite Yeramba Lagoon, particular the lighting of fires and illegal parking.

REF: MEDICAL CENTRE - PARKING

Clr Tuntevski requested that Council investigate a designated drop off - pick up / timed parking area outside the Medical Centre at the corner of Tower Street and Anderson Avenue, Panania and that this be considered for all existing and future Medical Centres.

REF: DISABLED FACILITIES – COUNCIL'S LEISURE AND AQUATIC CENTRES

Clr Waud requested information on disabled facilities provided at Council's Leisure and Aquatic Centres.

REF: ILLEGAL TREE REMOVAL

Clr Waud requested information on the number of trees removed illegally on private property in 2017 and what penalties can be imposed for such actions.

REF: EAST HILL CAR SHOW

Clr Waud asked if Council could consider setting up a stall the East Hills Charity Car Show at Kelso Park on 15 July 2018.

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REF: ILLEGAL PARKING

Clr Zakhia requested that Council lobby the NSW State Government to increase fines applicable to large vehicles parking illegally in residential streets.

REF: ILLEGAL DUMPING

Clr El-Hayek requested that Council investigate illegal dumping at the carpark on the corner of Waterloo Road and Wangee Road, Greenacre.

REF: AUSTRALIA DAY CELEBRATION

Clr Saleh requested that Council consider reintroducing Australia Day Celebrations at Gough Whitlam Park.

REF: STREET LITTERING

Clr Saleh requested that Council engage with the community to provide ideas and strategies on how Council can continue to keep our streets clean.

REF: TREE REMOVAL - STATE RAILWAY LAND

Clr Eisler asked if Council could investigate the cutting/removal of trees on State Railway Land along the rail corridor to determine if trees have been cut/removed illegally.

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REF: CAMPSIE FOOD FESTIVAL AND HALDON STREET FOOD FESTIVAL

Clr Raffan requested confirmation that the Campsie Food Festival and Haldon Street Food Festival are to continue in future.

SECTION 12: CONFIDENTIAL SESSION

(128) CLR. ISHAC:/CLR. HARIKA

RESOLVED that

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 Items 12.1, 12.2, 12.3, 12.4, 12.5 in confidential session for the reasons indicated:

Item 12.1 Setting Planning Priorities for Campsie Centre

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.

Item 12.2 Canterbury Golf Course - Diversion of Adjacent Motorway

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.

Item 12.3 T18-18 Tip Face Tarp System

This report is considered to be confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

Item 12.4 T34-18 Garbage Bin Replacement

This report is considered to be confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

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Item 12.5 SSROC T2017-06 Supply and Delivery of Hardware and Associated Products

This report is considered to be confidential in accordance with Section 10A(2)(d)(i) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, prejudice the commercial position of the person who supplied it.

- CARRIED

COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 7.45 PM AND REVERTED BACK TO OPEN COUNCIL AT 7.49 PM.

ITEM 12.1
(129)

SETTING PLANNING PRIORITIES FOR CAMPSIE CENTRE

CLR. DOWNEY:/CLR. HARIKA

RESOLVED that

1. Council authorise the General Manager to commence formal discussions between Council and Grand Sino Aust Plaza about possible future development options for the site.
2. Appropriate probity measures be put in place as part of any process.

- CARRIED

ITEM 12.2
(130)

CANTERBURY GOLF COURSE - DIVERSION OF ADJACENT MOTORWAY

CLR. DOWNEY:/CLR. ISHAC

RESOLVED that

1. The General Manager's delegated authority be affirmed to both negotiate and finalise the matter, as outlined in the report.
2. The Mayor and General Manager be authorised to sign all documentation, and affix the Common Seal of Council, as required.
3. Further reports be provided to Council on the matter, as required.

- CARRIED

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ITEM 12.3 **T18-18 TIP FACE TARP SYSTEM**
(131) **CLR. DOWNEY:/CLR. ISHAC**

RESOLVED that

1. Council approves the selective quotation received from Superior Environmental Services Pty for an amount of \$234,593.73 (excluding GST) for the supply and delivery of one Tip Face Tarp Covering System.
2. Council notifies the unsuccessful Tenderers/Applicants in writing and thank them for their submissions.

- CARRIED

ITEM 12.4 **T34-18 GARBAGE BIN REPLACEMENT**
(132) **CLR. EL-HAYEK:/CLR. ZAKHIA**

RESOLVED that

1. Council accepts the tender received from Trident Plastics (SA) Pty Ltd for an amount of \$1,747,990 (excluding GST) for the supply and replacement of household garbage bins,
2. The General Manager be authorised to enter into a contract and sign all documentation in accordance with Council's resolution, as required.
3. Council notifies the unsuccessful tenderers in writing and thank them for tendering.

- CARRIED

ITEM 12.5 **SSROC T2017-06 SUPPLY AND DELIVERY OF HARDWARE AND ASSOCIATED**
(133) **PRODUCTS**
CLR. DOWNEY:/CLR. ZAKHIA

RESOLVED that

1. Council accepts the SSROC preferred panel of contractors list, on a non-exclusive basis, for the supply and delivery of Hardware and Associated Products, for a period of three years with a provision to extend for two by one year periods. Any extensions are subject to contractor's performance and approval of the General Manager.

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2. The General Manager be authorised to enter into the applicable “Commissioning” agreements with the relevant contractors in accordance with the Council’s resolution above.
3. Council agrees that SSROC notify unsuccessful tenderers of the results of the tender process.

- CARRIED

THE MEETING CLOSED AT 7.50 P.M

Minutes confirmed 27 MARCH 2018

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Mayor