

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

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

**APOLOGIES:** There were no apologies.

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**HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.03 P.M.**

COUNCIL OBSERVED A MINUTES SILENCE IN MEMORY OF THE VICTIMS OF THE  
CHRISTCHURCH MOSQUE MASSACRE.

**REF: CONFIRMATION OF MINUTES**

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

RESOLVED that the minutes of the Ordinary Council Meeting held on 26 February  
2019 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 4.2 Local Community Based Donations, Clr El-Hayek declared a significant, Non Pecuniary Conflict of Interest due to his association with members of the Lebanese Muslim Association and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 8.1 – Belmore Sports and Recreation Precinct Masterplan, Clr Madirazza declared a significant, Non Pecuniary Conflict of Interest due to his association with the Belmore Bowling Club and indicated he would vacate the Chamber taking no part in debate.

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**SECTION 4: MAYORAL MINUTES**

**ITEM 4.1 SHINE A LIGHT FOR UNITY**  
**(515) CLR. ASFOUR**

RESOLVED that in response to the Christchurch tragedy, the divisive language and the need to celebrate harmony, I propose to hold a vigil and a call to action to reject hate, embrace harmony and remember those that lost their lives in this terrible act of violence and horror. The vigil will be held on 4 April, 2019 at Wiley Park, the community and leaders from across the LGA and greater Sydney will be invited to come together, to Shine a Light for Unity.

- CARRIED

**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 ASSOCIATION WITH MEMBERS OF THE LEBANESE MUSLIM ASSOCIATION AND VACATED THE CHAMBER TAKING NO PART IN DEBATE.

CLR EL-HAYEK TEMPORARILY VACATED THE CHAMBER AT 6.15 PM.

**(516) CLR. ASFOUR**

RESOLVED that

1. Council support the request from Variety B to B Bash and donate \$1,000 towards Team F7500.
2. Council support the request from the Bangladeshi Community School and donate \$1,200 being the waiving of the Centre hire fee and that Bangladeshi Community School be encouraged to apply for a grant in the Council's next Community Grants and Event Sponsorship Program.
3. Council support the request from Royal Flying Doctor Service and donate \$1,000 as part of Club Mt Lewis' fundraising event being held on 3 May 2019.
4. Council support the request from The Lebanese Muslim Association – Parry Park and waive the day fee \$146 for the use of the car park, for a memorial service held on 22 March 2019 following Friday prayers, in memory of the victims of the Christchurch terrorist attack.

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5. These funds are made available from Council's Community Grants and Events Sponsorship budget.

- CARRIED

CLR EL-HAYEK RETURNED TO THE MEETING AT 6.19 PM.

**ITEM 4.3**                      **CONGRATULATIONS PREMIER BEREJIKLIAN**  
**(517)**                              **CLR. ASFOUR**

RESOLVED that the Mayoral Minute be noted.

- CARRIED

**SECTION 5:**                      **PLANNING MATTERS**

**ITEM 5.1**                      **PLANNING CONTROLS FOR BOARDING HOUSES**  
**(518)**                              **CLR. EISLER:/CLR. ISHAC**

RESOLVED that

1. Council adopt the Planning Proposal to include site area and frontage controls for boarding houses in the Canterbury LEP 2012 as shown in Attachment A and it be referred to the Department of Planning and Environment for finalisation.
2. Council adopt the amendments to the Canterbury Development Control Plan 2012 (Amendment 5) as shown in Attachment B and that the amendments come into force concurrently with the gazettal of the LEP in accordance with the requirements of the Environmental Planning and Assessment Regulation 2000.
3. A savings and transitional provision be added to the planning proposal. It will apply to development applications that were made up until 1 February 2019 including those currently under appeal.

- CARRIED

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

**Against:-**                      Nil

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**SUSPENSION OF STANDING ORDERS**

**(519) CLR. TUNTEVSKI:/CLR. EL-HAYEK**

Resolved that:

- i) Permission be granted to those people who have made the necessary application to address Council for five minutes in respect of items 5.2 and 8.1.
- ii) Standing Orders be suspended.
- iii) Standing Orders then be resumed.

- CARRIED

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

MR MICHAEL WILLIAMSON (APPLICANT) ADDRESSED COUNCIL

**(520) CLR. TUNTEVSKI:/CLR. ISHAC**

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

- CARRIED

**For:-** Clrs Asfour, Downey, Harika, Huda, Ishac, Madirazza, Raffan, Tuntevski, Waud, Zakhia and Zaman

**Against:-** Clrs Eisler, El-Hayek, Kuskoff and Saleh

**ITEM 8.1 BELMORE SPORTS AND RECREATION PRECINCT MASTERPLAN**

IN RESPECT OF ITEM 8.1 – BELMORE SPORTS AND RECREATION PRECINCT MASTERPLAN, CLR MADIRAZZA DECLARED A SIGNIFICANT, NON PECUNIARY CONFLICT OF INTEREST DUE TO HIS ASSOCIATION WITH THE BELMORE BOWLING CLUB AND VACATED THE CHAMBER TAKING NO PART IN DEBATE.

CLR MADIRAZZA TEMPORARILY VACATED THE CHAMBER AT 6.35 PM.

MR JOHN BOULOS (CEO – SYDNEY OLYMPIC) ADDRESSED COUNCIL

MR STEVE BRISSETT (BELMORE BOWLING CLUB) ADDRESSED COUNCIL

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**MOTION**                    **CLR. DOWNEY:/CLR. TUNTEVSKI**

That the matter be deferred.

- LOST

**(521)**                        **CLR. EISLER:/CLR. ISHAC**

RESOLVED that

1. Council note the submissions received during the public exhibition of the Masterplan.
2. Council adopt the Masterplan as attached at Attachment A.
3. Council utilise the Masterplan to inform future grant submissions, Section 94 (Section 117) funding and State government State Infrastructure contributions.

- CARRIED

**STANDING ORDERS WERE RESUMED**

CLR MADIRAZZA RETURNED TO THE MEETING AT 6.50 PM.

**SECTION 6:**                **POLICY MATTERS**

**ITEM 6.1**                    **CODE OF CONDUCT AND CODE OF MEETING PRACTICE**

**(522)**                        **CLR. EISLER:/CLR. TUNTEVSKI**

RESOLVED that

1. Council adopt the Canterbury Bankstown Code of Conduct and Procedures for the Administration of the Code as attached to this report.
2. Council adopt the Draft Code of Meeting Practice (as attached) and agree to publicly exhibit in accordance with the Local Government Act 1993.
3. Council re-affirms its ongoing use of the Panel of Conduct Reviewers as appointed by the Southern Sydney Regional Organisation of Councils.
4. Further reports be provided on the matter, as required.

- CARRIED

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**SECTION 7: GOVERNANCE AND ADMINISTRATION MATTERS**

**ITEM 7.1 CODE OF MEETING PRACTICE - AMENDMENT TO 2019 SCHEDULE OF MEETINGS**  
**(523) CLR. WAUD:/CLR. ISHAC**

RESOLVED that the 2019 Schedule of Council Meetings be amended and the Ordinary Meeting for 16 April 2019 be rescheduled to 30 April 2019.

- CARRIED

**ITEM 7.2 STRONGER COMMUNITIES FUND - QUARTERLY PROGRESS REPORT**  
**(524) CLR. DOWNEY:/CLR. ZAMAN**

RESOLVED that Council note the progress report of the implementation of the Stronger Communities Fund.

- CARRIED

**ITEM 7.3 CASH AND INVESTMENT REPORT AS AT 28 FEBRUARY 2019**  
**(525) CLR. MADIRAZZA:/CLR. KUSKOFF**

RESOLVED that

1. The Cash and Investment Report as at 28 February 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 BELMORE SPORTS AND RECREATION PRECINCT MASTERPLAN**

THIS MATTER WAS DISCUSSED PREVIOUSLY. SEE RESOLUTION NO. 521 ON PAGE FIVE OF THESE MINUTES.

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**ITEM 8.2**                      **DEEPWATER PARK AND KELSO PARKLANDS PLAN OF MANAGEMENT**  
**(526)**                              **CLR. DOWNEY:/CLR. WAUD**

RESOLVED that

1. Council adopt the amended Deepwater and Kelso Parklands Plan of Management.
2. Council commence high priority actions arising from the PoM, including:
  - Additional planning for sporting field layouts at Kelso North and Marco; and
  - Undertaking an Expression of Interest for the Homelea Avenue site (former Recreation club).

- CARRIED

**ITEM 8.3**                      **MARKETING THE CITY**  
**(527)**                              **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that

1. Council note the outcomes of the Business Leaders audit and priority areas.
2. Council commence the next phase of investigation on promoting the City.
3. Council sponsor the 'Out There Summit' in Bankstown.
4. Council allocate sufficient resources and funds as part of the quarterly review process to respond to the matters outlined in this report.

- CARRIED

**ITEM 8.4**                      **OUTDOOR DINING PILOT PROGRAM**  
**(528)**                              **CLR. ZAKHIA:/CLR. DOWNEY**

RESOLVED that

1. Council note the findings of the NSW Government's Outdoor Dining Pilot program hosted August 2017 – December 2018; and
2. Council to consider the OSBC Outdoor Dining Policy and process when it is released by the NSW Government.

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3. Council continue to implement the adopted City wide Outdoor Dining Policy, procedure and application process.
4. Council prepare a Night Time Economy Action Plan to promote safe, well managed and inclusive night time activities.

- CARRIED

**ITEM 8.5**                      **CONSERVE YOUR MOTHER LANGUAGE MONUMENT PROPOSAL**  
**(529)**                              **CLR. HUDA:/CLR. DOWNEY**

RESOLVED that

1. The information be noted.
2. Council agree to establish the method for processing community contributions for the project, as outlined in the report.
3. Subject to receiving adequate funding, Council proceed with a more detailed design of the monument in consultation with the community followed by construction

- CARRIED

**ITEM 8.6**                      **WILEY PARK AND STEVENS RESERVE INTERSECTIONS**  
**(530)**                              **CLR. ISHAC:/CLR. ZAKHIA**

RESOLVED that

1. The information be noted.
2. Council note that both the community's and Council's objections to the proposal have been made to the Minister for Roads and the Roads and Maritime Service, as outlined in its previous report (Attachment A).
3. Council negotiate compensation with the Roads and Maritime Service for the loss of Critically Endangered Ecological Community bushland at Wiley Park and open space at Stevens Reserve, as outlined in its previous report (Attachment A).

- CARRIED



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**SECTION 9: COMMITTEE REPORTS**

**ITEM 9.1 MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 12 MARCH 2019**  
**(531) CLR. HARIKA:/CLR. WAUD**

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 12 March 2019, be adopted.

- CARRIED

**SECTION 10: NOTICE OF MOTIONS & QUESTIONS WITH NOTICE**

**ITEM 10.1 NOTICE OF MOTIONS AND QUESTIONS WITH NOTICE**  
**(532) CLR. ISHAC:/CLR. SALEH**

RESOLVED that the information be noted.

- CARRIED

**ITEM 10.2 CREATIVE CBCITY STRATEGIC PLAN**  
**(533) CLR. RAFFAN:/CLR. EL-HAYEK**

RESOLVED that Council as part of its soon to be completed Creative CBCity Strategic Plan pilot a Community Street Art Program.

- CARRIED

**ITEM 10.3 INVESTING IN CRITICAL LOCAL INFRASTRUCTURE**  
**(534) CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that

1. Council calls upon the NSW Government to investigate the establishment of a capital investment funding framework for local government, with the view to bringing forward the funding of critical local infrastructure.

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2. Importantly, the framework is to also consider the option, whereby the NSW Government forward funds critical local infrastructure listed in Councils S94 plans.
3. Council include the above as one of Council's motions for consideration at the 2019 LGNSW Conference.

- CARRIED

**ITEM 10.4**                      **NATIONAL FAMILIES WEEK**  
**(535)**                              **CLR. SALEH:/CLR. EL-HAYEK**

RESOLVED that Council -

1. Actively promotes and celebrate National Families Week through its range of family friendly services.
2. Provide free general entry to families at Council's Leisure and Aquatic Centres on International Families Day, Wednesday 15 May, 2019.
3. Request the NSW Department of Health to host a series of local forums and/or seminars on positive parenting.

- CARRIED

**SECTION 11:                      QUESTIONS FOR NEXT MEETING**

**REF:    PASSING OF ARCHBISHOP STYLIANOS - GREEK ORTHODOX ARCHDIOCESE OF AUSTRALIA**

Clr Clare Raffan requested Council convey its condolences to the Greek Orthodox community at the recent passing of Archbishop Stylianos.

**REF:    ACCESSIBLE PARKING**

Clr Glen Waud requested Council ensure the installation of accessible parking spaces are in accordance with Australian Standards.

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**REF: PROPOSED BANKSTOWN / LIDCOMBE HOSPITAL AND UNIVERSITY**

Clr Steve Tuntevski requested Council make enquiries to the NSW State Government requesting details of the location and construction of the new hospital and university to be situated in the Bankstown LGA.

**REF: ILLEGAL PARKING**

Clr Linda Downey requested Council investigate illegal parking on the sliproad to Henry Lawson Drive near Carinya Road, Picnic Point.

**REF: DRAINAGE - HENRY LAWSON DRIVE**

Clr Linda Downey requested Council investigate drainage on Henry Lawson Drive between Picnic Point and Carinya Road due to water pooling during recent rains.

**REF: TRAFFIC ISSUE - BEACONSFIELD AND QUEEN STREET, REVESBY**

Clr Linda Downey requested advice as to what alternative traffic management options to right hand turn traffic signaling are being investigated at this location to improve traffic safety, as reported to the February Traffic Committee.

**REF: ACCESSIBLE PARKING – FUTURE ELECTIONS**

Clr Alex Kuskoff requested Council write to the NSW Electoral Commission and Australian Electoral Commission requesting they investigate the provision of accessible parking adjacent to polling booths at future elections.

**SECTION 12: CONFIDENTIAL SESSION**

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

RESOLVED 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 12.1 in confidential session for the reasons indicated:

Item 12.1 Insurance Renewals and Brokerage Services

*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.*

- CARRIED

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**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 7.10 PM AND REVERTED BACK TO OPEN COUNCIL AT 7.12 PM.**

**ITEM 12.1                      INSURANCE RENEWALS AND BROKERAGE SERVICES**

**(537)                              CLR. ISHAC:/CLR. HUDA**

RESOLVED that

1.     The information be noted.
  
2.     Given the extenuating circumstances, as outlined in the report, and in accordance with Section 55(3)(i) of the Local Government Act 1993, Council agrees to engage Jardine Lloyd Thompson Pty Ltd for a period of one year, for the provision of Insurance Brokerage Services.
  
3.     The General Manager be authorised to negotiate and enter into a contract and sign all documentation in accordance with Council's resolution, as required.
  
4.     In consultation with Council's Insurance Broker, the General Manager be delegated authority to make the necessary arrangements to adequately insure Council for the 2019/20 financial year, as outlined in the report.

- CARRIED

**THE MEETING CLOSED AT 7.13 P.M**

Minutes confirmed 30 APRIL 2019

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Mayor