

**CANTERBURY BANKSTOWN**  
**MINUTES OF THE**  
**ORDINARY MEETING OF COUNCIL**  
**HELD IN COUNCIL CHAMBERS**  
**ON 25 FEBRUARY 2020**

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

**APOLOGIES** There were no apologies.

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**HIS WORSHIP THE MAYOR DECLARED THE MEETING OPEN AT 6.02 P.M.**

**ACKNOWLEDGEMENT OF COUNTRY**

THE MAYOR, ACKNOWLEDGED THE TRADITIONAL OWNERS OF THE LAND WHERE WE ARE MEETING TODAY THE DARUG (DARAG, DHARUG, DARUK AND DHARUK) AND THE EORA PEOPLES, AND PAID RESPECT TO THEIR ANCIENT CULTURE AND THEIR ELDERS PAST AND PRESENT.

**REF: CONFIRMATION OF MINUTES**

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

RESOLVED that the minutes of the Ordinary Council Meeting held on 10 December 2019 be adopted.

- CARRIED

CLR KUSKOFF ARRIVED AT THE MEETING AT 6.03 PM.

**SECTION 2: LEAVE OF ABSENCE**

Nil

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

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr Kuskoff declared a Pecuniary Conflict of Interest as he has an interest in a property which is the subject of this report and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr Zakhia declared a Pecuniary Conflict of Interest as he has an interest in a property which is the subject of this report and indicated he would vacate the Chamber taking no part in debate.

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In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr El-Hayek declared a significant Non Pecuniary Conflict of Interest as a reportable donation was made to his election campaign and the donor has an interest in a property which is the subject of this report and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr Tuntevski declared a significant Non Pecuniary Conflict of Interest as a reportable donation was made to his election campaign and the donor has an interest in a property which is the subject of this report. Clr Tuntevski also declared a Pecuniary Conflict of Interest as he has an interest in a property which is the subject of this report and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr Downey declared a significant Non Pecuniary Conflict of Interest as a reportable donation was made to her election campaign and the donor has an interest in a property which is the subject of this report and indicated she would vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr Asfour declared a significant Non Pecuniary Conflict of Interest as a reportable donation was made to his election campaign and the donor has an interest in a property which is the subject of this report and indicated he would vacate the Chamber taking no part in debate.

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Clr Harika declared a Pecuniary Conflict of Interest as she is the Director of an entity which has an interest in a property which is the subject of this report and indicated she would vacate the Chamber taking no part in debate.

**SECTION 4:**

**MAYORAL MINUTES**

CLR ISHAC ARRIVED AT THE MEETING AT 6.10 PM.

**ITEM 4.1**  
**(845)**

**VALE DOUG SHEDDEN AND ALEX FULCHER MBE OAM**  
**CLR. ASFOUR**

RESOLVED that Mayoral Minute be received.

Council observed a minutes silence in memory of Doug Shedden and Alex Fulcher MBE OAM.

- CARRIED

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**DECLARATIONS OF PECUNIARY INTEREST OR NON-PECUNIARY CONFLICT OF INTEREST**

In respect of Item 5.2 – Canterbury Bankstown Consolidated Local Environmental Plan, Cllr Ishac declared a Pecuniary Conflict of Interest as a relative has an interest in a property which is the subject of this report and indicated he would vacate the Chamber taking no part in debate.

**ITEM 4.2                      CAMPSIE-BURWOOD TRANSPORT LINK**

**(846)                         CLR. ASFOUR**

RESOLVED that Council contribute up to \$15,000 to a joint feasibility study, to be funded from Council's Transport Network Program budget.

- CARRIED

**ITEM 4.3                      BUSHFIRE RELIEF INITIATIVE - GO SPEND SEND**

**(847)                         CLR. ASFOUR**

RESOLVED that Council endorses the launch of the Go Spend Send Bushfire relief initiative that encourages the Canterbury Bankstown Community and local businesses to visit bushfire impacted areas and spend money by way of a day trip with family and friends or hosting business meetings or events in the areas.

- CARRIED

**ITEM 4.4                      FAREWELLING FR APOSTOLOS TRIFYLLIS**

**(848)                         CLR. ASFOUR**

RESOLVED that Mayoral Minute be received.

- CARRIED

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**ITEM 4.5**                      **LOCAL COMMUNITY BASED DONATIONS**  
**(849)**                              **CLR. ASFOUR**

RESOLVED that

1. Council support the request from The Good Samaritan Aid Society (GSAS) through one of their programs "Food Angel" to fund 10 Hampers through a \$300 donation.
2. Council support the request from the State Emergency Services (SES) and waive the full fee of \$202 relating to the Flood Rescue Development Workshops for SES volunteers held on 15 December 2019 at Monash Reserve, East Hills.
3. Council support the request from Parkrun to waive the fees associated with the use of the Field of Dreams Reserve and St Mary Mackillop Reserve for their weekly runs until June 2020 and the Christmas Day event. The amount requested equates to \$2,925 for both reserves.
4. Council support the request from the Zonta Club of Sydney West to sponsor the "Young Men Standing Strong Against Domestic Violence Award" in the amount of \$2,000, which will be presented at the International Women's Day Breakfast.
5. Council support the request from the Pink Stump Day organisers, which raises funds for the McGrath Foundation, to waive the Bankstown Memorial Oval hires fees, amounting to \$2,785.20.
6. These funds to be made available from Council's Community Grants and Events Sponsorship budget.

- CARRIED

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

**ITEM 5.1**                      **EMPLOYMENT LANDS, HOUSING AND AFFORDABLE HOUSING STRATEGIES**  
**(850)**                              **CLR. EISLER:/CLR. ISHAC**

RESOLVED that

1. Council endorse the Draft Canterbury Bankstown Housing Strategy (Attachment A) for public exhibition for 28 days.

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2. Council refer the Draft Canterbury Bankstown Housing Strategy to the Department of Planning, Industry and Environment for endorsement during the exhibition period.
3. Council endorse the Draft Canterbury Bankstown Employment Lands Strategy (Attachment B) for public exhibition for 28 days.
4. Council endorse the Draft Canterbury Bankstown Affordable Housing Strategy (Attachment C) for public exhibition for 28 days.
5. Council endorse the Draft Planning Agreement Policy amendments to reflect the draft Affordable Housing Strategy (Attachment E).
6. The Draft Strategies be amended as required to respond to matters arising from the Gateway Determination for the draft Canterbury Bankstown Local Environmental Plan, or to address feedback from the NSW Department of Planning, Industry and Environment.
7. A further report be submitted to Council following the exhibition period.

- CARRIED

**SUSPENSION OF STANDING ORDERS**

**MATTER OF URGENCY – LACK OF QUORUM**

**(851)**

**CLR. ASFOUR:/CLR DOWNEY**

RESOLVED that urgency be permitted having regard to Section 4.34 of the Code of Conduct which allows Councillors to participate in a decision in respect of Item 5.2 to delegate consideration of a matter to another body.

- CARRIED

**ITEM 5.2**

**CANTERBURY BANKSTOWN CONSOLIDATED LOCAL ENVIRONMENTAL PLAN**

**(852)**

**CLR. RAFFAN:/CLR. ISHAC**

RESOLVED that given the nature and number of disclosures of interest, and the lack of quorum, Council delegate to the Local Planning Panel its statutory function(s) in considering and voting and determining the Minister's Gateway Determination with request to the proposed Canterbury Bankstown LEP.

- CARRIED

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**ITEM 5.3**                    **REPORT ON COUNCIL'S PERFORMANCE IN THE ASSESSMENT OF DEVELOPMENT APPLICATIONS, CLAUSE 4.6 VARIATIONS APPROVED IN THE SECOND QUARTER OF THE 2019/20 FINANCIAL YEAR, AND PLANNING RELATED LEGAL APPEALS**

**(853)**                        **CLR. DOWNEY:/CLR. MADIRAZZA**

RESOLVED that the report be noted.

- CARRIED

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

Nil

**SECTION 7:**                **GOVERNANCE AND ADMINISTRATION MATTERS**

**ITEM 7.1**                    **REVIEW OF THE 2019/20 OPERATIONAL PLAN, DELIVERY PROGRAM 2018-21, AND BUDGET TO DECEMBER 2019**

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

RESOLVED that Council note the quarterly review of its 2019/20 Operational Plan to 31 December 2019 and adopt the December 2019 Quarterly Budget Review as outlined in this report.

- CARRIED

**ITEM 7.2**                    **MATTERS DETERMINED UNDER DELEGATED AUTHORITY 12 DECEMBER 2019 TO 24 FEBRUARY 2020**

**(855)**                        **CLR. WAUD:/CLR. ZAMAN**

RESOLVED that the information be noted.

- CARRIED

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**ITEM 7.3**                      **CASH AND INVESTMENT REPORT AS AT 31 DECEMBER 2019 & 31 JANUARY 2020**  
**(856)**                              **CLR. MADIRAZZA:/CLR. TUNTEVSKI**

RESOLVED that

1.     The Cash and Investment Report as at 31 December 2019 and 31 January 2020 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**                      **CHILD FRIENDLY CITY ACTION PLAN**  
**(857)**                              **CLR. EISLER:/CLR. EL-HAYEK**

RESOLVED that Council adopt the Child Friendly City Action Plan and begin implementing the priority actions.

- CARRIED

**SECTION 9:**                      **COMMITTEE REPORTS**

**ITEM 9.1**                      **MINUTES OF THE PROSPERITY & INNOVATION REFERENCE GROUPS MEETINGS**  
**(858)**                              **CLR. WAUD:/CLR. RAFFAN**

RESOLVED that the minutes of the Prosperity & Innovation Reference Groups meetings be endorsed.

- CARRIED

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**ITEM 9.2**                      **MINUTES OF THE TRAFFIC COMMITTEE MEETING HELD ON 11 FEBRUARY 2020**  
**(859)**                              **CLR. HARIKA:/CLR. WAUD**

RESOLVED that the recommendations contained in the minutes of the Canterbury Bankstown Council Traffic Committee meeting held on 11 February 2020, be adopted.

- CARRIED

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

**ITEM 10.1**                      **NOTICE OF MOTIONS**  
**(860)**                              **CLR. KUSKOFF:/CLR. TUNTEVSKI**

RESOLVED that the information be noted.

- CARRIED

**MATTER ARISING – CLR RAFFAN**

In respect of the response received from the NSW Government Planning, Industry & Environment on 17 December 2019, Clr Raffan requested that Council again write to the NSW Government demanding that they clearly identify the appropriate agency responsible for the sheet metal piling and to identify how and when their future removal and river bank rehabilitation will be managed.

**ITEM 10.2**                      **CONDOLENCE MOTION - ABDALLAH AND SAKR FAMILIES**  
**(861)**                              **CLR. EL-HAYEK:/CLR. SALEH**

RESOLVED that Council extends to the families and friends of Antony, Angelina and Sienna Abdallah and Veronique Sakr its deepest and heartfelt condolences for your loss.

- CARRIED



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**ITEM 10.3**                    **THANK YOU - BUSHFIRE RESPONSE**  
**(862)**                         **CLR. EL-HAYEK:/CLR. ZAMAN**

RESOLVED that

1. Council acknowledge and thanks the many community groups that supported NSW communities through the humanitarian response.
2. Council presents certificates of appreciation to the local community groups that responded to the humanitarian relief associated with the Black Summer Bushfire Crisis.

- CARRIED

**ITEM 10.4**                    **RESOURCING THE GEORGES RIVER NATIONAL PARK**  
**(863)**                         **CLR. DOWNEY:/CLR. TUNTEVSKI**

RESOLVED that Council write to the Minister for the Environment, asking the Minister to clarify what, if any, measures will be taken by the National Parks and Wildlife Service to prevent the ignition and spread of fires in the Georges River National Park.

- CARRIED

**ITEM 10.5**                    **FLOOD DEPTH MARKERS**  
**(864)**                         **CLR. TUNTEVSKI:/CLR. DOWNEY**

RESOLVED that Council, in light of the recent floods undertake the appropriate process in reviewing the adequacy of existing flood depth markers and the need for any additional markers on Council's local road network.

- CARRIED

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**ITEM 10.6**                    **POLICING DURING PUBLIC HOLIDAYS**  
**(865)**                        **CLR. HARIKA:/CLR. EL-HAYEK**

RESOLVED that Council meets with the Bankstown Local Area Command, to understand its resourcing needs, to enable greater targeting of anti-social behaviour on public holidays.

- CARRIED

**ITEM 10.7**                    **CANTERBURY BANKSTOWN MONOPOLY EDITION**

CLR EISLER TEMPORARILY RETIRED FROM THE MEETING AT 7.15 PM AND RETURNED TO THE MEETING AT 7.17 PM.

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

RESOLVED that Council:

1.    Develop a Canterbury Bankstown Monopoly edition to celebrate, promote and support pride in our City;
2.    Seek community input to select important local landmarks, places, spaces and institutions; and
3.    Promote the Canterbury Bankstown Monopoly edition board game.

- CARRIED

**ITEM 10.8**                    **WE SAY NO TO RACISM**

**(867)**                        **CLR. EL-HAYEK:/CLR. ISHAC**

RESOLVED that Council promotes the message of inclusivity through its established communication channels, especially to support our Chinese community and all businesses that have been affected by the Coronavirus outbreak.

- CARRIED

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**ITEM 10.9**                      **RESTORE THE INNER WEST LINE**  
**(868)**                              **CLR. HARIKA:/CLR. DOWNEY**

RESOLVED that Council writes to the NSW Government in support of the restoration of the Inner West Line.

- CARRIED

CLR KUSKOFF RETIRED FROM THE MEETING AT 7.23 PM.

**SECTION 11:**                      **CONFIDENTIAL SESSION**

**(869)**                              **CLR. DOWNEY:/CLR. ISHAC**

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 Items 11.1 , and 11.2 in confidential session for the reasons indicated:

Item 11.1 Property Matter - Waterloo Road Greenacre

*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 11.2 Property Matter - 85 Carlingford Street, Sefton

*This report is considered to be confidential in accordance with Section 10A(2)(d)(ii) of the Local Government Act, 1993, as it relates to commercial information of a confidential nature that would, if disclosed, confer a commercial advantage on a competitor of the council.*

- CARRIED

**COUNCIL RESOLVED INTO CONFIDENTIAL SESSION AT 7.23 PM AND REVERTED BACK TO OPEN COUNCIL AT 7.32 PM.**

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**ITEM 11.1                    PROPERTY MATTER - WATERLOO ROAD GREENACRE**

**(870)                        CLR. EL-HAYEK:/CLR. MADIRAZZA**

RESOLVED that Council agree to the proposed approach regarding the matter, as outlined in the report.

- CARRIED

**ITEM 11.2                    PROPERTY MATTER - 85 CARLINGFORD STREET, SEFTON**

**(871)                        CLR. HARIKA:/CLR. ISHAC**

RESOLVED that Council agree to the proposed approach regarding the matter, as outlined in the report.

- CARRIED

**THE MEETING CLOSED AT 7.33 P.M.**

Minutes confirmed 24 MARCH 2020

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Mayor