

CANTERBURY BANKSTOWN
MINUTES OF THE
ORDINARY MEETING OF COUNCIL
HELD IN COUNCIL CHAMBERS
ON 26 FEBRUARY 2019

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

HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.02 PM.

REF: CONFIRMATION OF MINUTES

(486) CLR. ZAKHIA:/CLR. EL-HAYEK

RESOLVED that the minutes of the Ordinary Council Meeting held on 11 December 2018 be adopted.

- CARRIED

SECTION 2: LEAVE OF ABSENCE

(487) CLR. EL-HAYEK:/CLR. WAUD

RESOLVED that Leave of Absence be granted to Clr Ishac due to health reasons.

- CARRIED

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

In respect of Item 4.2 – Local Community Based Donations, Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to his working relationship with representatives of the State Emergency Services and relationships with participants in the Walk 4 Duchenne and indicated he would vacate the Chamber taking no part in debate.

SECTION 4: MAYORAL MINUTES

ITEM 4.1 DUNC GRAY VELODROME

(488) CLR. ASFOUR

RESOLVED that Council call on both State Labor and Liberal leaders to commit that, if elected, they will invest the necessary funds to upgrade and operate the Dunc Gray Velodrome and also write to the NSW Minister for Sport, the NSW Shadow Minister for Sport and our local state member seeking their support.

- CARRIED

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ITEM 4.2 LOCAL COMMUNITY BASED DONATIONS

IN RESPECT OF ITEM 4.2 – LOCAL COMMUNITY BASED DONATIONS, CLR EL-HAYEK DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HIS WORKING RELATIONSHIP WITH REPRESENTATIVES OF THE STATE EMERGENCY SERVICES AND RELATIONSHIPS WITH PARTICIPANTS IN THE WALK 4 DUCHENNE AND VACATED THE CHAMBER TAKING NO PART IN DEBATE.

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 6.09 PM.

(489) CLR. ASFOUR

RESOLVED that

1. Council support the request from Save our Sons and donate \$500 towards Duchenne Muscular Dystrophy.
2. Council support the request from Canterbury SES and waive their fees in the amount of \$2,500 for the use of Roselands Pool to train their members in fitness and rescue exercises.
3. Council support the request from Canterbury City Community Centre and donate excess mulch to a value of \$1,000 to assist elderly and less mobile residents modify their gardens into low-maintenance.
4. Council support the request from ParkRun Australia and waive the fees of \$2,920 for use of Field of Dreams Reserve and St Mary Mackillop Reserve until June 2019 on the basis that they apply to Council's Community Grants Program in future.
5. Council support the request from Rotary and donate \$500 towards a fundraising event involving Eliana Alvarez of Milperra who will trek to Everest Base Camp from Kathmandu to raise funds to eradicate the Polio virus.
6. These funds are made available from Council's Community Grants and Events Sponsorship budget.

- CARRIED

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SECTION 5: PLANNING MATTERS

CLR EL-HAYEK RETURNED TO THE MEETING AT 6.11 PM.

ITEM 5.1 PLANNING PROPOSAL UPDATE: MEDIUM DENSITY HOUSING CODE
(490) CLR. TUNTEVSKI:/CLR. DOWNEY

RESOLVED that

1. Council note the need to amend the planning proposal to be consistent with the Gateway Determination, which requires the removal of all references to dual occupancies.
2. The planning proposal be publicly exhibited for a minimum of 28 days.
3. Council write to the Minister for Planning to request a further deferral of the Low Rise Medium Density Housing Code until Council has completed its new Local Environmental Plan. Furthermore, if Council demonstrates that it is providing capacity for a range of housing types in its new Local Environmental Plan, the Code should not apply to Canterbury Bankstown at all.
4. A further report be brought to Council addressing any submissions received during the exhibition period and recommending next steps in the plan making process.
5. The Mayor write to all properties in the R2 Low Density Residential zone of the former Bankstown Council area reiterating Council's position on the Government's Low Rise Medium Density Housing Code and seeking their support for Council's planning proposal to proceed as submitted to the Government which blocks the introduction of manor homes in low density residential areas maintains current planning controls for dual occupancy development.

- CARRIED

For:- Ctrs Asfour, Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud, Zakhia and Zaman

Against:- Nil

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ITEM 5.2 **APPLICATION TO AMEND BANKSTOWN LOCAL ENVIRONMENTAL PLAN 2015: 10 SIMMAT AVENUE, CONDELL PARK**

MOTION **CLR. ASFOUR:/CLR. ZAKHIA**

That -

1. Council adopt the planning proposal as shown in Attachment A.
2. Council exercise its delegation provided by the Department of Planning and Environment to finalise the plan.

THE MOTION WAS LOST.

For:- Clrs Asfour, Madirazza, Raffan, Waud, Zakhia and Zaman

Against:- Clrs Downey, Eisler, El-Hayek, Harika, Huda, Kuskoff, Saleh and Tuntevski

ITEM 5.3 **PLANNING PROPOSAL: 89-95 KARNE STREET NORTH, NARWEE**

(491) **CLR. EL-HAYEK:/CLR. HARIKA**

RESOLVED that

1. Council adopt the amendments to the floor space ratio from 0.9:1 to 1.3:1 for land at 89-91, 93, 93A and 95 Karne Street North, Narwee as outlined in this report.
2. The Department of Planning and Environment be informed of the amendments to the planning proposal.
3. Council re-exhibit the amended planning proposal.
4. A further report be prepared to Council at the conclusion of the exhibition period outlining submissions received and a way forward.

- CARRIED

For:- Clrs Asfour, Eisler, El-Hayek, Harika, Huda, Kuskoff, Madirazza, Raffan, Saleh, Tuntevski, Waud, Zakhia and Zaman

Against:- Clr Downey

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SECTION 6: POLICY MATTERS

ITEM 6.1 COMMUNITY ENGAGEMENT POLICY AND FRAMEWORK
(492) CLR. WAUD:/CLR. EISLER

RESOLVED that

1. The draft Community Engagement Policy and Framework 2019 be placed on public exhibition.
2. A further report be provided to Council following the exhibition process.

- CARRIED

SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS

ITEM 7.1 QUARTERLY PERFORMANCE REPORT - OCTOBER TO DECEMBER 2018
(493) CLR. TUNTEVSKI:/CLR. MADIRAZZA

RESOLVED that

1. Council notes the quarterly performance report ending 31 December 2018.
2. Council adopt the December 2018 Quarterly Budget Review as outlined in this report.

- CARRIED

ITEM 7.2 SYDNEY METRO INTERFACE AGREEMENT NEGOTIATIONS AND REPRESENTATIVES
FOR TRAFFIC & TRANSPORT MANAGEMENT GROUP AND DESIGN REVIEW PANEL
(494) CLR. DOWNEY:/CLR. HARIKA

RESOLVED that the matter be deferred to the next available meeting of Council.

- CARRIED

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ITEM 7.3 **PROPERTY MATTER: HOMEDALE ROAD, BANKSTOWN**
(495) **CLR. EL-HAYEK:/CLR. ZAKHIA**

RESOLVED that

1. The newly consolidated parcel of land (Lot 1 DP 1247694) being 27 Homedale Road, Bankstown, be, and is hereby, classified as Operational Land in accordance with the Local Government Act 1993.
2. The subject land (Lot 1 DP1247694) being 27 Homedale Road, Bankstown, be subdivided to dedicate the required portion as road reserve, as detailed in the report.
3. The required works and funding be considered as part of Council's 2019/2020 Operational Plan and Budget.
4. The Mayor and General Manager be authorised to sign and (where necessary) affix the common seal of Council to any documentation to give effect to the above actions, as required.
5. Further reports be provided on the above matters, as required.

- CARRIED

ITEM 7.4 **4 ELEMENTS SYDNEY CONFERENCE & FESTIVAL**
(496) **CLR. ZAKHIA:/CLR. ZAMAN**

RESOLVED that Council approval be given to support 4Elements Sydney Conference and Festival 2019 as a Venue Partner through \$12,750 in fee waivers for the use of Bankstown Library and Knowledge Centre and Paul Keating Park.

- CARRIED

ITEM 7.5 **MATTERS DETERMINED UNDER DELEGATED AUTHORITY - 12 DECEMBER 2018 TO**
(497) **25 FEBRUARY 2019**
CLR. DOWNEY:/CLR. EISLER

RESOLVED that

1. The matters determined under delegated authority be noted.

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2. Council re-affirms its opposition to the proposed Bankstown to Sydenham Metro project.
3. Council continues to monitor developments with the Metro Project, with a view to pursuing any further opportunities to challenge the delivery of the project in its current form.

- CARRIED

ITEM 7.6 **CASH AND INVESTMENT REPORT AS AT 31 DECEMBER 2018 & 31 JANUARY 2019**
(498) **CLR. MADIRAZZA:/CLR. DOWNEY**

RESOLVED that

1. The Cash and Investment Report as at 31 December 2018 and 31 January 2019 be received and noted.
2. The Certification by the Responsible Accounting Officer incorporated in this report, be adopted.

- CARRIED

SECTION 8: SERVICE AND OPERATIONAL MATTERS

ITEM 8.1 **SALT PAN CREEK RESERVE MASTERPLAN**
(499) **CLR. TUNTEVSKI:/CLR. DOWNEY**

RESOLVED that

1. Council note the submissions of the community from the public exhibition of the Masterplan.
2. Council adopt the Masterplan, noting that the current use of McLaughlin Oval be retained for Baseball, and that the fields be maintained and improved to function as a District level facility.

- CARRIED

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ITEM 8.2 **WILEY PARK AND STEVENS RESERVE INTERSECTIONS**

CLR EL-HAYEK TEMPORARILY RETIRED FROM THE MEETING AT 7.05 PM.

(500) **CLR. EISLER:/CLR. RAFFAN**

RESOLVED that permission be granted to Ms Barbara Coorey – resident to address Council in respect of Item 8.2.

- CARRIED

(501) **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that an extension of two minutes be given to Ms Coorey to address Council.

- CARRIED

(502) **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that

1. Council note that objections to the proposal have been made by Council and representations have been made to Roads and Maritime Service, Minister for Roads.
2. Given the recent additional information provided to Council regarding native trees and the intent of the original bequest of land by Mr Wiley, Council investigate legal avenues available to Council to stop the project(s) from proceeding.

- CARRIED

ITEM 8.3 **RAMADAN NIGHTS**

CLR. EL-HAYEK RETURNED TO THE MEETING AT 7.11 PM.

(503) **CLR. DOWNEY:/CLR. ZAKHIA**

RESOLVED that

1. Council note the improvements to the Ramadan Signature Event.
2. Council adopt in principle the increase for the cost of the Ramadan Street stall application fee from \$1,000 to \$2,250 to deliver the required improvements.

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3. Council exhibit the amended application fee for the cost of a street stall application for a period of 28 days in accordance with the Local Government act 1993, and a further report be submitted to Council following the exhibition period.

- CARRIED

SECTION 9: COMMITTEE REPORTS

ITEM 9.1 MINUTES OF THE HEALTH & RECREATION ADVISORY COMMITTEE MEETING HELD ON 3 DECEMBER 2018

(504) CLR. WAUD:/CLR. MADIRAZZA

RESOLVED that the minutes of the Health & Recreation Advisory Committee meeting held on 3 December 2018, be adopted.

- CARRIED

ITEM 9.2 MINUTES OF THE AUDIT, RISK AND IMPROVEMENT COMMITTEE MEETING HELD ON 12 SEPTEMBER 2018

(505) CLR. RAFFAN:/CLR. WAUD

RESOLVED that the recommendations contained in the minutes of the Audit, Risk and Improvement Committee meeting held on 12 September 2018, be adopted.

- CARRIED

ITEM 9.3 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 12 FEBRUARY 2019

(506) CLR. HARIKA:/CLR. TUNTEVSKI

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 February 2019, be adopted and that for Item 31 a review of the location for the proposed humps be further reviewed to position them where residents have indicated support and away from those who oppose them, as far as is practicable.

- CARRIED

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SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE

ITEM 10.1 **NOTICES OF MOTION AND QUESTIONS WITH NOTICE**
(507) **CLR. TUNTEVSKI:/CLR. EL-HAYEK**

RESOLVED that the information be noted.

- CARRIED

ITEM 10.2 **PUBLIC TOILETS**
(508) **CLR. SALEH:/CLR. EL-HAYEK**

RESOLVED that Council engages with NSW Police and Transport for NSW on the future provision of public toilets along the T3 Bankstown Line within the LGA.

- CARRIED

ITEM 10.3 **TRAFFIC REVIEW - POTTS HILL**
(509) **CLR. HARIKA:/CLR. EL-HAYEK**

RESOLVED that Council investigate and review traffic management within Potts Hill and prepare a report on the findings of this review for the Local Traffic Committee.

- CARRIED

ITEM 10.4 **COMMUNITY REUSE FACILITY**
MOTION **CLR. EISLER:/CLR. RAFFAN**

That Council investigates opportunities for establishing a re-use facility as part of the future of Kelso Tip to encourage the community to pass on good quality household items they no longer require for others to re-use, rather than going to landfill.

AT THIS STAGE CLR TUNTEVSKI REQUESTED THAT THE MOTION BE AMENDED AS FOLLOWS:

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That

1. Council investigates opportunities for establishing a re-use facility as part of the future of Kelso Tip to encourage the community to pass on good quality household items they no longer require for others to re-use, rather than going to landfill.
2. Council also write to the State Government requesting consideration of establishing a community recycling centre using funds from the Waste Levy.

CLR EISLER AND CLR RAFFAN ACCEPTED CLR TUNTEVSKI'S AMENDMENT TO BE INCLUDED IN THE MOTION.

(510)

CLR. EISLER:/CLR. RAFFAN

RESOLVED that

1. Council investigates opportunities for establishing a re-use facility as part of the future of Kelso Tip to encourage the community to pass on good quality household items they no longer require for others to re-use, rather than going to landfill.
2. Council also write to the State Government requesting consideration of establishing a community recycling centre using funds from the Waste Levy.

- CARRIED

ITEM 10.5

ON-STREET PARKING LINE MARKING

(511)

CLR. ZAMAN:/CLR. WAUD

RESOLVED that Council investigate and prepare a report for the Local Traffic Committee on the use of line marking to denote car park bays for on-street parallel parking.

- CARRIED

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ITEM 10.6 **SHOALHAVEN RESOURCE RECOVERY FACILITY**
(512) **CLR. MADIRAZZA:/CLR. EISLER**

RESOLVED that Council monitors the delivery and effectiveness of the Shoalhaven Resource Recovery Facility (West Nowra) and consider this type of technology as part of its future review of waste disposal when the current contract comes to an end.

- CARRIED

ITEM 10.7 **WORLD'S GREATEST SHAVE**

CLR EISLER TEMPORARILY RETIRED FROM THE MEETING AT 7.29 PM.

(513) **CLR. ZAKHIA:/CLR. TUNTEVSKI**

RESOLVED that Council donates \$1,500 to the Leukaemia Foundation on behalf of those staff taking part in the World's Greatest Shave.

- CARRIED

SECTION 11: **QUESTIONS FOR NEXT MEETING**

CLR EISLER RETURNED TO THE MEETING AT 7.33 PM.

REF: HOUSEHOLD CLEAN-UPS

Clr Kuskoff requested that Council investigate introducing priority household clean-ups for residents.

REF: COMPASS CENTRE

Clr Kuskoff asked that in light of the commencement of leasing spaces at the Compass Centre, what is Councils plans for the old library site.

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REF: LETTER OF CONGRATULATIONS

Clr Downey requested the Mayor write to Picnic Point High School congratulating the school's Dragon Boat team which recently won the Sydney City Council's Dragon Boat race.

REF: BROKEN HILL - DROUGHT RELIEF

Clr Downey requested that Council investigate what action Council can take in the short term to assist Broken Hill during the current drought.

REF: TRAFFIC ISSUE – BEACONSFIELD STREET AND QUEEN STREET, REVESBY

Clr Downey requested Council investigate right hand turn signals at this intersection to improve traffic safety.

REF: REVESBY POLICE STATION

Clr Downey requested that Council investigate traffic improvements at the intersection of Sphinx Avenue and The River Road, Revesby should a new police station be constructed in the future.

REF: BANKSTOWN/LIDCOMBE HOSPITAL

Clr Downey requested that Council make representations to the State Government requesting they provide additional funding for the Bankstown/Lidcombe Hospital.

REF: TRAFFIC ISSUE - HEAVY VEHICLES

Clr Tuntevski requested Council make representations to the State Government requesting fines be increased for heavy vehicles that are parked illegally on residential streets.

REF: COMMUNITY SAFETY FORUM - REVESBY WARD

Clr Waud requested an update on the issues raised at the recent community safety forum held at Panania Senior Citizens Centre.

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REF: TRAFFIC HOTSPOTS - INTERSECTIONS

Clr Waud requested a report listing the most dangerous intersections across the Bankstown LGA, including accident history at these intersections.

REF: ACCESSIBLE PARKING SPACES

Clr Waud requested an update on the number of accessible parking spaces provided across the LGA and the standard width of parking spaces.

REF: NORTHCOTE RESERVE, GREENACRE

Clr El-Hayek requested that the basketball ring be repaired at Northcote Reserve, Greenacre.

REF: PARKING

Clr Saleh asked if any new parking facilities were proposed for the suburbs of Belmore or Punchbowl.

CLR KUSKOFF RETIRED FROM THE MEETING AT 7.15 PM.

REF: FLOW EXHIBITION PROJECT

Clr Eisler requested that Council contact the organisers of the "FLOW" exhibition project with a view of securing the exhibition for a period at Canterbury Bankstown Council.

REF: SOCIAL HOUSING REGULATIONS

Clr Eisler requested Council contact Social Housing providers in the Bankstown area and request details of their rules and regulations for their clients.

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REF: INDIGENOUS CULTURES

Clr Raffan requested Council investigate what programs could be provided by Council's library in educating and providing awareness for children and residents about indigenous cultures in Council's areas.

SECTION 12: CONFIDENTIAL SESSION

Nil

THE MEETING CLOSED AT 7.55 PM.

Minutes confirmed 26 MARCH 2019

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Mayor